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AUG 20 1936

GIFT OF PUBLISHER

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 77 NEW YORK, WEDNESDAY, APRIL 1, 1936 TEN CENTS

Several New Faces Slated On "U" Board

Five or Six Changes Due After Sale Tomorrow

Five or six new directors will be elected to the board of Universal Pictures Corp. tomorrow following the transfer of control from Carl Laemmle to Standard Capital Corp. and Charles R. Rogers.

New members of the board will include J. Cheever Cowdin and Lawrence Fox of Standard Capital, Rogers, C. M. Woolf and Herbert Wilcox. The latter two represent the British interests which are participating in the Universal option financing. Erpi and Eastman Kodak, other participants in the financing, will have representation through the two Standard Capital executives and a possible sixth nominee for the board. The addition of a sixth new member is said to be still under discussion. Likewise, no final decision has been made on the election of Rogers, whose post as executive vice-president in charge of production may make it impractical for him to leave the studio regularly to attend meetings in the east. How-

(*Continued on page* 13)

WPA Census Count Under Bureau Fire

Washington, March 31.—Difficulty in securing adequate personnel and resultant delay in the taking of the second census of business and amusements is being experienced because of the fact that the work, undertaken with WPA funds, is under the control of the WPA instead of being directed by the Census Bureau, it was disclosed today.

Hearings on the Department of Commerce supply bill, made public this morning, show that the $8,077,000 assigned for the census by the WPA could have been used more efficiently had the work been turned over to the Census Bureau.

Criticising the difficulties which

(*Continued on page* 13)

Nat Levine Denies Resignation Report

Hollywood, March 31.—Rumors that he intends to quit Republic have prompted Nat Levine to issue a formal denial. He points out that he owns 50 per cent of the producing company, Republic Prod., Inc., of which he is president.

His statement read: "I have no in-

(*Continued on page* 13)

By Rail and Air

Will H. Hays left for Hollywood yesterday to remain there two weeks.

Al Lichtman, back from Bermuda and entirely recovered from the flu and bronchial pneumonia, leaves by air for the M-G-M studio shortly. This will be his final conference on the 1936-37 program after which he will set the date for the annual sales convention. At the present time it looks like Chicago.

S. R. Kent sails for the Continent April 21 accompanied by Joseph M. Schenck. A Twentieth Century-Fox sales meeting in London impends.

Gradwell L. Sears, A. W. Smith. Jr., and S. Charles Einfeld, vice-presidents all of Vitagraph, take the sky route to Hollywood tomorrow. The new season's schedule is the reason.

John D. Clark goes west in the near future on Twentieth Century-Fox's new lineup after which he, too, will set plans for the company's sales parley.

Joseph H. Moskowitz of the same company is eyeing western train schedules. He will head for the studio in about a week.

Jeffrey Bernerd of Gaumont British is due in from Hollywood this morning.

Barney Balaban, just returned from Waikiki, and his brother, John, as well as Jules Ruben of Great States Theatres hie themselves back to Chicago in a few days.

E. V. Richards, Jr., of Saenger Theatres is another visitor.

Ditto for George W. Trendle of Detroit.

All in and out by the end of the week.

LOEW GOES INTO CHICAGO, DETROIT

Takes Over Management Of United Artists Theatres There

Loew-M-G-M have concluded arrangements with United Artists Theatre Circuit under which they will take over operation of the United Artists theatres in Chicago and Detroit, marking for the first time the entry of these companies in both cities. The deal is effective on the expiration within a year of the present management operating agreements for the two theatres held by the Paramount subsidiaries, B. & K. and United Detroit Theatres.

The deal will include an M-G-M preferred product supply for the two houses. The Detroit theatre has had this in the past but the Chicago house has concentrated on United Artists and Paramount pictures. Both houses are understood to have United Artists franchises which continue their supply from that company.

Reports yesterday indicated that Loew's-M-G-M may have acquired a stock interest in the two houses from either Paramount or United Artists Circuit, but Joseph M. Schenck, head of the latter company, said that no stock sale is involved in the deal. He

(*Continued on page* 11)

Funds Sought For New U. S. Trust Probers

Washington, March 31.—Establishment in the Department of Justice of a new unit under the anti-trust division to investigate situations concerning which no complaint has been made but where there exists the possibility of anti-trust law violation, was suggested last month to the House Appropriations Committee by Assistant Attorney General John Dickinson, it was revealed today with the release of the testimony taken during consideration of the department's appropriation bill for the coming fiscal year.

It was explained to the committee by Dickinson that while during the last fiscal year nearly 1,500 complaints were received, there are a number of situations regarding which no complaint has been made, but where investigation might disclose anti-trust law violations. While no mention was made of the fact, it is generally understood that this information has been secured through a detailed study of NRA codes. If the Department of Justice is to undertake "fishing expeditions" of this nature, Dickinson said, an additional fund of $100,000 will be necessary to set up the organization.

NRA Dies Today with Only Former Employes Mourning

By BERTRAM F. LINZ

Washington, March 31.—With only its former employes as mourners, NRA tomorrow will be buried in history with the expiration of the last vestige of legislation originally adopted in June, 1933.

The expense of the experiment in industrial regimentation has never been calculated, but it is estimated that it ran into many millions of dollars.

Every segment of the film industry felt the effects of Government control under the code approved by President Roosevelt Nov. 27, 1933, and effective until the Supreme Court declared the codes invalid last May in the "sick chicken" decision.

Whether the President has entirely abandoned his plan for control of the industry has never been divulged, but the possibilities of further legislation along that line have been held out at intervals, notably in his message to Congress on relief March 18, in which veiled suggestions were made that, unless business accepted its share of the relief problem by increasing em-

(*Continued on page* 10)

Yates Considering British Laboratory

By BRUCE ALLAN

London, March 31.—Herbert J. Yates, president of Consolidated Film Industries, Inc., is reported to be considering various sites for the construction of a British Consolidated laboratory. It is indicated that he will make a decision on a site before his departure for New York on April 4, the most likely sites being Denham and the Iver district.

Unconfirmed reports here have linked Yates with various plans to finance studio operations.

ITOA Federal Suit Against Majors Due

The I. T. O. A., within the next week or two, will file an action in Federal court here against all the major distributors, alleging violation of the Federal anti-trust laws with respect to the contract clauses allegedly forcing the playing of shorts with features. The action had been

(*Continued on page* 11)

MOTION PICTURE DAILY

(Registered U. S. Patent Office)

Vol. 39 April 1, 1936 No. 77

MARTIN QUIGLEY
Editor-in-Chief and Publisher
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau, 624 South Micbigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues. *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Sydney Bureau: 600 George Street, *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Glasgow Bureau: 86 Dundrennan Road, *G. Holmes,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Bernerd Is Pleased By G. B. Sales Here

CHICAGO, March 31.—Jeffrey Bernerd is pleased with the way G.B. sales are going in this country, he indicated here today during a stopover on his trip east from the coast.

"We're getting the deals we want," he said. "Exhibitors are realizing the box-office value of G.B. pictures."

Bernerd has just closed a percentage deal for G.B. product in Fox houses and has also secured an adjustment on this year's pictures, putting them on a percentage basis instead of at low rentals.

Soundmen Now Under IATSE Jurisdiction

HOLLYWOOD, March 31.—Soundmen will henceforth be under the jurisdiction of Local 695, I.A.T.S.E. Soundmen's Union in accordance with the terms of the settlement of this jurisdictional problem today at Washington, D. C.

The soundmen comprise the last of the labor groups to come under the I.A.T.S.E. closed shop arrangement. Negotiations have been in progress for several months.

Zukor in Hollywood

HOLLYWOOD, March 31. — Adolph Zukor arrived here today for conferences with John E. Otterson and other Paramount executives.

Insiders' Outlook

By RED KANN

Hollywood, March 31.

THE stages are on the way. In six months, the construction job will be completed. Then Sol Wurtzel moves from Twentieth Century-Fox's Western Avenue plant to Westwood Hills, there to concentrate all activity on the one lot while Wurtzel's old bailiwick will be utilized for standing sets and the like. Around this studio the word is that the anticipated savings from the joint housing plan will run $500,000 a year through elimination of overlapping department heads, reductions in wages by shrinking the labor index, transportation charges and more of the same ilk. . . .

▼

The two lot consolidation also will mark an end to the more or less autonomous regime maintained by Wurtzel where bread-and-butter films on the Twentieth Century-Fox program have been turned out while Darryl F. Zanuck shaped his plans about furnishing caviar and roast. For, to all intents and purposes, Wurtzel has been traveling largely on his own. He meets Zanuck at six o'clock every evening to discuss developments and plans, it is true. The budget, of course, is set for him and Zanuck knows, in a general way, what Western Avenue is doing. However, he has been permitting Wurtzel to proceed on his way, meeting and solving his own problems once the production outline has been roughed out. . . .

▼

And a job has been delivered. Wurtzel is an old hand at making pictures. There may be romance in him, but it is difficult to find any manifestations in his technique of running his end of the Twentieth Century-Fox enterprise. He is an indefatigable worker, knows what his pictures cost—which is no trick—but also what they gross. He has been with the original Fox company from the days when. From Bill Fox to Winnie Sheehan to McIntyre and Clarke, Tinker and Rowland, Rockett and Sheehan again and now Zanuck, Wurtzel has passed through many administrations in a land where the survival of one marks the survivor a veteran. . . .

▼

He is the official producer of the B product, the admittedly cheaper grade of film designed to even off the program's A content. But, let us remind you, there are apt to be surprises which nobody can dope out in advance, Zanuck or Wurtzel or anyone else. The fixed designations as to quality often fool those who designate them and, as this Hollywood series already has pointed out several times, A may emerge from the laboratory as B and in reverse as well. That's for time and film to determine, not this yarn or Wurtzel. . . .

▼

And so, in keeping with his plotted course for these many years, Wurtzel's commitment for 1936-37 will run to a total of twenty in series of four each. The popular Charlie Chans, a staple of the lineup, will continue. In five years, Wurtzel has made eleven. Awaiting release is "Charlie Chan at the Circus." Planned are "Charlie Chan at the Racetrack," "Charlie Chan with the Navy," and "Charlie Chan at College." Some of these may be on the current schedule. Four Girl Comedies, about which final decision has been fluctuating, have been amply discussed. Claire Trevor, Dixie Dunbar and Arline Judge would appear in the group. . . .

▼

"Every Saturday Night," first of the Jones Family quartet, slipped through as a surprise. Zanuck knew it was being made, but that was all. After he took a look, the series was set. Jane Withers is down for four, her current and immediate activity including "Public Nuisance No. 1" and "Salomy Jane." These constitute the admitted B product. The remaining four of the total twenty are being set up as A. One will be "The Mercy Killer," which George Marshall will direct; another, "The Holy Lie." . . .

▼

One of the interesting tidbits about Wurtzel has to do with the youngster known as Shirley Temple. The adorable one had appeared in "Stand Up and Cheer." There was no realization of what was to come. Even Earle W. Hammons, who had Shirley in two-reelers for Educational, didn't know. Then came the loanout to Ben Schulberg for "Little Miss Marker" chiefly, as this reporter gets the facts, because Fox failed to wax excited and so had not bothered to hunt for Temple stories. Shirley burst upon Fox and the world in "Little Miss Marker" and action popped thereafter. . . .

▼

Winnie Sheehan ordered his producers to get Temple yarns. Whether by diligence or a stroke of good fortune, Wurtzel made

(*Continued on page 10*)

To Greet Jolson

Al Jolson will be met at the Grand Central station tomorrow by a Scotch band from Yonkers and a group of girls dancing a la Bacchante—whatever that is. Warners' publicity department knows.

After Jolson recovers from the shock he will be escorted along 42nd St. to Broadway and up to the Strand, where, by coincidence, "The Singing Kid" will open Friday night.

The bagpipes are going to skirl songs like this: "You're the Cure for What Ails Me," "I Love to Sing -A," "Save Me Sister," and maybe "Mammy."

20th-Fox in Appeal Of S. & C. Decision

Twentieth Century-Fox, through Louis Nizer, has filed an appeal from the recent decision of the N. Y. Supreme Court in favor of Springer & Cocalis and Consolidated in an action brought by Twentieth Century-Fox. The decision, seen as having widespread distribution significance if it is upheld, would make the distributor's overage on a group of designated percentage pictures dependent on the earnings of the entire group, rather than on the earnings of each picture individually.

Fox sued the circuit on a 1934-35 contract for 58 films at a flat rental of $2,750 per picture for 30 of the circuit's houses. A clause called for a 50 per cent overage on six pictures to be allocated by Fox. Fox asked $18,000, allegedly due under that clause. The circuit contended that it had made a profit on only two of the six, that the loss on the other four more than offset the profit, and claimed the right of the cumulative accounting. That claim was upheld by the court.

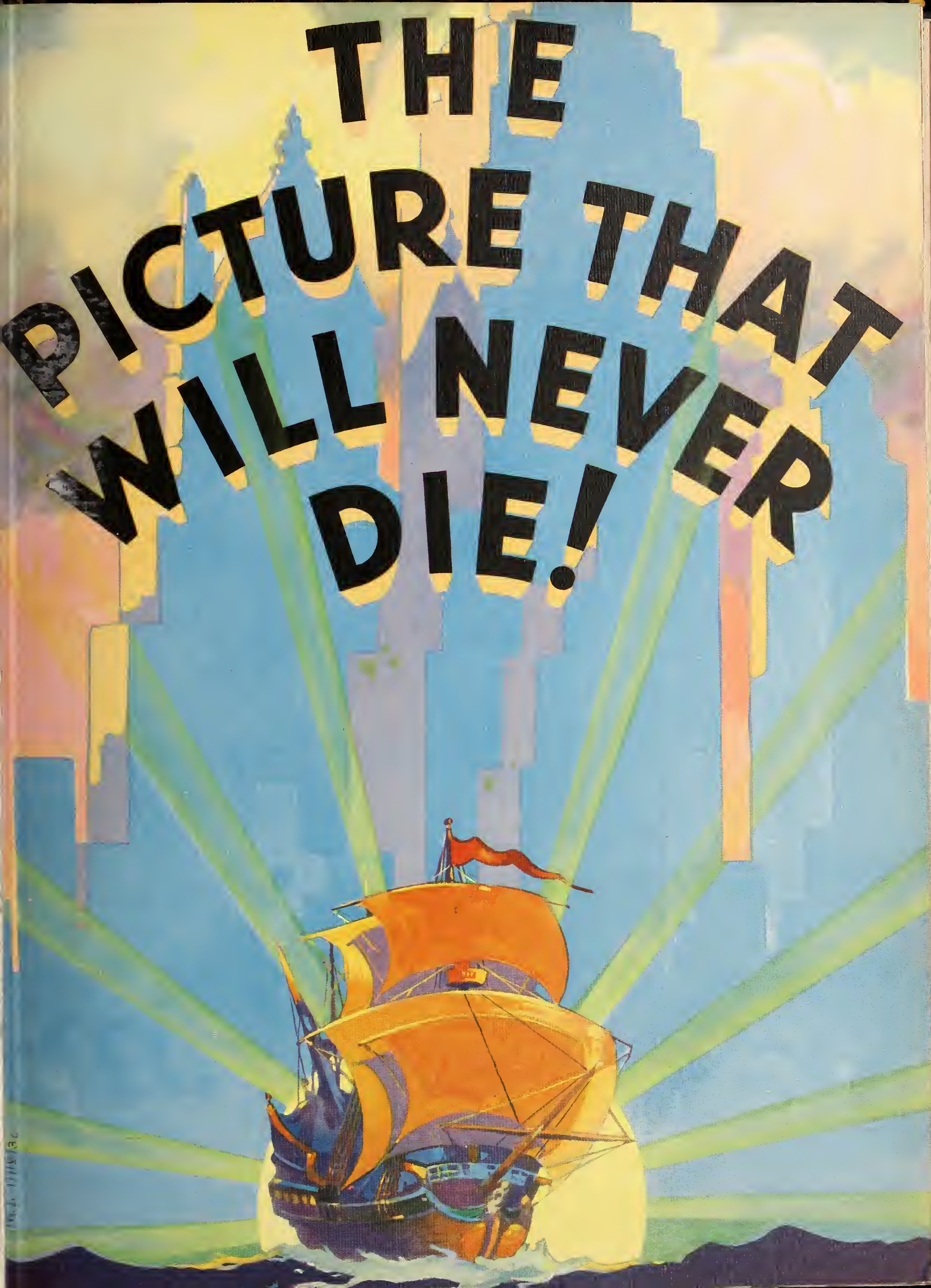
No Change in Sales Plan, Says Schaefer

United Artists plans no change in sales policy at this time with respect to the assessment of score charges on exhibitors in the Philadelphia territory, it was indicated yesterday by George J. Schaefer, vice-president and general manager in charge of sales for U. A., in commenting on the protest resolution passed recently by the board of managers of the M. P. T. O. of Eastern Pennsylvania, Southern New Jersey and Delaware.

Schaefer declared that the company's national sales policy on score charges has been in effect since last August. The board had urged all exhibitors in the territory to register a protest against the imposition of score charges.

Sue 20th-Fox on Picture

Morgan Wallace and L. S. Lawrence filed suit in Federal court yesterday against Twentieth Century-Fox, alleging plagiarism in the film "Thanks a Million." The plaintiffs charge that Wallace copyrighted a story, "Congratulations," sold it to Lawrence for stage production, and granted him 50 per cent of any film rights. They charge the Fox film is an infringement of the Wallace story.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WILL NEVER
DIE!

CARL LAEMMLE PRESENTS

SUTTER GOLD

UNIVERSAL'S ETERNAL EPIC!

'S

CARL LAEMMLE
presents

SUTTER'S GOLD

The most glorious of all epics!
Starring
EDWARD ARNOLD*
with **Lee Tracy • Binnie Barnes**
Katharine Alexander, Montagu Love, Addison Richards, John Miljan, Harry Carey, Bryant Washburn, Robert Warwick, Gaston Glass, Russell Hopton, William Janney, Sidney Bracy, Nan Gray, and thousands of others.

Based on Blaise Cendrars' novel. By arrangement with Bruno Frank • Screenplay by Jack Kirkland, Walter Woods, George O'Neil • Directed by JAMES CRUZE • An EDMUND GRAINGER Production

A UNIVERSAL PICTURE

* By arrangement with B. P. Schulberg

LITHO. IN U. S. A.

EDWARD ARNOLD
as
"JOHN SUTTER"

Representation,
Sam Jaffe, Inc.

Under Personal Contract to
B. P. Schulberg Productions, Ltd.

"SUTTER'S
FROM COAST

Governor Merriam of California congratulates Carl Laemmle, Binnie Barnes and Edward Arnold!

Thousands join in 'Forty-niners' parade in Sacramento on day of premiere!

Mayor Rossi of San Francisco attends premiere and welcomes "Sutter's Gold" stars on arrival.

TEN-STRIKES FROM THE SACRAMENTO PREMIERE:

"Finest entertainment I have ever witnessed!" —Joseph Blumenfeld, Pres.,
Blumenfeld Theatres Corp.

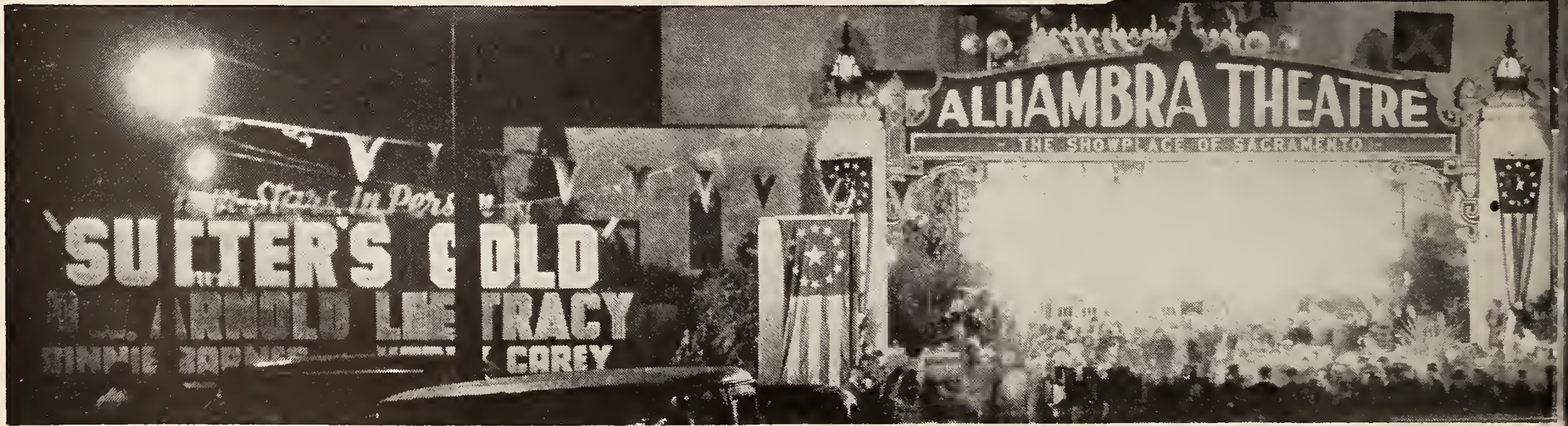
"Great mass appeal, sure-fire box office entertainment!" —R. A. McNeil, Pres.,
Golden State Theatres

"A credit to the motion picture industry!" —Fred Williams, Vice-pres.,
Consolidated Amusement Corp.

"A picture that will go down in history!" —Mike Naify, Pres.,
T. & D. Junior Theatres

"Most impressive screen presentation that the city has yet seen and one that will be talked about for years to come!" —Sacramento Union

STEP OU


Stars in Person
'SUTTER'S GOLD'
ARNOLD LEE TRACY
BINNIE BARNES
CAREY
ALHAMBRA THEATRE
THE SHOWPLACE OF SACRAMENTO
Early evening scene of Alhambra Theatre, Sacramento, ready for the road show premiere!

GOLD" RUSH

TO COAST!

NUGGETS FROM NEW YORK'S RADIO CITY MUSIC HALL OPENING:

"Stirring, impressive, elaborate and exciting drama of young California . . . Edward Arnold gives a handsome performance, even more powerful than that of 'Diamond Jim' . . . The whole family will enjoy it!"

— Bland Johaneson,
N. Y. Daily Mirror

"'Sutter's Gold' a sweeping epic; box office certainty!"

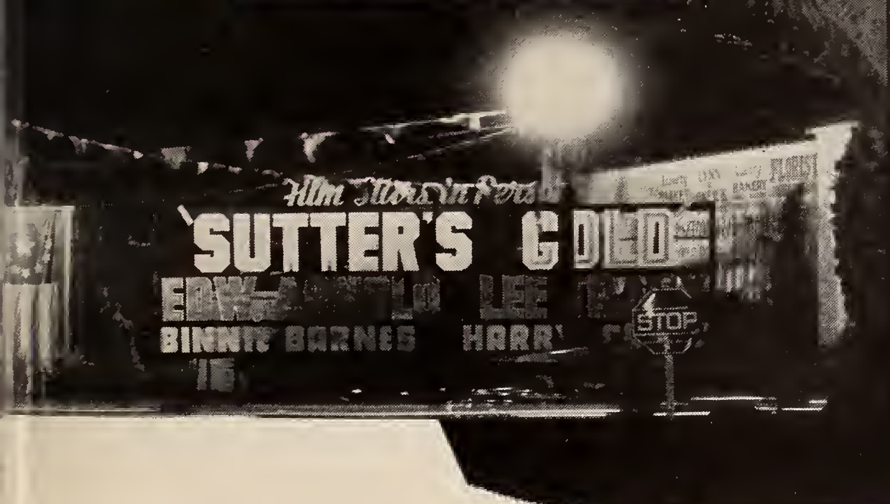
— Hollywood Reporter

"Will stand alone on high entertainment standard at almost any spot!" — Daily Variety

(more later)

RADIO CITY
MUSIC HALL
RKO
RADIO CITY Music Hall
'LADIES DAY' ALL GIRL SPECTACLE ON STAGE

WITH UNIVERSAL


Film Stars in Person
SUTTER'S GOLD
BINNIE BARNES HARRY
STOP

Minneapolis' Top "Colleen" With a Band

MINNEAPOLIS, March 31.—"Colleen," with Horace Heidt and his band on the stage of the Minnesota, did a nice $12,000 on the week. This was $2,000 over normal.

"The Music Goes 'Round" reached $6,500 at the Orpheum, over the line by $1,000, and "Trail of the Lonesome Pine" held up to $6,000, up by $500, at the State in its second week.

"The Country Doctor" was $1,000 up on a gross of $6,500 at the St. Paul Paramount, and "Every Saturday Night" was $500 to the good on a take of $4,000 at the Riviera. "The Magnificent Obsession" grossed $2,000 in its fifth week at the World.

Total first run business in Minneapolis was $28,500. Average is $25,500. Total first run business in St. Paul was $17,500. Average is $16,000.

Estimated takings:

Minneapolis:

Week Ending March 25:

"FIRST A GIRL" (G.B.)
WORLD—(400), 25c-55c, 7 days. **Gross:** $2,500. (Average, $3,000)

Week Ending March 26:

"THE PREVIEW MURDER MYSTERY" (Para.)
LYRIC—(1,238), 20c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending March 27:

"COLLEEN" (W.B.)
MINNESOTA—(4,000), 25c-55c, 7 days. Stage: Horace Heidt and Brigadiers. **Gross:** $12,000. (Average, $10,000)
"THE MUSIC GOES 'ROUND" (Col.)
ORPHEUM—(2,900), 25c-40c, 7 days. **Gross:** $6,500. (Average, $5,500)
"TRAIL OF THE LONESOME PINE" (Para.)
STATE—(2,300), 25c-40c, 7 days, 2nd loop week. **Gross:** $6,000. (Average, $5,500)

St. Paul:

Week Ending March 27:

"THE COUNTRY DOCTOR" (20th-Fox)
PARAMOUNT—(2,300), 25c-40c, 7 days. **Gross:** $6,500. (Average, $5,500)
"EVERY SATURDAY NIGHT" (20th-Fox)
RIVIERA—(1,000), 25c-40c, 7 days. **Gross:** $4,000. (Average, $3,500)
"LOVE ON A BET" (Radio)
ORPHEUM—(2,000), 25c-40c, 4 days. **Gross:** $2,000. (Average for week, $4,000)
"YOU MAY BE NEXT" (Col.)
ORPHEUM—(2,000), 25c-40c, 3 days **Gross:** $1,500. (Average for week, $4,000)
"TOUGH GUY" (M-G-M)
TOWER—(1,000), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)
"MAGNIFICENT OBSESSION" (Univ.)
WORLD—(400), 25c-35c, 7 days, 5th week **Gross:** $2,000. (Average, $1,500)

Lesser Sets Smith Films

HOLLYWOOD, March 31.—Sol Lesser has closed a three-way deal with Frank H. Spearman, creator of the character, for a series of 12 "Whispering Smith" stories. The stories will be published by Doubleday-Doran, serialized on the radio, and made as pictures by Lesser. Lesser is now seeking a player for the role on the air and screen. The pictures will be sold in the same manner as the "Charlie Chan" series, but Lesser has not as yet closed a releasing deal.

Condemn 120 Billboards

BOSTON, March 31.—Commissioner of Public Works William F. Callahan has condemned 120 billboards under regulations that recently went into effect after litigation had been dropped.

Insiders' Outlook

(*Continued from page 2*)

the line ahead of the others. The result was "Baby, Take a Bow," that memorable attraction which W. G. Van Schmus allowed to slip out of his Music Hall hands and into Howard Cullman's for the Roxy. Van Schmus never doubled back on the same mistake. Made as a James Dunn-Claire Trevor vehicle with Shirley also in it, "Baby, Take a Bow," cost about $150,000 and grossed $800,000 domestically. The excitement was something by this time and next took form in "Bright Eyes"—cost $225,000, domestic gross $1,300,000, world gross, $1,800,000. From that point on, the Temple fable must be familiar to all hands. . . .

▼

Emphasizing the vagaries of production and also the general fallacy of setting up rules defining what will or will not go calls for another story. It's about Will Rogers, Sheehan and Wurtzel. It is said of Rogers that Will, always independent, was fussy about stories; that time was when he and Sheehan failed to see matters eye to eye. Whether Wurtzel and Rogers hit it off on a more agreeable plane or whether Westwood Hills turned over the comedian to Western Ave. in a move to eliminate the Hollywood impression Wurtzel was making only the cheap film or whether a combination of both, the facts are Rogers went to Wurtzel for a series. And this is what happened. . . .

▼

Western Avenue produced "Judge Priest," "Handy Andy," "Life Begins at 40" and "Steamboat 'Round the Bend." The second cost $285,000, grossed between $900,000 and $1,000,000; the third cost $350,000, grossed $1,000,000; the fourth cost $355,000, did $1,200,000. "In Old Kentucky," the final Rogers was produced by Sheehan. Now whether or not Wurtzel again got a break will be a matter of opinion. The facts are Rogers had been doing an approximate $600,000 domestic business. The pictures Wurtzel produced were all $1,000,000 each and over. It may have been Rogers' natural growth as an attraction; certainly, in large measure, this was true. It may have been things in the product. The conclusion is what you make it. . . .

▼

Certain it is that Wurtzel has earned his spurs as a manufacturer of salable, down-to-earth pictures turned out at a price. Owl-like in one respect, at least, is his wisdom about negative costs. "Pictures," he thinks, "should be made at $200,000 or $500,000 and over. The in-betweens represent the loss and the gamble in production." This space is not so certain about his higher bracket when it recalls the $500,000 and beyond negatives which have done about as much and, in some instances, less than lower bracket attractions. On the cheaper type, however, Wurtzel is entirely correct. Any circuit operator with a long view of what takes place at the box-office will step up with verification on request. . . .

To Market New Device

HOLLYWOOD, March 31.—Plans to market a new invention which is said to eliminate side seat distortion in theatres are being carried out by Light, Inc., of which Major James D. Fletcher, former theatre man, is a shareholder. The invention is known as Stereo-Lite, and embodies a method of projecting two different images on the screen at once, separating them with a beam of light. The device is said to give the projected image greater depth, and calls for no change in the present method of taking or showing pictures. Donovan Foster, the inventor, was recently killed in a motor accident.

Para. Signs Irene Dunne

HOLLYWOOD, March 31.—Paramount has signed Irene Dunne to a three-picture contract. The studio has no story in mind as her first assignment, and Miss Dunne plans to leave for New York shortly to look over plays. In addition to Paramount, Miss Dunne has commitments at Radio and Columbia.

M-G-M Re-Signs Three

HOLLYWOOD, March 31.—M-G-M has given new term contracts to the song writing team of Nacio Herb Brown and Arthur Freed, and to Richard Thorpe, who directed "The Voice of Bugle Ann." Brown and Freed are preparing a new "Broadway Melody," and Thorpe has been assigned to direct "Gram."

Theatre Panic Averted

NEW ORLEANS, March 31.—Warren Sales, owner of the Garden, prevented what might have been a fire panic when, under his direction, his audience filed slowly from the theatre following a gasoline explosion three doors distant.

Terry Expands Company

Paul Terry, undertaking a reorganization and expansion of TerryToons, has effected a 15 per cent increase in production personnel and negative investment. TerryToons have 10 more cartoons for Educational release this season.

Imperial to Handle Cinecolor in India

HOLLYWOOD, March 31.—Cinecolor, Inc., has closed with Imperial Film Co., of Bombay, India, giving Imperial exclusive rights to the Cinecolor process in British India, Ceylon, Burma, Afghanistan, Iraq, Persia and the Straits Settlements, including all the Malay States. Imperial is headed by Khan Bahadur Ardeshir M. Irani, film pioneer of India, who plans to produce a series of educational films in color.

Imperial will build a special Cinecolor laboratory in India. Wolff M. Henius has been signed as head of the foreign department and export manager, as well as chief of the laboratory. He arranged the deal here and is receiving final training in color photography at the local Cinecolor laboratories.

"Doctor" 2nd Week Closes at $55,000

"The Country Doctor" demonstrated staying powers at the Music Hall by grossing $55,000 in its second week.

"Petticoat Fever" was the only other Broadway attraction to develop any strength in the general Lenten weakness. It reached $38,000 at the Capitol.

"Brides Are Like That" took $8,500 at the Strand; "Preview Murder Mystery" was weak at the Rialto with $6,500; "Charlie Chan at the Circus" failed to stir up any excitement at the Center on a take of $8,000, and "Follow the Fleet" garnered a mild $6,400 at the Palace.

NRA Dies Officially; Few Mourn Its Death

(*Continued from page 1*)

ployment, further steps might be taken along these lines.

That the Administration might make another effort to regulate business is seen by observers in President Roosevelt's reappointment of George L. Berry as coordinator for industrial cooperation and the creation of a committee under Secretary of Commerce Roper to study the operation and effects of the NRA.

Start Florida Circuit

TAMPA, March 31.—Two local projectionists, Woodrow Jones and C. L. Bailiff, have formed Peninsular Enterprises to operate theatres. Three houses have been acquired thus far, in Plant City, Winter Haven and Zephyrhills. They are seeking two other theatres.

Discuss Pettengill Bill

OMAHA, March 31.—Members of the Nebraska-Iowa M.P.T.O., meeting here today, discussed a resolution on the Pettengill Bill but deferred final action in the matter until the next meeting which is slated to be held within 90 days.

Billy Mauch to Warners

HOLLYWOOD, March 31.—Warners have signed Billy Mauch, twelve-year-old actor, to a long term contract. Mauch played "Anthony Adverse" as a boy, and his next assignment will be in "Angel of Mercy."

Ask Copyright Protection on Music Records

By CLARENCE LINZ

WASHINGTON, March 31—Extension of copyright protection to phonograph records as a means of preventing the abuse of their use by broadcasters was asked of the House Patents Committee today by representatives of the manufacturers, who charged that many small radio stations were using records without so designating them, and playing popular compositions so frequently that their sale was killed.

Sales of 500,000 to 1,000,000 copies of a popular record were not unusual before the advent of broadcasting, it was declared by H. A. Huebner, representing the Brunswick and Columbia companies, but today 100,000 is a high figure, seldom attained. It was claimed that the manufacturers lose money on the majority of records, Huebner citing a recording made by a well known artist who received $350 for her performance, after which a total of 1,162 copies were sold, the income being $418.32, on which royalties of $46.48 were paid. Since the total cost of production was $512.68, the company took a loss of $94.36.

The four-cent royalty paid by the two companies is equivalent to 10 per cent of the manufacturing cost of the records, he said in asking for retention of the present license, but it was revealed by W. R. Altschuler, of the American Record Corp. that his company pays only one and one-quarter cent a side under an agreement with the publishers, who have looked upon records as a means of exploitation.

In the event that copyright protection is extended to records, it was promised, only a reasonable fee would be asked of broadcasters, but would be coupled with a limitation upon the number of times a record could be used within a given period. Unless this protection is given, it was declared, the record industry may be forced out of business.

Protection of the type proposed is accorded records abroad, it was said by Isabel Marks of Decca Records, who told the committee that the British manufacturers last year collected £20,000 for the use of records in broadcasting. Decca Records paid royalties of $60,000, while the American Record Corp., which distributed 6,000,000 copies last year, paid royalties of $70,291. Both of these companies make 25-cent records.

Exhibitors will be given an opportunity to present their views on the copyright legislation April 13, when Ed Kuykendall, president of the M. P. T. O. A., will be heard. The final two days of the hearing will be devoted to the producers and distributors.

Schwartzkopf to Speak

Col. H. Norman Schwartzkopf, superintendent of the New Jersey State Police, will talk on "The Application of Sound Motion Pictures to Criminal Identification" at the Spring meeting of the Society of Motion Picture Engineers at the Edgewater Beach Hotel, Chicago, April 27.

Dig Butler Out

Truckee, Cal., March 31.—David Butler has been dug out of snow drifts twice since arriving here to film "White Fang."

He had an idea he could walk on the ice crust used by other members of the company. He weighs 265 pounds.

Loew's Goes Into Chicago, Detroit

(Continued from page 1)

explained that the Paramount interest was in subsidiary management companies equally owned with United Artists Circuit. The interest in these companies, it is understood, involves only the operating agreement and becomes non-effective with the expiration of that agreement in a year. A new agreement, similar to those now held by Paramount subsidiaries, is to be worked out with Loew's.

B. & K. manages the Chicago theatre through Randolph Operating Corp. and George W. Trendle of United Detroit Theatres manages the house in Detroit. In the latter city the choice of M-G-M product has been playing the United Artists, usually on two-week stands, while the one-week runs of M-G-M go to the Michigan, also operated by Trendle. The new agreement is regarded as most likely to affect the B. & K. Chicago, flagship of the Loop, which has been getting that city's choice first run of M-G-M product.

ITOA Federal Suit Against Majors Due

(Continued from page 1)

expected for some time as part of the I. T. O. A.'s fight against the sales practice.

No action has been taken yet in Municipal Court here on the suit for $61 brought by RKO Distributing Corp. against the Ridgewood Amusement Co., operating the Star, a Harry Brandt house in Brooklyn on a claim on a short subject contract. In an answer, Ridgewood charged major distributors with violations of the New York state anti-trust laws, and that it was forced to take the short subjects in order to obtain the distributor's features.

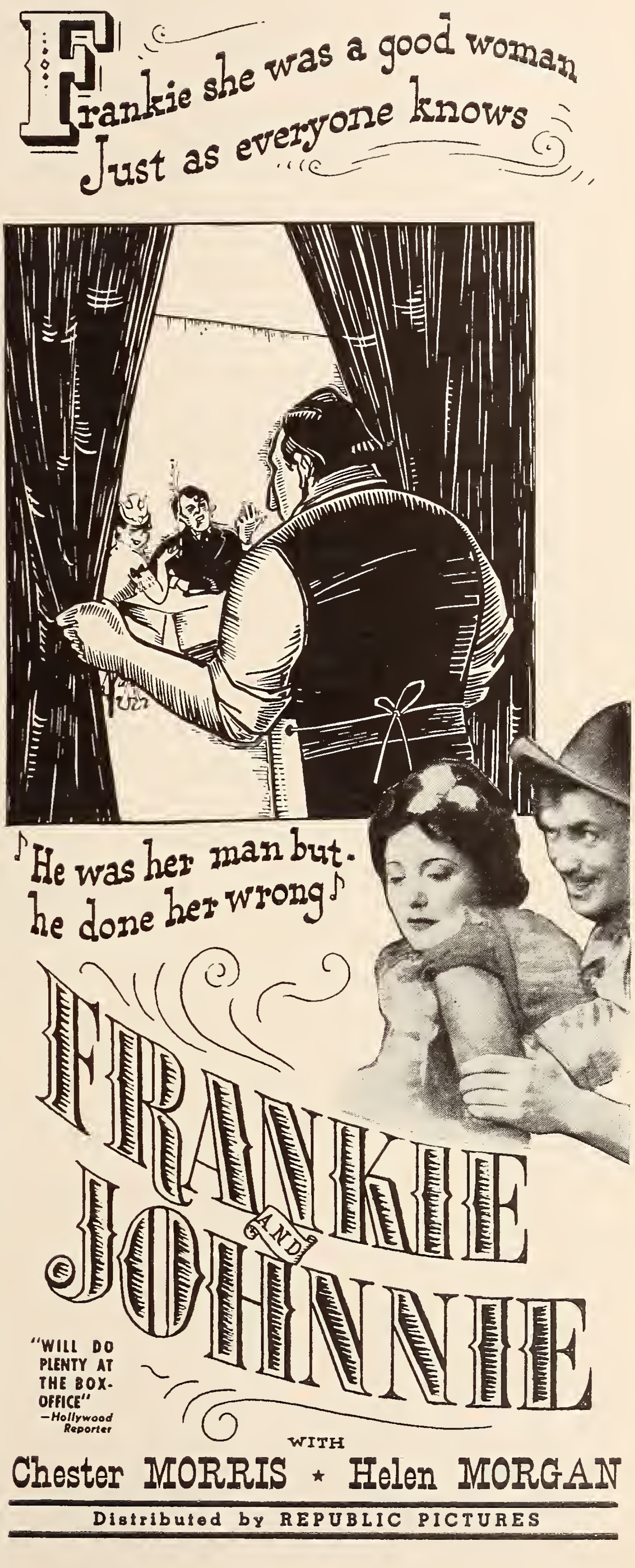
With respect to the planned Federal court action, it has not yet been determined whether the action will be filed by one theatre or a group.

Covington Ban Lifted

COVINGTON, KY., March 31.—With no new cases of spinal meningitis reported, health authorities Saturday lifted the three-day quarantine on theatres, churches and schools. The action, however, is contingent on the quarantine being immediately reinstated if any additional cases develop.

Reports Kidnapping

BUCYRUS, O., March. 31. — Harry White, assistant manager of Schine's Bucyrus here, reported on Monday that he had been kidnaped by three men after they had demanded that he open the theatre's safe the night before. Police are investigating.


Frankie she was a good woman
Just as everyone knows
He was her man but. he done her wrong
FRANKIE AND JOHNNIE
"WILL DO PLENTY AT THE BOX-OFFICE" —Hollywood Reporter
WITH
Chester MORRIS ★ Helen MORGAN
Distributed by REPUBLIC PICTURES

Sunday Flood Shows Bring Weak Grosses

HARTFORD, March 31.—Theatre managers who have been pleading for early openings on Sundays were repudiated at the box-office last Sunday, when 15 two-o'clock matinees were given under special dispensation of Mayor Spellacy for the benefit of flood sufferers. Varied programs were given all over town, at regular prices, with small attendance everywhere.

Beautiful spring weather was blamed, but it will be difficult, some of the managers think, to argue from now on in behalf of theoretical multitudes of Hartfordites who are demanding pictures on Sunday afternoons. Under the present law, doors open at 4:30 and shows begin at 5 o'clock. All local theatres have reopened, following renovations due to the flood, when necessary. The Palace, the lone exception, was slated to close because of lack of product.

Cincinnati Houses Unharmed

CINCINNATI, March 31.—Although the Ohio river remains at flood stage, and still is out of its banks along a wide front, the only amusement enterprise to be affected is Coney Island, a river resort, which is under several feet of water. All theatres are located on high ground several blocks from the river, and are in no possible danger, even in event of an unprecedented rise. However, considerable theatre attendance has been diverted through sightseeing.

Renovates Mass. House

SPRINGFIELD, MASS, March 31.—The Capitol here, Warner house, will reopen April 11, according to present plans. The house is being extensively reconditioned following flood damage.

Emanuel Sees Hope Of One Phila. Unit

PHILADELPHIA, March 31.—In an open letter occupying a full page in the latest issue of *The Philadelphia Exhibitor,* Jay Emanuel points out that a conciliatory attitude now characterizes the reaction of the I. T. O. and the M. P. T. O. of Eastern Pennsylvania, Southern New Jersey and Delaware, regarding the formation of a single exhibitor unit in the territory.

Emanuel, declaring he himself has no desire for office in any new body, urges all exhibitors to work for a single organization. Charles Segall, president of the I. T. O., in a letter to Emanuel, declared the officers are ready to resign if that move will bring about the formation of one independent organization.

Milstein in New Job

LOS ANGELES, March 31.—J. J. Milstein, newly appointed western division manager for Republic, who was until recently M-G-M branch manager, took his new post yesterday.

Radio Re-Signs Stone

HOLLYWOOD, March 31.—Fred Stone has been given a new long term contract by Radio. His latest picture is "Farmer in the Dell."

Fairbanks, Jr., Is Ill

LONDON, March 31.—Douglas Fairbanks, Jr., is in a nursing home suffering from influenza.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Small Town Girl"

(M-G-M)

HOLLYWOOD, March 31.—Hunt Stromberg again delivers a production which ably lives up to M-G-M's strong advance campaign. It should bring satisfactory results everywhere. In addition to a plot with wide appeal, the picture offers a performance by Janet Gaynor which should place her anew in the front rank of name attractions. Teamed with Robert Taylor, Miss Gaynor offers a characterization which, while similar, is at the same time different from her previous efforts and demonstrates conclusively her complete understanding of acting nuances.

Miss Gaynor—the small town girl—has learned from experience every thought which is likely to occur to the people with whom she lives. Seeking relief from the monotony of her surroundings, she meets Taylor returning from a football game and marries him, practically without courtship, following a football victory celebration.

On the morning after Taylor takes his bride to the home of his parents, Lewis Stone and Nella Walker. It is decided that, for the sake of appearances, the couple will live together for six months, after which a divorce will be arranged, permitting Taylor to marry his former fiancee, Binnie Barnes.

It is during this six-month period that Miss Gaynor proves that she, rather than Miss Barnes, will make the better wife for Taylor. Although this conclusion is obvious from the start, the methods and events by which it is developed are told with unflagging interest.

Director William Wellman has handled the situations and a large cast skillfully, getting excellent performances, not only from the leads, but also from Andy Devine, James Stewart, Edgar Kennedy and Frank Craven, not to forget an extremely interesting Chinese interpretation by Willie Fung.

John Lee Mahin and Edith Fitzgerald have imparted vitality to their adaptation of the Ben Ames Williams novel, inserting many dialogue and situation laughs.

Aided by the benefit of newspaper serialization, plus the strength of the picture itself, top results seem assured.

Production Code Seal No. 2,132. Running time, 102 minutes. "G."

Looking 'Em Over

"The Unguarded Hour"

(M-G-M)

The stage origin of this story of English aristocratic life is apparent in the extensive use of dialogue to describe off-stage action, but the result is pleasant entertainment. The cast is perfect, the settings sumptuous, the situations neatly handled. What it lacks in basic story values is made up for by smart handling of details.

Franchot Tone is about to reach the summit of his career, having been assured an appointment as attorney general, when his wife, Loretta Young, receives a blackmailing threat involving some letters written before his marriage by Tone. The payment of the money on the Dover cliffs involves Miss Young as the witness needed to clear a man of murder.

At the height of the trial Tone receives a similar blackmailing threat and comes under suspicion of the murder of the girl to whom he had written the letters. The unraveling of the mystery keeps the suspense alive to the end.

Roland Young, as a friend of the family, is highly entertaining. Lewis Stone, as the Scotland Yard head, also a friend of the family, is effective. Dudley Digges gives a fine portrayal as the pathetic, badgered witness seemingly on the way to the gallows. Tone and Miss Young are in roles suited to their well known talents.

Sam Wood deserves a bow for his direction. Howard Emmett Rogers and Leon Gordon wrote the screen play from Ladislaus Fodor's play.

Production Code Seal No. 2,126. Running time, 88 minutes. "G."

Lynch Is Dinner Guest

ST. LOUIS, March 30.—Clayton Lynch, M-G-M manager who has been transferred to Los Angeles, was guest of honor at a Variety Club dinner.

Films in London Station

LONDON, March 31.—A film theatre will be one of the features of the new London & Northwestern Railway station which, it is expected, will take five years to build.

Legion Approves 7 Of 11 New Pictures

Of 11 new pictures classified by the National Legion of Decency in its list for the current week, seven were termed as unobjectionable for general patronage, three as unobjectionable for adults, and only one as objectionable in part.

The new films, and their classification, are as follows: Class A-1, Unobjectionable for General Patronage—"Brides Are Like That," "Blazing Justice," "Federal Agent," "Lawless Border," "Roaring Guns," "Sutter's Gold," "13 Hours by Air." Class A-2, Unobjectionable for Adults—"G'schichten aus dem Wienerwald," "Madonna, Wo Bist Du," "Moonlight Murder." Class B. Objectionable in Part—"Snowed Under."

Bowes Heads Group For Flood Benefit

Major Edward Bowes has accepted the general chairmanship of a committee formed here to raise funds for the Red Cross drive for the relief of flood sufferers. Mayor LaGuardia is honorary chairman. A week of entertainment is planned beginning April 27, the entertainment to be climaxed by a theatrical benefit.

H. Wayne Pierson is vice-chairman of the committee, which includes Major Albert Warner, Frank C. Walker, Howard S. Cullman, Charles L. O'Reilly, Morris Gest, George M. Cohan, Eddie Cantor, Martin Quigley, Eddie Dowling, Harry Hershfield, Gene Buck, Lee Shubert and others.

Schertzinger Is Signed

HOLLYWOOD, March 31.—Victor Schertzinger has been signed by Republic to write the music and do the score for Marion Talley's first film, "My Old Kentucky Home."

Wall Street

Eastman Leads Gains on Board

	High	Low	Close	Net Change
Columbia, vtc	36	35½	36	+ ⅝
Consolidated	6	6	6	.....
Eastman	168¼	164	168¼	+5
Eastman, pfd	164	164	164	—1
K.-A.-O., pfd	91	90½	90½	— ½
Loew's, Inc.	47⅜	46⅝	47⅛	— ½
Paramount	9⅜	9¼	9⅜	+ ⅛
Paramount 1 pfd.	71¾	71¾	71¾	+ ¾
Paramount 2 pfd.	10	9⅞	10	+ ⅛
Pathe Film	11¼	10⅞	11	+ ¼
RKO	7¾	7⅝	7⅝	+ ⅛
20th Century, pfd.	35⅞	35⅜	35⅜	— ⅝
Universal, pfd	89	89	89	.....
Warner Bros.	12	11¾	11¾	+ ⅛

Curb Fractionally Up

	High	Low	Close	Net Change
Sentry Safety	¾	¾	¾	.....
Sonotone	3⅛	3	3⅛	+1/1
Technicolor	29⅜	29⅜	29⅜	+ ½
Trans-Lux	4	3⅞	4	— ¼

Bonds Off Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ...	27¼	27	27¼	— ¼
General Theatre Equip. 6s '40 ctf	27⅛	26¾	26¾	— ½
Keith B. F. 6s '46	95	94½	94½	— ½
Paramount B'way 3s '55	56½	56½	56½	— ½
Paramount Pict. 6s '55	90½	89¾	90	— ¼
RKO 6s '41 pp....	71½	71½	71½	— ½
Warner Bros. 6s '39 wd	95¼	95	95¼	+ ¼

(Quotations at close of March 31)

Several New Faces Slated On "U" Board

(Continued from page 1)

ever, if Rogers decides not to take the board post for this reason, Budd Rogers, his brother, would be elected to the board, according to present plans.

All of the present Universal board members will tender their resignations at tomorrow's meeting. These are Carl Laemmle, R. H. Cochrane, P. D. Cochrane, Willard McKay, Charles B. Paine, Helen E. Hughes, J. Meyer Schine, J. R. Grainger and Simon J. Klee. The new board will be elected immediately thereafter with a number of the present directors slated for reelection. The terms of the board members elected tomorrow will expire May 4, the date of the annual meeting of Universal stockholders, when another board election will be held. It is expected that few changes will be made in the board as it is constituted on the day of the annual meeting.

The new board will elect officers either tomorrow or Friday. Cowdin will become chairman of the board; R. H. Cochrane, president; and Charles R. Rogers, vice-president. The reelection of Paine as treasurer and McKay's continuation as general counsel are expected. Grainger, likewise, continues in his present post of general sales manager.

Nat Levine Denies Resignation Report

(Continued from page 1)

tention of retiring in view of the fact that I own 50 per cent of the company. The entire executive personnel is greatly enthused over the tremendous progress made by the producing organization and the great sales potentialities of recent productions."

His Honolulu vacation, upon which he will leave Wednesday, he says, is to be taken because he feels that the producing organization is so well organized that it does not need his personal supervision at this time.

Seek An Examination

Amusement Securities Corp. filed an application in City Court yesterday to require Benjamin W. Solomon, secretary of Academy Pictures to submit to examination before trial before Referee Joseph Green. Amusement Securities sued Academy for $3,000, alleging breach of contract in the financing of "Thrill of a Century." The plaintiff charged attempts have been made to obstruct the examination of Solomon.

Mayor Aids "Pine"

Kansas City, March 31. — Mayor Bryce B. Smith endorsed the showing of "The Trail of the Lonesome Pine" at the Newman and issued a proclamation urging citizens to support the picture's engagement.

Looking 'Em Over

"Silver Spurs"

(Universal)

A good western with the exciting qualities that are necessary to keep the fans satisfied and the other audiences entertained. Buck Jones is the moving spirit and does an excellent job. While the story rambles, it is suitable for Saturday matinees and double bills.

The action starts early when a railroad station is held up. A strongbox consigned to a bank is stolen by a gang, led by an individual named Silver Spurs. Muriel Evans, who is waiting for her father at the station, is an eye-witness. Jones arrives soon after the holdup and takes Miss Evans to her father's ranch. From this point the plot interweaves with the elements of romance, a murder, cattle rustling and an exciting fight, and, when the bad men's hideout is discovered, plenty of noisy gunplay. Jones and Miss Evans take part in these events as required.

Rounding out the cast with convincing performances are Robert Fraser, Denny Meadows, George French and Beth Marion.

The story is from an original by Charles Alden Seltzer. Ray Taylor directed. Spectacular riding sequences and the generally fine outdoor photography were handled by Allan Thompson and H. Kirkpatrick.

Production Code Seal No. 1,845. Running time, 62 minutes. "G."

Music Strike Sends More Picketers Out

Music publishers' offices were being picketed yesterday as a result of a strike of 150 arrangers, copyists, proofreaders and pianists, members of Local 802, A. F. M., who are seeking an increase in wages and union recognition from the publishing houses.

The strike was called yesterday following failure of negotiations for a settlement carried on between the union and John G. Paine, chairman of the Music Publishers' Protective Ass'n., in which the 36 publishing houses involved in the strike are members. Pickets appeared at individual publishing headquarters along Broadway and Seventh Ave. and also picketed the Brill Bldg., Radio City buildings and others housing music publishers' offices.

F. & M. in St. Louis Reopens Ambassador

St. Louis, March 31.—Fanchon & Marco has reopened the Ambassador here after having closed it, supposedly indefinitely, only 48 hours before. Formerly a first run, it is now operating as a second run, with films following their run at the F. & M. Fox.

The decision to reopen followed notification to Harry C. Arthur, Jr., F. & M. executive, from the board of directors of the landlord companies, that unless the theatre was reopened immediately the building companies would forfeit the lease on the Ambassador and the Grand Central and the rental contract on the Missouri, all of which are operated by F. & M.

Dart Game Enjoined In Washington Court

Seattle, March 31. — Dart games are on the illegal amusement list in this state now, according to a decision just rendered in Yakima by Judge A. W. Hawkins.

An injunction was granted by Judge Hawkins against Leo Goldwater, proprietor of a Dart game.

WPA Census Count Under Bureau Fire

(Continued from page 1)

have been encountered as a result of this dual control, William L. Austin, chief of the bureau, asserted that "we never want another combination inquiry of this kind." Instead of having 25,000 enumerators in the field, he said, it has been possible to get only 14,000. The $8,000,000 allocation would have been adequate if the census had been taken in the usual manner, but will not be sufficient under the WPA pay scales and regulations. The census is of importance to all the retail trades and to the manufacturers who supply them, it was pointed out.

In the case of amusements, the inquiry will show the number of theatres, box-office receipts, employment and other pertinent facts.

Armstrong Publicity Head of Radio, Ltd.

London, March 31.—John Armstrong, winner of the 1935 Quigley Silver Grand Award in the exploitation contest of the Managers' Round Table Club of *Motion Picture Herald*, has been appointed director of publicity of Radio Pictures, Ltd., succeeding Frank Tilley, who will become editor of the *London Reporter*. Armstrong's appointment was made by Ralph Hanbury, general manager.

Armstrong indicated that the pressure of work will make it impossible for him to go to Hollywood next month for the presentation of the Quigley Award. Hanbury expressed his willingness to cooperate in any presentation here.

James H. Haver Dead

Kansas City, March 31. — James H. Haver, 63, father of Phyllis Haver Seaman, former star, died last week at his home in Douglass, Kan.

Form Westex Theatres

Dover, March 31.—Westex Theatres, Inc., has been chartered here by S. L. Mackey, J. Skrivan and C. O. Layman.

Purely Personal

BILLY BRANDT, who has had enough illness to last him for the remainder of his natural span of life, looks well but is thinner. He lists a trip to the coast among things he plans to do.

●

Barney Balaban, Jules Rubens, Vincent McFaul and George Trendle among the Paramount theatre operators about town yesterday after congregating here for the George Schaefer dinner.

●

Spyros Skouras, Bill Powers, Eddie Alperson, Phil Meyer, Oscar Hanson and David Idzal, managing director of the Fox, Detroit, at Rumpelmayer's for lunch yesterday.

●

William Sussman is due to leave St. John's Hospital in Yonkers today. He has been there under observation for the past few days.

●

Lew Brown has been signed as a Radio producer, the deal having been arranged through the William Morris Agency.

●

Charles L. O'Reilly goes to Fort Worth the end of the week on the candy concession at the Texas Centennial.

●

E. B. Hatrick, vice-president and general manager of Cosmopolitan Prod., is in town from the coast.

●

Richard Barthelmess was interviewed over WMCA last night on Buddy Cantor's program.

●

Sidney Kingsley, author of that slightly known play, "Dead End," is in town from the coast.

●

J. J. McCarthy, recovered from his recent illness, is expected back at his office today.

●

Al Jolson due tomorrow from the coast to attend the opening of his "The Singing Kid."

●

Nicholas M. Schenck, full of Miami tan, declares he feels as well as he looks.

●

George F. Dembow's recent and lengthy coast trek apparently agreed with him.

●

Samuel Goldwyn is due back from England on the *Aquitania* about April 15.

●

Cresson E. Smith found the golf at Pinehurst very satisfactory.

●

Sam Dembow started North from Miami yesterday.

●

Theodore J. Lesser is in town from the coast.

Kunsky a King

Detroit, March 31.—John H. Kunsky, long a power in the local theatre situation until he sold out to Publix some years ago, legally changes his name to John H. King after May 25.

DAILY NEWS,

'The Leathernecks' An Exciting Picture

By KATE CAMERON.

"The Leathernecks Have Landed," a Republic production, story by Wellyn Totman and James Gruen, screen play by Seton I. Miller, directed by Howard Bretherton and presented at the Globe Theatre.

THE CAST:

Woody Davis	Lew Ayres
Brooklyn	Isabel Jewell
Mac MacDonald	Jimmy Ellison
Corrigan	James Burke
Drenov	J. Carroll Naish
Capt. Halstead	Clay Clement
Tubby Walers	Maynard Holmes
Tex	Ward Bond
Rico	Paul Porcasi
British Agent	Claude King
Hewitt	Robert Strange
Cheng	Victor Wong
Sergt. Regan	Joseph Sawyer

★ ★ ★

"The Leathernecks Have Landed," at the Globe Theatre this week, is not the usual sentimental story built around an arm of the Government's defense service. It is a two-fisted drama of adventure that has the illegal gunrunning of China for background. The picture opens as a minor comedy, but it quickly develops speed and action and ends on a very exciting battle sequence between the Marines and a group of Chinese bandits in uniform.

Lew Ayres, Jimmy Ellison and Maynard Holmes are the three musketeers of the Marine Corps concerned in this particular series of adventures. They represent privates Davis, MacDonald and Waters, who are always getting into trouble because of Davis's penchant for getting into fights while on liberty.

Fight Fatal to Pal.

While stationed in Shanghai Davis gets into serious trouble and is courtmartialed out of the service. He had promised his buddies that he would keep the peace so that MacDonald's chances for a commission would not be endangered, since McDonald and Waters were always coming to Davis' rescue. But circumstances over which he and his hot temper had very little control lead him into a fight with a belligerent Russian that ends in Waters' death.

Davis elects to stay in Shanghai until his friend's death is avenged.

The Russian has disappeared, but after several months a stranded blonde from Brooklyn tips Davis off to Drenov's hideout. The ex-Marine goes to the Pacific Supply Company's warehouse unarmed to fight it out with his friend's murderer, but when the latter pulls a gun on him Davis manages to turn the muzzle before the shot is fired and the Russian is instantly killed.

Becomes Gun Runner.

The boss of the warehouse catches Davis redhanded but when he hears the boy's story, instead of turning him over to the police he offers him Drenov's job of running guns and ammunition through the Shanghai cordon into the country.

When the Marines are sent up country to locate the gun runners and come upon the Pacific Supply cache at the same time that the Chinese bandits arrive to collect their guns, Davis heroically tries to keep the Chinese from getting possession of the ammunition and blows the storehouse to pieces rather than have any of the guns or bullets used on his old buddies.

The action is fast and snappy and all the members of the cast, including Isabel Jewell, who furnishes the romance, give creditable performances.

Tuesday, March 24, 1936

"LEATHERNECKS HAVE

Marine Role Played by Lew Ayres

By BLAND JOHANESON.

"LEATHERNECKS HAVE LANDED," at the Globe Theatre.

Exciting melodrama, particularly for the men.

Produced by Republic Pictures: directed by Howard Bretherton.

THE CAST

Woody Davis	Lew Ayres
Brooklyn	Isabel Jewell
Mac MacDonald	Jimmy Ellison
Corrigan	James Burke
Drenov	J. Carroll Naish
Capt. Halstead	Clay Clement
Tubby Waters	Maynard Holmes
Tex	Ward Bond
Rico	Paul Porcasi
British Agent	Claude King
Hewitt	Robert Strange
Cheng	Victor Wong
Sergt. Regan	Joseph Sawyer

THE marines and the inevitable Brooklyn blond never fail to excite the imagination of the movie producers.

Here they are again, in a blood and thunder, rip-roaring melodrama which is packed with action.

IT IS MR. LEW Ayres, the Marine who itches for fights, who provokes most of the uproar. He raises enough to be courtmartialed out of the service. But in reliable old Shanghai, among the reliable old gun-runners, he is able to emerge hero from an elaborate battle for a honor of the U. S. Marines.

The plot is not too fresh, but it is violently active. Fights, battles and tumult animate the tale, which concentrates on man's devotion to man rather than mushy romancing.

THE MEN, THEREFORE, will enjoy it particularly. It is well-made, well-acted and exciting.

Ayres is supported by a company of familiar and colorful players. Isabel Jewell provides the indispensible feminine interest. James Burke, J. Caroll Naish, Jimmy Ellison are prominent in the cast.

NEW YORK

At the Glo

THE LEATHERNECKS H
from original story by We
James Gruen; screen pl
Miller; directed by How
produced by Republic Pict

Woodruff Davis..........
Brooklyn ....
MacDonald ....
Corrigan ....

The marines landed
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to the Shores of Tripo
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that a pugnacious fello
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for example

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with the inevitable Ru
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picture demonstrates
how really devastatin
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whether the forces
Chang should be called
rebels, but, under eithe
Leathernecks disposed
them in the process of
an oil company and a m
pany in the interior of

NEW YORK HERALD TRIBUNE,

By Richard Watts Jr.

"The Leathernecks Have Landed"—Globe

At the Globe Theater the United States Marines and Mr. Lew Ayres once more demonstrate the comforting theory that one good, upstanding American can lick any fifty foreigners, particularly if they are low, shifty Chinese revolutionists. In the interest of international amity, the heroic leathernecks leap upon the sinister Orientals with machine gun and hand grenade and perform a very handsome job of liquidating the rebel horde. As nearly as one could figure from the plot, the rebels were merely concerned with getting hold of some ammunition they had purchased and fighting the enemy forces of the Nationalist government, but they made the great mistake of encroaching on the land of an American mining firm,

Mr. Ayres is seen as a dashing young marine with an exuberant love of fighting and a capacity for getting into scrapes. It appears, however, that he really was not always responsible for his brawls and usually fought to defend the honor of the corps. One night in Shanghai one of his pals was killed by a rascally Russian and, although Mr. Ayres was innocent, he was discharged from the marines in disgrace. Thereupon he took vengeance upon the killer, became a gun runner for the rebels—they are called rebels and bandits interchangably, by the way—and then when he saw his former companions in arms getting ready for action against the Chinese he experienced a change of heart and became a hero.

Mr. Ayres plays the young marine pleasantly enough and Miss Isabel Jewell again portrays with realistic earnestness her familiar role of a girl down on her luck. James Burke and J. Carrol Naish are vigorous villains and Jimmy Ellison and Mavnard Holmes likable marines.

HELD OV

FOR EXTENDED RUN

REPUBLIC'S

"THE LEATHERNE

with LEW AYRES and ISABE

JIMMY ELLISON • JAMES BURKE • J. CA

Produced by NAT LEVINE

LY MIRROR

DED," AT GLOBE, EXCITING FILM

Guard of Honor of U. S. Marines at World Premiere of Republic's "The Leathernecks Have Landed" in N. Y.

NEW YORK POST,

"The Leathernecks Have Landed" at the Globe

By IRENE THIRER

THEY go in for serious stuff in "The Leathernecks Have Landed," which, as you may gather, is all about the United States Marines, and especially a few of them, and specifically one of them named Red Davis.

EXCELLENT

METER

The Globe's new movie — a Republic production — is to be recommended for its interesting backgrounds, and the fact that a somewhat different yarn n the usual run of sea-soldier ha.

Lew Ayres ives an acceptable account of Davis, the marine who's chucked out of service because he's found guilty of disorderly conduct, causng the death of his ship buddy.

Then there are Jimmy Ellison, James Burke, J. Carrol Naish (he's the villain—and a black one!), Clay Clement, Maynard Holmes, Ward Bond, Paul Porcasi, Claude King and Christian Rub in supporting roles.

When Davis is forced to resign from the force, he joins up with an outfit of gun-runners, illegally supplying ammunition to the Chinese rebels. It's after he has proved his loyalty to the U. S. by saving his marine pals from death at the guns of the Chinese—risking his own life to do so—that he's reinstated, and Director Howard Bretherton calls a halt on Seton Miller's story.

During the film's last half, there are a number of crackerjack fist fights. And the business of blowing up the ammunition barracks is pretty thrilling besides.

NEW YORK AMERICAN

'Leathernecks Have Landed' Has Plenty of Excitement

THE LEATHERNECKS HAVE LANDED," a Republic Picture, adapted by Seton I. Miller, from a story by Wellyn Totman and James Gruen; directed by Howard Bretherton and presented at the Globe Theatre.

THE CAST.

Woody	Lew Ayres
Brooklyn	Isabel Jewell
Mac	Jimmy Ellison
Corrigan	James Burke
Drenov	J. Carrol Naish

There's no static in the swift-paced meller at the Globe. There are elements which may be lacking, but they don't include action. Of that there is plenty. And because of its exciting speed, the fact that there's always something going on, and the interesting portrayals of principals and support, the film makes very passable program entertainment.

You may expect excitement and not be disappointed when Lew Ayres, a U. S. Marine with a chip on his shoulder, is turned loose on 'Frisco shore leave with two pals equally ready for fight or frolic. But this brawl is nothing to the one that follows, with Shanghai as its locale, and here the action turns tragic, with one of Lew's buddies being slain in the fracas.

This misadventure causes the hero's dismissal from the corps, and subsequently he becomes involved with a hard-bitten gang of filibusters intent on smuggling arms and ammunition to a mob of bandits terrorizing the interior. Thus it happens that Lew is on the wrong side when the terrorists and the Marines finally clash, which gives him the chance for regeneration in sifting loyalties, saving the day for the leathernecks and finding reinstatement with the sea-soldiers.

Ayres gives a straight-from-the-shoulder characterization of the two-fisted, hot-headed Marine, and Isabel Jewell wins further distinction as a pathetic pariah of the China seas. Lots of sympathy goes out to Jimmy Ellison and Maynard Holmes, Lew's comrades-in-arms, while James Burke and J. Carrol Naish are properly hateful villains. The direction is sharp and vigorous.—R. C.

HAVE LANDED"

ELL

H

REPUBLIC PICTURES

Directed by HOWARD BRETHERTON · Supervised by KEN GOLDSMITH

Screenplay by Seton I. Miller Original story by Wellyn Totman, James Gruen

HENRY HATHAWAY

who directed "Lives of a Bengal Lancer" and "The Trail of the Lonesome Pine"

applauds:

"Capra outdid himself! Mr. Deeds Goes to Town surpasses all his other pictures!" . . . . .

Thank you Mr. Hathaway

Hollywood has gone ultra Capra-conscious! Morning noon and night the topic of conversation is the new Capra hit . . . as producers, directors, stars, exhibitors, the press, join in shouting its praises to the skies!

Columbia Pictures Corp.

National release date April 12th
Opening Radio City Music Hall, April 16th

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
in All
Branches

VOL. 39. NO. 78 NEW YORK, THURSDAY, APRIL 2, 1936 TEN CENTS

U. A. and Loew Deal Surprise To Paramount

Question Is Raised as to Legality of Move

Paramount officials yesterday were perplexed over the action of the United Artists Theatre Circuit in concluding a deal for operation by Loew's of the United Artists theatres at Chicago and Detroit, effective next year. The circuit's right to consummate such a deal without consulting Paramount which, through subsidiaries, claims a half ownership in the houses, was frankly questioned and legal advice was sought.

Y. Frank Freeman, Paramount theatre head, said that his company holds half interest in Randolph Operating Co., which owns the leasehold on the United Artists, Chicago, up to the fall of 1939. The same company holds an agreement for management and operation of the house by B. & K. No extension of the agreement be-

(*Continued on page* 12)

Allied Unit Plans Fight on Clearance

CHICAGO, April 1—Plans to halt the granting of an extra week's clearance between C and the first week of release when new contracts are drawn up were instituted at the meeting of the Allied board held here today.

Allied and independents are strongly opposed to the declared intention of distributors to give B. & K. clearance this year. A group of Allied members will meet tomorrow to form a booking combine. When their plan is completed it will be voted upon by Allied members. If it is accepted, Allied will seek to form a combine to break down the B. & K. buying power. Eighty theatres are expected to join in the move.

Aaron Saperstein is acting in an advisory capacity.

GTE Reorganization Hearing to Be Apr. 28

WILMINGTON, April 1.—Hearing on the petition of the reorganization committee of General Theatres Equipment, Inc., asking for an order for sale of assets and receivership property of the company, was set for April 28 by Chancellor Josiah P. Wolcott in Chancery Court here today. The petitioners are acting under a plan of agreement and reorganization of August 31, 1935.

Chancellor Wolcott approved action

(*Continued on page* 14)

Wardour St., London, Buzzes With Rumors of Company Deals

By BRUCE ALLAN

London, April 1.—Wardour St. and its bypaths are resounding daily with rumors, chiefly wild and essentially without foundation, of impending deals of magnitude.

Cross-sectional opinion, checked as carefully and as conservatively as it can be, appears to recognize that several big moves are on the wing. Where, when and with whom, however, are something else again.

The presence here of A. C. Blumenthal of New York lends a certain amount of credence to reports concerning new promotions; the principal conversation as to it concerns his having to do with a possible transaction involving Gaumont British. Be that as it may, in at least one direction the rumors have prompted one comment. Arthur Dent of British International today denied John Maxwell was tied in with any moves, discussed, or contemplated, pertaining to G. B.

The silence so far maintained by Herbert J. Yates is viewed in some garrulous quarters as potentially, if not actually, significant. He appears to have several plans in the offing, aside from his survey of laboratory sites. Detail is lacking.

G. B. to Increase U. S. Films to 28

G. B. will increase its American feature release to 24 for the new season, Jeffrey Bernerd, head of distribution for Gaumont British, said yesterday on his return here from Hollywood. The company's release list in America this season was confined to 16 features.

The list, he said, calls for "A" type product exclusively and will be bugeted accordingly. No definite arrangements have been completed, he said, for G. B. production activities in this country at the present time. He expressed satisfaction over the company's American distribution showing and said that the company would go

(*Continued on page* 14)

Brandt Nominated As Head of ITOA

Despite vigorous statements that he would not again be a candidate, culminating two days ago in a definite declaration that he would not accept, Harry Brandt yesterday yielded to persuasion and accepted the nomination as president of the I. T. O. A., at the organization's nominating meeting at the Astor. The nomination was

(*Continued on page* 12)

Pittsburgh Shifts Will Ease Film Jam

PITTSBURGH, April 1.—In order to relieve the product jam for the next few weeks, Warners will make the small Regent in East Liberty a first run on Saturday. It is to assume the Warner double-feature policy and will

(*Continued on page* 11)

RKO-Van Beuren Cartoon Deal Off

RKO yesterday gave formal notice to the Van Beuren Corp. that it would not renew its deal for distribution of the latter's "Rainbow Parade" color cartoons next season.

The decision results from RKO's recent acquisition of the Walt Disney cartoons, effective with the completion of his current releasing arrangements with United Artists, but does not affect RKO distribution of any other Van Beuren subjects. For the past six years RKO has distributed 46 Van Beuren shorts annually, of which 13 have been color cartoons. Because of some uncertainty as to whether or not Disney could complete

(*Continued on page* 12)

Expect Ascap Case Delays Until Fall

No final disposal of the Government's anti-trust suit against Ascap is expected by attorneys involved in the action before next fall, it was stated yesterday.

Another month or more will be required by the Government's and Ascap's attorneys for the completion of stipulations on evidence. It is ex-

(*Continued on page* 11)

Rockefeller Center Drops RCA Holdings

WASHINGTON, April 1.—Rockefeller Center disposed of 100,000 shares of RCA cumulative preferred A stock in the open market during February, representing its total interest in the radio company, the SEC disclosed

(*Continued on page* '12)

Pathe Plan Is To Reorganize For Producing

Two New Units Forming, Kolbe Divulges

That Pathe Film Corp., organized last August as successor to Pathe Exchange, Inc., and the *Time Magazine* interests are dickering for the formation of two new companies, one of which will include production and distribution, was learned yesterday.

Under the plan, according to information, March of Time will be included in the deal, and a new management will be placed in control. This, however, was inconsistent with the facts.

Ned E. Depinet, president of RKO Dist. Corp., said the releasing arrangement with his company is for a period of years and March of Time definitely is committed to RKO for next season.

Depinet added that the report had

(*Continued on page* 11)

"U" Control Passes To Standard Today

Control of Universal will pass from Carl Laemmle to the Standard Capital Corp.-Charles R. Rogers group today with the formal transfer of securities and payment of a $4,000,000 cash balance by the purchasing group. The payment completes delivery of the $5,500,000 option price placed on the Laemmle securities, $1,500,000 of which was deposited to Laemmle's credit with the Manufacturers Trust Co., March 14.

Following the transfer today, Laemmle plans to leave for the coast and retire from activity in the industry. He plans to return in June en route to Europe for an extended vacation.

A new board will be elected today and officers may be elected either today or tomorrow.

Expect Session of Kansas Legislature

TOPEKA, April 1. — Governor Landon is expected to call a special session of the Kansas legislature to devise a social security program. The legislative council appointed a special committee to report April 15 on the constitutionality of the means under consideration for bringing the state

(*Continued on page* 14)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 2, 1936 No. 78

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau, 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues. *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Sydney Bureau: 600 George Street, *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Glasgow Bureau: 86 Dundrennan Road, *G. Holmes*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

FWC Projectionists Again on Union Scale

LOS ANGELES, April 1.—Projectionists in all Fox West Coast houses today went back on the full union wage scale. The circuit signed an agreement with Local 150, I.A.T.S.E. late yesterday which restored salaries to the 1933 level. The new contract extends to Sept. 30, 1938.

The I.A.T.S.E. unit is now conducting negotiations for similar wage boosts with Warners and independents.

Changes Made at RKO

HOLLYWOOD, April 1.—Betty Roberts, RKO reading department head, has resigned her post today in a departmental shakeup which saw Robert Sparks placed in the position of story editor replacing Albert M. Persoff. Persoff, offered the position as assistant to Sparks, tendered his resignation.

Tax Judgment Is Filed

A judgment for $332 was filed in N. Y. Supreme Court yesterday by the N. Y. State Tax Commission against the Big "U" Film Exchange, Inc., of 630 9th Ave. The judgment was for back taxes for 1933 and 1934.

A. J. Lewin Signed

HOLLYWOOD, April 1.—Albert J. Lewin, M-G-M associate producer for the past twelve years, today signed a new long-term contract. His first will be "Marie Antoinette."

Insiders' Outlook

By RED KANN

Hollywood, April 1

THE facts: Judge Charles I. Bogue has held that Warners voided their pact with James Cagney by failure to properly bill him, as per contract, in "Ceiling Zero" and "Footlight Parade." The performer's suit to obtain release from the producer was predicated on an alleged oral agreement that he was not to appear in more than four pictures in any one year. Any right to test validity on that ground was waived by his appearance in five in 1935, thereby presumably indicating his willingness to work on that sort of basis. So the court observed. . . .

▼

The Warner stand, Jack L. as spokesman:

"The issues in this case were simple and clear-cut. The court in its decision has held that our contract with Mr. Cagney was not invalid and that he had no legal basis for his claim that the contract should be canceled at this time because of any defect or irregularity in that contract. When Mr. Cagney declined in December of 1935 to render further services to us under his contract dated October 4, 1932, he did so, as the court has held in effect, without legal justification. He was suspended by us at that time because of his refusal to work. His contract, including options, has a long time to run and we intend to protect our interests throughout.

"However, the court has likewise found that subsequent to the time when Mr. Cagney, without legal reason, refused to continue his services for us, he had been billed in advertising matter in connection with the picture 'Ceiling Zero,' in a manner contrary to the billing clause in his contract. Our company contended that such errors in billing were entirely inadvertent and that our contract provided definitely that 'no casual or inadvertent' failures to comply with provisions of the contract regarding billing should constitute a breach thereof. Whether the error claimed to have been made in the advertising was a deliberate breach, or whether it was merely a minor incident, purely casual and inadvertent in its nature, is a question which will in due course be placed before the Supreme Court of the State of California, to which we intend to appeal.

"Whether the advertising matter concerning the picture 'Ceiling Zero' put out by certain local theatres under the particular circumstances disclosed in this case can be said to be a breach of the customary billing clause as it appears in Mr. Cagney's contract with us as the producer of the picture is a question of great importance to the entire motion picture industry.

"We are naturally disappointed in the present outcome of the case but as a matter of conviction and principle intend to prosecute and appeal in due course to the highest court in the State."

▼

The interpretation: The industry, unknown to many of its constituents, so far has bumped and scraped its way over dangerous shoals as a consequence of this action. In finding for Cagney on the basis of billing, there is an object lesson for advertising men, cautioning them again on the sharp necessity for strict observance to obligations imposed upon them by accurate observance of contract terms. On that ground and whether or not it was sufficient to hold the Warners had violated their agreement, opinion may vary. At least, the court, as it should have, followed the written agreement and drew its findings from the signed document. . . .

▼

It goes far beyond, does this situation and it ties in very neatly with a current state of mind in Hollywood. It deals with the very mad scramble for names, no matter at what price, visible and invisible, and it divides the responsibility for inordinately excessive negative costs between the producer who succumbs to the technique and the agent who drums it up. Faster and faster is the day arriving in production where important players, looking around them and noting what is happening to others in their, or approximate, classification, are seeking to make deals on a per picture basis. The returns are better because it makes possible negotiations anew at the completion of each succeeding picture and because there is always a producer prepared to fall for the game. . . .

▼

This department describes it as a guess since it is lacking the tangible proof to back up what it is about to point out. Yet it is obvious that Cagney is much more concerned with salary than he is with overwork; that, consequently, he is far less disturbed over the burden of appearing in five pictures a year, as compared with four, than he is with the fact that he has made the extra picture without additional salary recompense. There is nothing to show by name the bee that is stinging him into action. There is the general status of salaries here to consider. There is also to consider the extremely strong probability that some other studio, by direct action or more likely through a third party, which is to say an agent, has been dangling temptation before the Cagney orbs. . . .

▼

This is old stuff here, but it continues to be the most nefarious of Hollywood practices. It is nothing more or less than a form of brigandage, an out-and-out holdup and a cancerous something dangerously inherent in the Hollywood setup. However, any accusing finger leveled at its sponsors would have to swing well nigh across the entire local orbit if it is to be at all accurate in its embrace. For the job of making talent already signed disgruntled with its present contractual whereabouts has developed into something closely resembling a fine art. In one outstanding instance, a major studio, resisting attempted raids on personnel, has spent millions in the last five years as the price necessary to keep its ranks intact. Everyone here at all wise to the Hollywood routine, of course, knows the condition as it is. Like other matters which submit themselves as likely problems for adjustment, this one is met with a shrug of the shoulders that indicates the unwillingness, the remoteness or the disinclination to seek correction. . . .

Theatre Victor in Segregation Action

PHILADELPHIA, April 1.—The first segregation case under Pennsylvania's new equal rights law to reach the court resulted today in a verdict of acquittal for the defendant theatre, the Doris. The discrimination charge was brought by Dr. Charles G. Nickens and Mary Bolton, negroes, who complained they were requested to leave the center aisle of the house and sit in aisle reserved for negroes.

Raymond J. O'Rourke, manager of the house, and Charles Shields, ticket taker, were specific defendants. The jury was out only 15 minutes. The plaintiffs declared they refused to move to the negro section and their admission was refunded. The case was watched with interest since the law applies to the entire state.

Must File Particulars

Judge Murray Hulbert in Federal court here yesterday ordered Claudette Colbert to serve a bill of particulars within five days in her suit for $250,000 against Columbia, alleging unauthorized use of her photograph in a liquor advertisement. She charges Columbia permitted use of her photo in an advertisement in the *Detroit Free Press* in March, 1934, in order to advertise "It Happened One Night." Columbia has denied the charges.

Pryor, Edmunds at Ampa

Roger Pryor, now making personal appearances at Loew's State, and William Edmunds, star of "Moon Over Mulberry St.," will be guests of honor at the weekly Ampa luncheon today. After lunch the report of the nominating committee will be discussed.

Lichtman in Detroit

DETROIT, April 1.—Al Lichtman arrived this morning from New York.

YOU'LL BE THE PROUDEST FELLOW IN THE *Easter Parade*

..When You Step Out With 11 G
# of Entertainment In The Bigg

"Jolson at his best. Should hit the box-office to sweet returns! From the moment the picture opens to the very end, it's loaded with swell entertainment!"
—Film Daily
THE Film DAILY
LAUGHTER WITH A CAPITAL 'AL' FROM THE WORLD'S GREATEST ENTERTAINER
THE WORLD'S YOUNGEST ENTERTAINER—'SONNY BOY' IN SKIRTS
THE BOAST OF BROADW
SPOTS IN THEIR SWELL

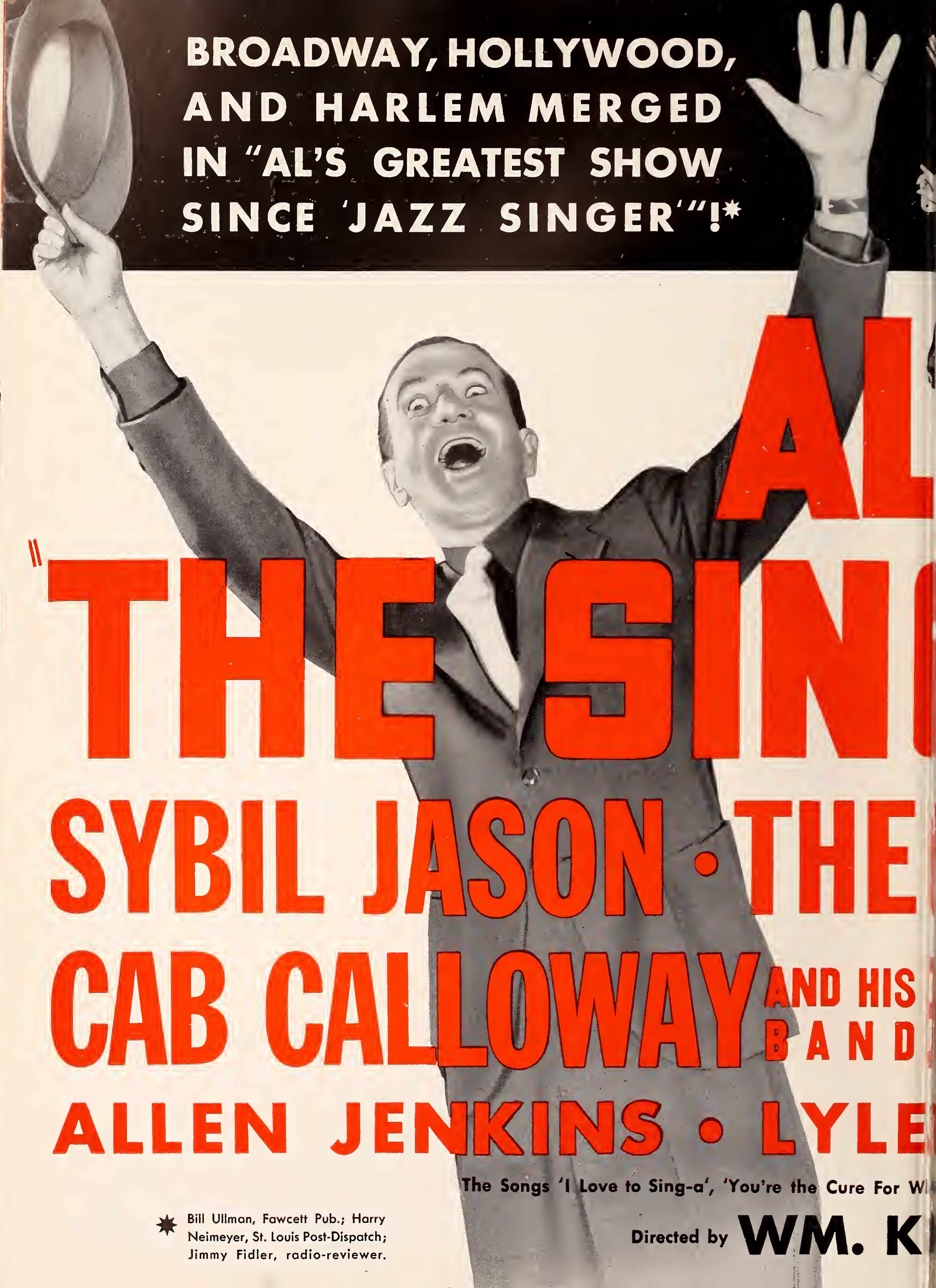
eat Stars And 11 Different Kinds

est Show In Town For Easter!

FTIEST NIGHT
MEDY SONGS

THE KING OF SWING AND
SCORES OF SEPIA STEPPERS
BRING HARLEM TO THE SCREEN

AND 4 MORE SCREEN STARS FOR
COMEDY, DRAMA, AND ROMANCE



BROADWAY, HOLLYWOOD, AND HARLEM MERGED IN "AL'S GREATEST SHOW SINCE 'JAZZ SINGER'"!*

AL

"THE SIN

SYBIL JASON · THE

CAB CALLOWAY AND HIS BAND

ALLEN JENKINS · LYLE

The Songs 'I Love to Sing-a', 'You're the Cure For W

Directed by **WM. K**

* Bill Ullman, Fawcett Pub.; Harry Neimeyer, St. Louis Post-Dispatch; Jimmy Fidler, radio-reviewer.

JOLSON

in

ING KID"

YACHT CLUB BOYS

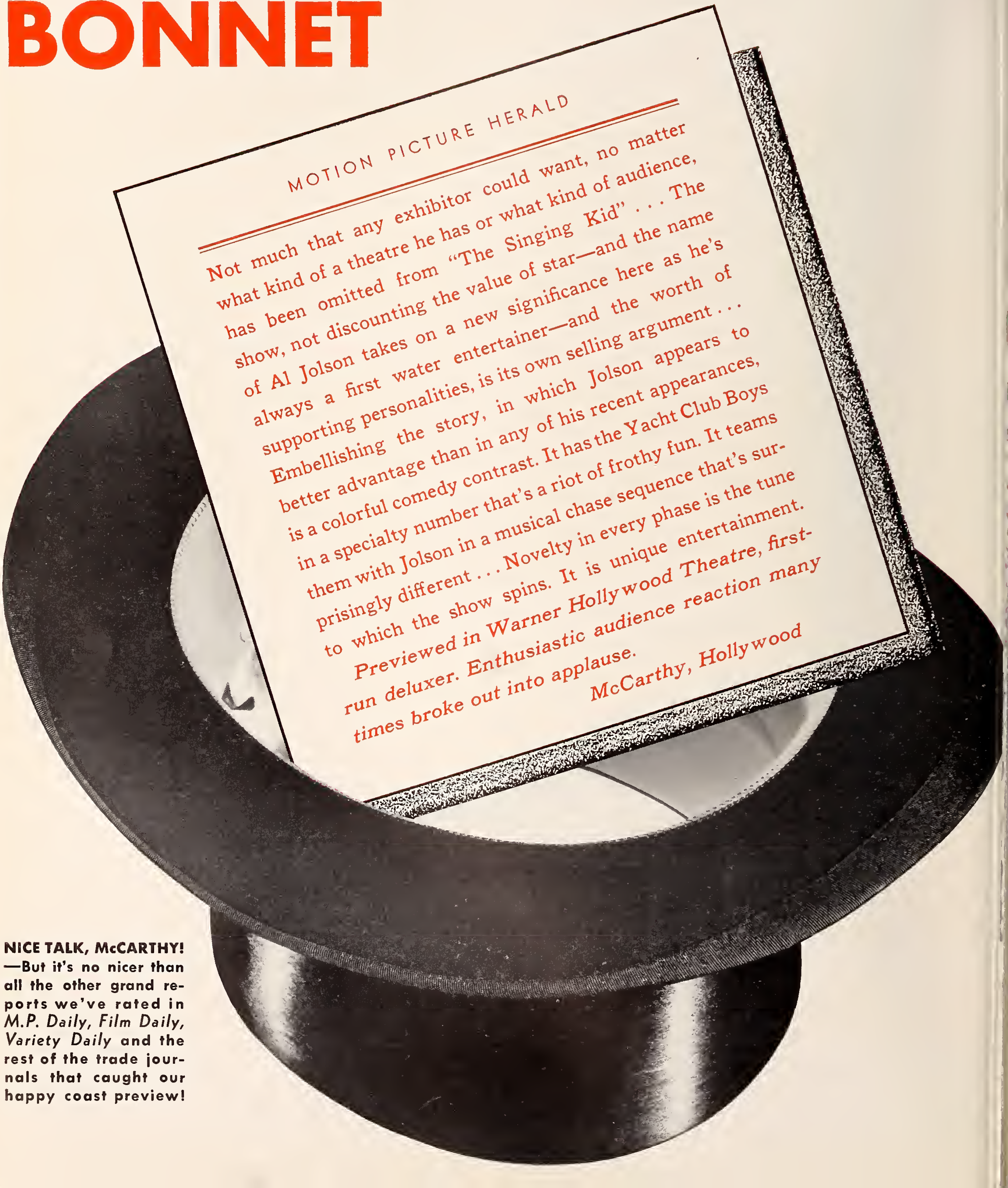
E. EVERETT HORTON

ALBOT • CLAIRE DODD

Me', 'Save Me Sister', by E. Y. Harburg & Harold Arlen

GHLEY A First National Picture

PASTE THIS IN YOUR EASTER BONNET



MOTION PICTURE HERALD

Not much that any exhibitor could want, no matter what kind of a theatre he has or what kind of audience, has been omitted from "The Singing Kid" . . . The show, not discounting the value of star—and the name of Al Jolson takes on a new significance here as he's always a first water entertainer—and the worth of supporting personalities, is its own selling argument . . . Embellishing the story, in which Jolson appears to better advantage than in any of his recent appearances, is a colorful comedy contrast. It has the Yacht Club Boys in a specialty number that's a riot of frothy fun. It teams them with Jolson in a musical chase sequence that's surprisingly different . . . Novelty in every phase is the tune to which the show spins. It is unique entertainment. *Previewed in Warner Hollywood Theatre, first-run deluxer. Enthusiastic audience reaction many times broke out into applause.*

McCarthy, Hollywood

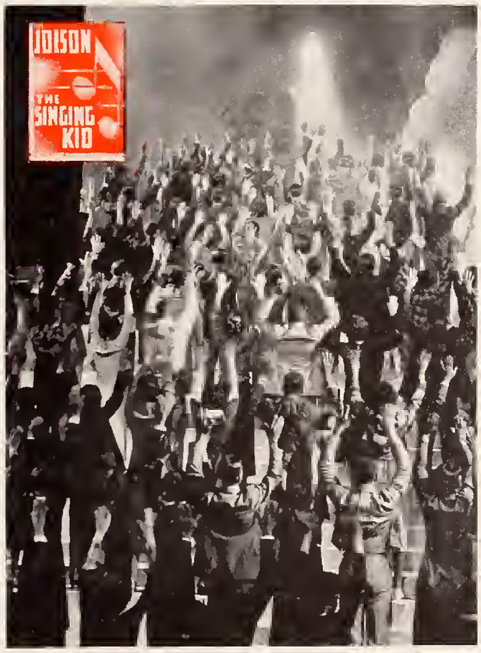
NICE TALK, McCARTHY! —But it's no nicer than all the other grand reports we've rated in *M.P. Daily, Film Daily, Variety Daily* and the rest of the trade journals that caught our happy coast preview!

JOLSON
THE SINGING KID

JOLSON
THE SINGING KID

JOLSON
THE SINGING KID

JOLSON
THE SINGING KID


JOLSON
THE SINGING KID

JOLSON
THE SINGING KID

JOLSON
THE SINGING KID

(14" x 17" litho enlargements like these are just one of the special promotion aids we're putting behind 'Singing Kid')

JOLSON
THE SINGING KID

PASTE THESE IN YOUR EASTER LOBBY

EVERYBODY'S DOING IT

in 279 simultaneous engagements from coast to coast!

'Captain Blood' with Errol Flynn
and Olivia De Havilland

'Ceiling Zero' with James Cagney
and Pat O'Brien

Paul Muni in 'The Story of
Louis Pasteur'° with Josephine Hutchinson

Al Jolson in 'The Singing Kid'

Bette Davis in 'The Golden Arrow'°
with George Brent

'Anthony Adverse' by **Hervey Allen**
Starring **Fredric March**

'The Green Pastures'
A Fable by Marc Connelly

Bette Davis in 'Dangerous'
with Franchot Tone

Leslie Howard and Bette Davis in
'The Petrified Forest'

'Colleen' with Dick Powell, Ruby
Keeler, Jack Oakie, Joan Blondell

'I Married A Doctor'
with Pat O'Brien and Josephine Hutchinson

Marion Davies in 'Hearts Divided'
with Dick Powell, Charles Ruggles, Claude Rains

Joe E. Brown in 'Sons O' Guns
with Joan Blondell

WARNER BROS. PICTURES

°A First National Picture †A Cosmopolitan Production

Pathe Plan Is To Reorganize For Producing

(Continued from page 1)

proved "embarrassing" to March of Time executives.

"The story in the newspaper today that March of Time is involved in a reported new picture company is not true," said Roy Larsen last night. "In accordance with the terms of our contract with RKO, the March of Time distribution deal with RKO has been renewed for another year from August.

"I know nothing about the reported new company in which Pathe and *Time* are said to be involved."

Pathe's 25 per cent interest in the du Pont Film Mfg. Corp. and its laboratory activities will not be involved, the reports indicate. The laboratory now processes about 25 per cent of the RKO film under an agreement reached when RKO took over Pathe's production several years ago.

Pathe stock has gained rapidly on the Stock Exchange of late and sold yesterday at a new high of 11½. Last year's low was 4⅞ and this year's low has been 7⅜.

Pathe is now controlled by a Wall St. group headed by F. P. Kolbe of Young, Kolbe & Co. and Robert W. Atkins of Abbott, Proctor & Payne, both Stock Exchange houses. Kolbe is Pathe president and Atkins is executive vice-president.

The reports were partially confirmed by Kolbe who, following a series of conferences, permitted this statement to be issued last night:

"Pathe film officials announced that it had formed a new subsidiary company to take over its motion picture activities. They stated that the new company is entering into negotiations to acquire an experienced and aggressive management to handle the production and distribution of motion pictures."

One new company, according to reports, will be known as Pathe-du Pont Holding Co. This will take over Pathe's interest in the du Pont Film Mfg. Co. and the Bound Brook laboratory. Kolbe is expected to head this unit. Another new company will be Pathe International Corp. to take over March of Time, short subjects and the State Theatre Co., which operates a house at Denver.

Another angle is the report that present Pathe holders will receive one share of stock in the holding company for every share of Pathe now held and one share of the international corporation for every three of the present company. It is also predicted that rights will be issued to holders of the latter company.

Executives of Pathe, The March of Time, and Time, Inc., last night were busy in a series of meetings.

Barrymore Sues Lawyers

A suit for an accounting was filed in Federal court here yesterday for John Barrymore against the law firm of Hotchner & Finn. The complaint states that in 1934 Barrymore retained the lawyers as his agents for the purpose of receiving money, securities and property which he claims amounted to $100,000.

George B. Jolson

Chicago, April 1.—If Al Jolson should suddenly burst on an unsuspecting public with platinum blonde whiskers, it will be because he wants to play the role of George Bernard Shaw in a film based on Shaw's life. He admitted as much here today.

There's only one drawback. He expects to make "The Jazz Singer" before doing the Shaw role.

Expect Ascap Case Delays Until Fall

(Continued from page 1)

pected that the stipulations, together with voluminous exhibits, would be in the hands of the court for several months before a decision disposing of the case or directing a continuance of the trial could be made.

Through the stipulations, Ascap hopes to win a dismissal of the Government action, whereas the Government's objective is the obtaining of an injunction against the society's present licensing system. If the court decides that the stipulations do not justify either method of disposing of the case it may direct the trial to proceed, in order to supply additional evidence.

Move the Foreign Dept.

The foreign department of Republic has moved from the RKO Building to 1776 Broadway.

Pittsburgh Shifts Will Ease Film Ban

(Continued from page 1)

get under way with "The Bohemian Girl" and "Man Hunt."

At the same time, the Warner and Davis, reopened a week ago following the flood, will share the films originally booked for the Penn and the Stanley. It will be at least three weeks before either the Penn or Stanley will be in shape to open.

The same goes for the Harris-Alvin and the Shea-Hyde Fulton. Although the opening of the Regent and Davis will keep Warner, M-G-M, First National and United Artists pictures moving, the continued closing of the Fulton and Alvin will clog all Twentieth Century-Fox and Universal films for some time. A few of the minor films from these studios will possibly be sold on the outside to George Jaffe's independent Casino, which has also resumed operation downtown.

Until the de luxe houses open again, Pittsburgh will have no stage shows. Demands from local unions for adjustments have sent George Jaffe's independently-operated Casino to straight pictures. Until the flood closed the house for 10 days, the Casino had been playing films and units, but upon resuming over the week-end Jaffe dropped presentations for double features.

The operator is demanding a reduction of his backstage crew.

Loew Dividend Voted

Loew's, Inc., has voted a dividend of $1.62½ on the six and one-half per cent cumulative preferred payable May 15 to holders of record April 29.

THANKS TO
THE WARNER BROS.
AND
MR. AL JOLSON
✚
CAB CALLOWAY
"HIS HI-DE-HIGHNESS OF HO-DE-HO"
AND HIS
COTTON CLUB ORCHESTRA
Featured In
"The SINGING KID"
✚
Personal Management
IRVING MILLS
DIRECTION
MILLS ARTISTS, INC.
IRVING MILLS, PRES.
799 Seventh Ave., N. Y.

U.A. and Loew Deal Surprise To Paramount

(Continued from page 1)

yond 1939 has to be made until the fall of 1937, when the M-G-M franchise for the theatre expires, it was said.

Freeman stated that United Detroit Theatres, also a Paramount subsidiary, has a similar operating agreement and interest in a company which leases the United Artists, Detroit, to 1950. He added that in his opinion even though new management operating agreements had to be made next year the Paramount companies, through their interests in the leaseholds, still would have to be consulted in the making of such new agreements. Paramount and outside attorneys were called upon to submit opinions in this respect.

An indication that delays in opening M-G-M pictures in Chicago may have had something to do with the change in operation was given yesterday by John Balaban of B. & K. He stated that his circuit's policy has been to play the preferred M-G-M product at either the United Artists or the Roosevelt, the B. & K. long run houses in the Loop. Second line M-G-M product, he said, goes to the Chicago and still weaker product to other Loop B. & K. houses. B. & K. has retained the right to substitute any other house than the United Artists for M-G-M extended runs.

Recently, the consecutive release by United Artists of such pictures as "Strike Me Pink," "Little Lord Fauntleroy" and "These Three," all of which played the United Artists, left no time available for M-G-M pictures in that theatre for approximately 20 weeks. With the Roosevelt as the only Loop house available for M-G-M extended runs, as a result, pictures like "Rose Marie" which have been in general distribution for the past six or eight weeks, have been held up in Chicago. "Rose Marie" is only now playing its first Loop week.

Balaban said that he did not regard the move as "an unfriendly one," although he indicated some surprise over the rearrangement and the fact that it was determined upon without B. & K. having been consulted.

Whether or not a similar playing time situation as to M-G-M product also exists in Detroit could not be learned from the distributor. Al Lichtman was in Detroit yesterday, but on other matters than the theatre operating deal, it was said.

Rockefeller Center Drops RCA Holdings

(Continued from page 1)

today. RCA plans to call its A issue for redemption at $55 a share if its pending recapitalization plan is approved by the annual stockholders' meeting, which would indicate a valuation of $5,500,000 on the block held by Rockefeller Center.

The stock was turned over to Rockefeller Center three years ago as a consideration in an adjustment of RCA leaseholds, reducing its leased space in Radio City.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Big Brown Eyes"

(Wanger-Paramount)

HOLLYWOOD, April 1.—Here is a show fashioned from the stuff that clicks with audiences everywhere. Produced by Walter Wanger, it is, in its essentials, a comedy of "The Thin Man" order. Spatting love interest, high-tension drama and melodramatic crime mystery are blended, while zippy dialogue skips along in time with the fast action and novel situations that develop many surprising twists. Smartly directed and convincingly played by principals and supporting cast, it quickly creates and continuously holds the interest.

The story concerns a wise-cracking hotel barber shop manicurist, played by Joan Bennett, who has taken on the job of sob-sister reporter and who returns policeman Cary Grant's affectionate advances with satiric derision. The two are whirled into the reportorial vortex that results from a jewel robbery and a baby killing. Miss Bennett prints a fake confession in which the terrorized thug, Douglas Fowley, names Lloyd Nolan as the killer. A gangster-controlled court frees the suspect and Grant quits the force.

After the master crook, Walter Pidgeon, causes thieves, Alan Baxter and Henry Kleinback, to kill Nolan, Miss Bennett again returns to her manicurist job, where she uncovers evidence that traps Pidgeon and Baxter. Grant gets all the credit for the solution, while Miss Bennett is quite content to accept still another job—that of his wife on a Long Island chicken farm.

Miss Bennett does Grade A work in her role and it is adequately matched by that of Grant. The performances of the menaces, Pidgeon, Fowley, Baxter and Kleinback, account for plenty of thrills and excitement. Though the title is irrelevant, the story by James Edward Grant has substance and has been intelligently adapted by Bert Hanlon and Raoul Walsh. The Walsh direction plays the tricky situations for all they are worth and in a manner sure to please audiences appreciative of well-handled comedy, drama and mystery action.

Production Code Seal No. 2,112. Running time, 75 minutes. "G."

"Till We Meet Again"

(Paramount)

HOLLYWOOD, April 1.—This romantic melodrama, well produced and acted, will appeal strongly to those who like spy stories.

Herbert Marshall, an Englishman, is about to marry Gertrude Michael, a German, employed by the Kaiser's intelligence service in London. With the outbreak of the World War she leaves London hurriedly. Marshall, despairing over her loss, joins the British secret service. By the nature of their activities the two are pitted against each other, culminating in a meeting which takes place behind the German lines. In this situation they come to the realization that their love is stronger than their sense of duty. Together, they flee across the border into Holland, eluding pursuit by Lionel Atwill, German intelligence head.

The script is the work of Edwin Justus Mayer, Brian Marlow and Franklin Coen, and was adapted from the play by Alfred Davis. The incidents have been fashioned into interest-holding drama. Robert Florey's direction succeeds in getting the most from the screen play. In the supporting cast, performances by Guy Bates Post, Rod LaRoque and Frank Reicher are best. Albert Lewis produced. Exploitation should feature the production as a spy story rather than a war tale since no battle scenes are shown.

Production Code Seal No. 2,039. Running time, 82 minutes. "G."

"The Witness Chair"

(RKO)

HOLLYWOOD, April 1.—In this, another murder-mystery-courtroom drama, Ann Harding has little to do but worry and suffer in her characteristically restrained and dignified manner. Her conduct is above reproach, from a social standpoint, but admirable poise alone does not make a picture and "The Witness Chair" fails to deliver the necessary dramatic punch for the finale.

Miss Harding is secretary to Walter Abel, with whom she is secretly in love. His partner, Douglass Dumbrille, plans to elope with the firm's money after falsifying the books to place responsibility on Abel. He plans also to take Abel's only daughter with him. Discovering the plans, Miss Harding, at the point of a gun, insists that Dumbrille sign a full confession. This leads to a struggle in which Dumbrille is killed. Miss Harding, in an effort to save the reputation of Abel's daughter,

(Continued on page 14)

RKO-Van Beuren Cartoon Deal Off

(Continued from page 1)

his United Artists commitments by the beginning of the new season, it was considered probable that RKO would make a picture to picture arrangement with Van Beuren for cartoons after completion of deliveries on this season's agreement. This, however, will not be done.

Asked yesterday whether there was any prospect of a distribution deal for the cartoons, alone, with another distributor Amedee J. Van Beuren said: "I do not know."

RKO owns a half interest in the Van Beuren Corp. and will continue to distribute the remaining 33 subjects comprising 13 "Easy Aces" releases, seven Bill Corum sports reels, six of the "Struggle to Live" series and seven of the "World on Parade" series. There is a possibility, it was said, that a new series may be added next season which would bring the RKO release list to 45 or 46 Van Beuren subjects without cartoons. About five Van Beuren color cartoons remain to be made for RKO release on the current agreement.

Ending of the cartoon deal is taken to mean that RKO expects to begin receiving subjects from Disney early in the new season. The Disney coast office, however, recently stated that it had approximately 20 cartoons remaining to be delivered to United Artists and estimated that it might take until Jan., 1937, to complete its commitments.

Brandt Nominated As Head of ITOA

(Continued from page 1)

by acclamation, and is virtually equivalent to election.

Other nominations were as follows: Bernard S. Barr, first vice-president; George Rudnick, second vice-president; Leon Rosenblatt, treasurer; Maurice Brown, secretary; David Schneider, sergeant-at-arms. Named for the finance committee of three were Louis Myers, John Denes and Albert Cooper. Nominated for the board of directors, with 15 to be selected, were: Maurice Fleischman, Hyman Rachmil, Jack Hatten, Abraham Leff, Samuel Rhonheimer, Louis Schiffman, David Weinstock, Arthur Rapf, Rudolph Sanders, Stanley Lawton, Bernard Pear, Morris Craven, Salvatore Traversi, Samuel Seelenfreund, Max Leventhal, Leo Brecher, Abe Shenk and Joseph Rosenblum.

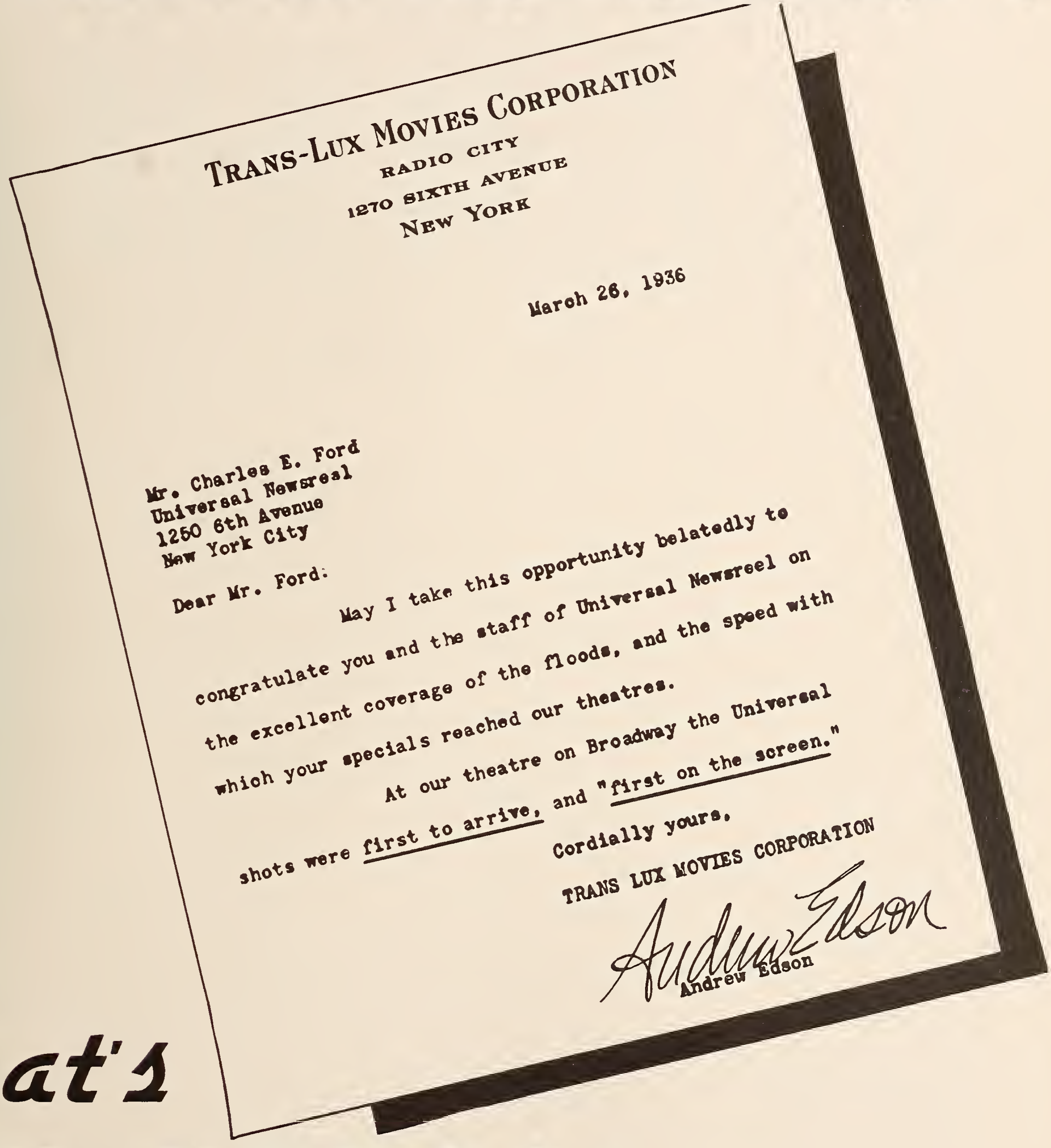
The election meeting will be held at the Astor on April 29. No matters other than the nominations were considered at yesterday's meeting.

Sunday Picture Row In Oklahoma Court

OKLAHOMA CITY, April 1.—A legal battle over a proposed initiative petition of the city of Ada, Okla., on the question of whether Sunday films should be permitted reached the State Supreme Court this week.

Iven J. Young, president of the Alva Ministerial Alliance, and others, appealed to the court from an order of Albert Chamberlain, ex-officio clerk, in overruling their protest against holding an election April 7.

"FIRST TO ARRIVE"!
"FIRST ON THE SCREEN"!



TRANS-LUX MOVIES CORPORATION
RADIO CITY
1270 SIXTH AVENUE
NEW YORK

March 26, 1936

Mr. Charles E. Ford
Universal Newsreel
1250 6th Avenue
New York City

Dear Mr. Ford:

May I take this opportunity belatedly to congratulate you and the staff of Universal Newsreel on the excellent coverage of the floods, and the speed with which your specials reached our theatres.

At our theatre on Broadway the Universal shots were first to arrive, and "first on the screen."

Cordially yours,
TRANS LUX MOVIES CORPORATION
Andrew Edson
Andrew Edson

that's UNIVERSAL NEWSREEL *always!*

◂ Purely Personal ▸

WILLARD McKAY, Nate Spingold, Howard Dietz, Harpo Marx, Fred Kohlmar, Joe Moskowitz and Bob Goldstein were among those at "21" yesterday.

•

Capt. Philip Astley is en route to Hollywood to visit his wife, Madeleine Carroll, who has the lead in Walter Wanger's "Case Against Mrs. Ames."

•

Pat Casey is expected here from the coast today to open negotiations with studio union representatives for a basic wage scale for studio labor for the current year.

Quip of the Day

Johnny O'Connor, who is an exhibitor and so ought to know, remarks:

"Theatre owners have a new theme song. It is 'River Keep Away from My Door.'"

Abe Lastfogel, general manager of the William Morris Agency, is in town from an extended Hollywood visit. He went to Boston last night.

•

Gene Snyder who keeps the Rockettes in line at the Music Hall, sails today on the *Lafayette* for a short cruise.

•

William Wyler left yesterday for the coast to get ready to direct "Dodsworth" for Samuel Goldwyn. He spent a month here.

•

Mac Kriendler, agreeable fixture at Jack and Charlie's, is on his way back from the coast via the water route.

•

Herbert Brenon, recently arrived from London, is spending a short vacation here before going to the coast.

•

Max Gordon completes his stint at M-G-M about May 1 to return here and then sail for London.

•

Gradwell Sears, A. W. Smith and S. Charles Einfeld get away today for the coast for product talks.

•

Sam Dembow arrives today from a Florida sojourn.

•

Lew Brown off to Hollywood to spend the summer on musicals.

Movietone Reel Adds Sullivan and Fidler

Twentieth Century-Fox's Movietone News will inaugurate a new feature of the reel with two columnists, one in Hollywood and the other in New York, talking about personalities on both edges of the country. Ed Sullivan, for the east, and Jimmy Fidler, for the west coast, have been signed by Truman Talley, producer of the reel.

Para. Signs 2 Circuits

Paramount has contracted for its 1936-37 product with the Century Circuit and with the Consolidated Amusement group.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Witness Chair"

(Continued from page 12)

withholds the evidence in the case but finally confesses in court when circumstantial evidence points to Abel as a murderer.

In the supporting cast, the work of William Benedict as a brash office boy drew the only individual applause, although some excellent acting is contributed by Frances Sage, Moroni Olsen, Margaret Hamilton, Maxine Jennings, Murray Kinnel, Charles Arnt, Frank Jenks, Edward Le Saint, Hilda Vaugh and Barlowe Borland. The screen play by Gertrude Purcell and Rian James keeps the audience interested in the outcome even though the heavy-handed humor between policemen makes the opening monotonously routine. The story by Rita Weiman was directed by George Nichols, Jr., and produced by Cliff Reid. Exploitation angle might be based on the questions, "Should a secretary listen; should a secretary tell?"

Production Code Seal No. 2,049. Running time, 65 minutes. "G."

Looking 'Em Over

"Gentle Julia"

(*Twentieth Century-Fox*)

The small, but extremely capable Jane Withers decidedly dominates this adaptation of the well-known novel of yesterday's small town children and romance by Booth Tarkington. In the wholly attractive and homy atmosphere which Tarkington made so popular and which has been caught on the screen is told the story of the precocious little girl who engineers the successful conclusion of the romantic difficulties of her gentle Aunt Julia.

The film has that quality which should make it enjoyable to almost any type of audience, anywhere, containing as it does a considerable amount of entertaining comedy, supplied for the most part by Jane Withers. Handling the romance is Marsha Hunt, pursued by Tom Brown, favorite of Jane; George Meeker, the villain of the piece and city slicker, in the eyes of the little matchmaker, and Jackie Searl, cousin and object of the Withers scorn.

When Meeker comes to town and ingratiates himself with Miss Hunt, seeking to marry her, Jane takes a violent dislike to him, especially as he is cutting into the courtship of Tom Brown. From one incident to another, most of them amusing and including her successful battle with Jackie, Jane pursues her object, to get Meeker from the field, making the way clear for the hesitant Brown. The film ends with a hilarious pursuit of Meeker and Miss Hunt, who, to spite the detractors of Meeker, starts to elope with him. Just in time they are caught, and Brown replaces Meeker before the minister.

Sol Wurtzel produced and John Blystone directed, from the screen play by Lamar Trotti.

Production Code Seal No. 1,780. Running time, 63 minutes. "G."

NIDEA Drafts Resolution

Omaha, April 1.—Charles E. Williams, general manager of Nebraska, Iowa, South Dakota Exhibitors Ass'n., in conference with the directors of the association, today drafted a resolution declaring as "unethical" the entrance of supply houses into the promotion of theatres in the territories where his organization is represented.

"Caribbean" Completed

"Beyond the Caribbean," produced by Andrew Roosevelt and Capt. E. Erskine Loch in the Central American jungles, has been finished for Inter Continent Film Corp.

Jean Nixon to 20th-Fox

Hollywood, April 1. — Twentieth Century-Fox has arranged to borrow Jean Dixon from Columbia for a featured role in "To Mary, With Love."

Expect Session of Kansas Legislature

(Continued from page 1)

program into line with the Federal plan.

The question of taxation to finance the program, if it is approved, has arisen. Suggestions have included a sales tax, beer levy and a 10 per cent tax on the gross receipts of theatres, which would yield $450,000 annually, according to estimates. Theatre interests prefer the sales tax.

Demonstrate Recording

A demonstration of RCA Photophone's new ultra-violet sound-film recording system will feature a talk on "Recent Improvements in Sound Reproduction" by James Frank, Jr., RCA Photophone sales executive, at the Center Theatre tomorrow morning before the National Conference of Music Educators.

G. B. to Increase U. S. Films to 28

(Continued from page 1)

ahead with "expansion plans of great scope," citing the planned increase in new season's releases in this respect.

Bernerd denied all reports of sales of Gaumont British interests, variously reported recently, after a trans-Atlantic telephone talk with Mark Ostrer, chairman of the board of the parent company. He plans to remain in this country for another three or four months and will attend the company's annual sales meeting to be held during that time.

GTE Reorganization Hearing to Be Apr. 28

(Continued from page 1)

taken by the debenture holders' committee constituted under a deposit agreement dated Feb. 10, 1932, relating to 10-year, six per cent convertible gold debentures of General Theatres Equipment, Inc., and by the reorganization committee on November 20, 1935, in declaring the plan operative.

Wolf Henious on Coast

Hollywood, April 1.—Wolf Henious, representing Imperial Prod. of Bombay, is here to line up equipment and accessories which his company will use in Bombay productions. He has already closed a contract to purchase stock shots, sound effects and music from Abe Meyer.

Hanline Planing East

Hollywood, April 1.—Maurice Hanline, Pickford-Lasky story editor, will leave by plane tomorrow for New York on a 10-day business trip.

Wall Street

Slight Rise Features Board Trading

	High	Low	Close	Net Change
Columbia, vtc	37	36½	37	+1
Columbia, pfd	47	47	47	+ ½
Consolidated	6¼	6¼	6¼	+ ¼
Consolidated, pfd.	18	17¾	17¾	.....
Eastman	170½	169	169	+ ¾
Eastman, pfd	163	163	163	—1
Loew's, Inc.	47¾	46¾	47¼	+ ⅛
Paramount	9½	9¼	9¼	— ⅛
Paramount 1 pfd.	72	70	70	—1¾
Paramount 2 pfd.	10	9¾	9⅞	— ⅛
Pathe Film	11¾	11¼	11½	+ ½
RKO	7⅞	7⅝	7⅝	.....
20th Century-Fox.	28½	28½	28½	+ ¼
20th Century, pfd.	35⅜	35⅜	35⅜	.....
Universal, pfd	91	89¼	89¼	+ ¼
Warner Bros.	12⅜	12	12⅛	+ ⅜
Warner, pfd	53¼	53¼	53¼	— ¼

Technicolor, Sonotone Curb Gains

	High	Low	Close	Net Change
Sentry Safety	¾	¾	¾	.....
Sonotone	3¼	3⅛	3¼	+ ⅛
Technicolor	30¼	29¼	30¼	+ ⅞
Trans-Lux	4⅛	4	4	.....

Most Bonds Up Fractionally

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	27½	27½	27½	+ ¼
General Theatre Equip. 6s '40 ctf	27¼	26¾	27¼	+ ½
Keith B. F. 6s '46	95	95	95	+ ½
Paramount Pict. 6s '55	90¼	89⅞	89⅞	— ⅛
RKO 6s '41 pp.	71½	71½	71½	.....
Warner Bros. 6s '39 wd	95¼	95	95	— ¼

(Quotations at close of April 1)

Out today in-

MOTION PICTURE HERALD

WHAT TO EXPECT IN '36-37 PRODUCT

23 producers buy 122 stories for new season; Product listed.

$610,000 invested in manuscripts for one-fourth of new product.

48 per cent of planned product based on originals, 47% on books and magazine stories, 5% on plays.

Marked increase of color usage indicated.

40 companies disclose advance product plans.

Selling advanced one month; Large circuits already negotiating for films.

All large producers working on new programs following Hollywood conferences.

Companies approach windup of 1935-36 production and sales.

Independents busiest ever; 57 features are set for filming at one Coast rental studio.

QP

LOUELLA PARSONS

famous columnist of the Hearst newspapers

wires:

"Great entertainment! And so original! Mr. Deeds Goes to Town as good as It Happened One Night! Gary Cooper just as marvelous as he was in Lives of a Bengal Lancer!"

Thank you Miss Parsons

Columbia Pictures Corp.

National release date April 12th
Opening Radio City Music Hall, April 16th

The press swings into the parade of praise! Broadcasts the news of Capra's new triumph to the four corners of the earth!

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

OL. 39. NO. 79 NEW YORK, FRIDAY, APRIL 3, 1936 TEN CENTS

athe Merger Will Dissolve 1st Division

'ill Distribute for New Producing Company

First Division will be dissolved and activities absorbed by the new ιthe picture company, which is now the process of formation, according the present plans of Pathe officials. First International Corp., the Pathe lding company for its approximately per cent control of First Division, ll also be dissolved and its functions ınsferred to the new picture comny, it was reported. The new comny, a name for which has not been ected yet, will finance outside production and through subsidiaries will stribute nationally, using the present rst Division distribution machinery, d will engage in production itself. Pathe laboratory and Du Pont lm Mfg. Co. stock interest, as has en stated, will be separate from the mpany's picture activities.

The magazine *Time* figures in the w plans through its stock interest First Division, acquired when a

(*Continued on page* 6)

tandard Newsreel ound Academy Aim

Hollywood, April 2.—Standardizan of the recorded volume level on ilers and newsreels to conform with sound volume of feature pictures ll be undertaken immediately by the ademy Research Council in accordce with a decision reached at its st meeting of the year. Recomndations of the sound recording subnmittee under the chairmanship of illiam Koenig were approved.

The council was informed that the corded volume level on a large num of newsreels and trailers inspected

(*Continued on page* 7)

ichigan Allied Is Divided on Booking

Detroit, April 2.—Although Ald of Michigan as a unit has played important part in sponsoring the ttengill anti-block booking bill, exitors here seem little interested in passage, it is revealed in a poll nducted by Motion Picture Daily's rrespondent.

More than 60 exhibitors were quesned individually concerning the asure, with the following result:

33% favored the bill unqualifiedly.

51% either were for the present stem, or favored it with an increase

(*Continued on page* 7)

"U" Transfer Completed; To Produce 36 Features

Backwash

Pittsburgh, April 2.—John H. Harris, gone slightly philosophical, talking about the flood:

"We've had one swell time with the flood. We've lost all of our seats, all of our carpet must be replaced, the house (the Alvin) has to be completely redecorated and a lot of incidental work, including the cooling plant, etc. Also the organ was completely destroyed, but after all what's the use of kicking about those things. There's nothing I can do to stop them. It's sort of like having a tooth pulled—if you can laugh it doesn't hurt nearly so much."

Seals Given 137 Films in 2 Months

Hollywood, April 2.—A steady and impressive stream of film entertainment has been flowing from producer to the Producers' Ass'n. for code sealing during the last two months. Ninety-two features and 45 shorts have gone to exhibitors with an okayed code number during this two-month period.

These new figures, added to the list previously approved, makes a total of 1,194 features and 750 shorts given seals in close to two years. Many of these films were re-issues, but a

(*Continued on page* 8)

Unit Producing System To Prevail, States C. R. Rogers

Hollywood, April 2.—Charles R. Rogers today broke the silence he has maintained since the start of moves to transfer Universal to Standard Capital Corp. to announce the future company policy and program under the new regime. The company will make 36 features next season, not including a series of eight Buck Jones westerns, Rogers said.

The unit system will prevail, with Rogers planning a minimum of four pictures in work at all times. Universal will not make or distribute outside productions, he said.

Fourteen films remaining for production on the 1935-36 program will be made on schedule, with a spurt in activity during April, May and June to assure the sales organization a supply of pictures sufficiently in advance of release dates to permit proper exploitation.

Four serials are scheduled on the 1936-37 program, the first being "Phantom Rider," starring Buck Jones, now in production; also "Ace Drummond," adapted from the cartoon strip. Henry MacRae and Bernard Sarecky, the latter of whom recently resigned from Republic, will alternate on serial productions, Rogers said.

Since the new interests took control of the studio 11 writers and four directors have been added to the staff. The directors are Ralph Murphy, Walter Lang, Edward Buzzell and Arthur Lubin. The executive setup has William Koenig as general manager of the studio, Rufus LeMaire as

(*Continued on page* 6)

Cowdin Board Chairman; Cochrane President After Elections

Control of Universal was transferred yesterday from Carl Laemmle and associates to Standard Capital and Charles R. Rogers. J. Cheever Cowdin of Standard Capital was elected chairman of the board; R. H. Cochrane, president, and Rogers, executive vice-president, of the holding and operating companies at meetings held immediately following the transfer.

Elected to the board of Universal Pictures Co., Inc., the operating company, in addition to Cowdin, Cochrane, and Rogers, are Budd Rogers, Paul G. Brown, Philadelphia capitalist; William Freiday, New York banker; Simon Klee, clothing manufacturer, and J. Meyer Schine. The last two represent preferred stockholders and were members of the old board of Universal Pictures.

Following the election, the new board was convened and elected Cowdin, chairman; Cochrane, president; Rogers, executive vice-president; Charles B. Paine, treasurer, and Helen E. Hughes, secretary. The latter two were reelected.

Prior to the meeting of the pictures company board, directors and officers of Universal Corp. were elected. This is the holding company which was given the $5,500,000 option by Laemmle to acquire from himself and associates a more than 90 per cent stock interest in Universal Pictures. Cowdin, Cochrane and Rogers were elected chairman, president and executive vice-president, respectively, of this company. On the board of Universal Corp. in addition to these three are Brown, Freiday, Budd Rogers, Garrettson Dulin of Dulin & Co., Los Angeles; Lawrence W. Fox, Jr., of Standard Capital; Adolph Ramish,

(*Continued on page* 6)

Plan Theatre Collections For Rogers Hospital Fund

Collections for the maintenance fund for the Will Rogers Memorial Hospital at Saranac will be taken up in all theatres throughout the country during one week in May, Will H. Hays stated at M. P. P. D. A. headquarters yesterday.

The five affiliated circuits have underwritten a five-year maintenance fund of $500,000 for the hospital. They are Paramount, Loew's, Warners, RKO and National Theatres. The May week collections are planned as an annual event to aid both in making up the maintenance fund and for the general purposes of the Will Rogers Memorial Commission, as no part of the funds obtained by public contribution in the commission's original memorial drive will be used in connection with the maintenance of the hospital. The commission's use of these and its general funds to come

(*Continued on page* 7)

Para. Week Rentals Highest in 5 Years

The domestic film rentals of Paramount last week reached the highest point in five years, with the exception of the total for the annual Paramount Week, Neil F. Agnew, sales manager, reported yesterday.

In the 17 weeks of the company's current drive, the film rental gross is higher than in any similar period since 1930, Agnew said. Paramount is now serving a total of 9,400 theatrical accounts.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 3, 1936 No. 79

Martin Quigley
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Walter Wanger Fire Ruins 8 Master Reels

Hollywood, April 2.—As a result of a fire in the cutting rooms of the Walter Wanger studio today five reels of the master print of "Fatal Lady" were destroyed as well as three reels of the master print on "Palm Springs." The negatives were saved.

The release of "Fatal Lady," which was scheduled for April 24, will be delayed by three weeks, according to the Wanger estimate. "Palm Springs" release will not be affected.

The fire was started by sparks originating on an automatic winder. No estimate was made of the damage.

Zanuck Will Speed Summer Production

Hollywood, April 2. — Darryl Zanuck today rescinded his plans for a partial shutdown of Twentieth Century-Fox production during the Summer months. He also canceled a proposed vacation of 10 weeks in Europe.

Zanuck has 24 pictures in preparation and three in production. He has ordered full speed for the Summer months and will limit himself to a vacation of two weeks.

Normanly in "U" Post

Hollywood, April 2.—James P. Normanly, vice-president of Bancamerica, will become Universal comptroller on April 14, the studio stated today. Normanly succeeds Henry Clark.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Moon's Our Home"

(Wanger-Paramount)

Hollywood, April 2.—A merry, mad comedy, leaning heavily to the farce side is the tune in which this spins. It takes Margaret Sullavan and Henry Fonda completely out of their heretofore dramatic characters, making comedians of them, to have the audience holding its sides from laughing.

The story may be Faith Baldwin's original, but it's Dorothy Parker's added dialogue, together with the situations contrived in the Isabel Dawn-Boyce Degraw screen play, that gives it zip, sparkle and zest.

It is a cinch to be popular on the strength of word-of-mouth advertising alone. The picture is all audience entertainment and a showman's show. Comedy character portrayals and situations in which the stars are grand and the support excellent, make the attraction.

Miss Sullavan is a temperamental picture star. Fonda is an equally volatile world adventurer and author. Both love and detest their public. The transcontinental train ride sequences in which both think that the mobs are acclaiming them individually as their presence is unkonwn to each other are comedy gems. The romantic story picks up and is made peppy by the Parker dialogue when the pair meet accidentally and hilariously in New York.

Moving into the country where snow sport episodes are ridiculously funny, the pair, not knowing each others identity, marry. Parting in a huff to meet again at Charles Butterworth's engagement party, the pair stage a knock-'em-down-drag-'em-out brawl before learning what kind of persons they are. Always a laugh-fest, Miss Sullavan and Fonda hit a 16-cylinder pace continually. When a change of pace is necessary, Butterworth, Beulah Bondi, Walter Brannan, Margaret Hamilton, Dorothy Stickney and Lucien Littlefield come through splendidly.

The smart direction by William A. Seiter starts the picture at a furious pace and keeps the tempo keyed up always.

Production Code Seal No. 2,001. Running time, 76 minutes. "G."

"Absolute Quiet"

(M-G-M)

Hollywood, April 2.—It seems that the producers, not being able to decide whether to make this a murder melodrama or a comedy, tried to make it both, and succeeded in making it neither. The audience, however, got quite a number of laughs.

Lionel Atwill is the menace in the tale, taking delight in the messing up of lives. Ordered to his dude ranch by his doctor, he indulges in self-possessed and polished villainy on a motley group brought together there by accident. The comedy notes are supplied by Raymond Walburn as a stupid, pompous governor, Stuart Erwin as a cynical reporter and Bernadine Hayes as a breezy gun moll fleeing the police in company with gunman Wallace Ford. To this is added some good work by Irene Hervey, who repulses the advances of Atwill.

Ann Loring plays the part of a struggling actress with nice poise and Louis Hayward is good as a screen star disfigured in a plane crash. An excellent comedy bit is contributed by J. Carrol Naish as a Mexican. Helpful supporting characterizations are offered by Robert Gleckler, Harvey Stephens, Matt Moore and Robert Livingston. George B. Seitz keeps the action well keyed up, placing heavy accent on comedy values. The script is from the pen of Harry Clork, adapted from a story by George F. Worts. John Considine, Jr., produced. The best exploitation angle is the confusion resulting from the meeting of an ill-assorted group on a lonely ranch.

Production Code Seal No. 2,119. Running time, 65 minutes. "G."

Looking 'Em Over

"The Country Beyond"

(Twentieth Century-Fox)

More or less run-of-the-mill action material, this should be found entertaining for those who like their film fare in a lively vein and should be especially the kind of material the youngsters will go for in a big way. Set against the effective snowclad ground of the northwest Canadian territory, it is a yarn of the Northwest Mounted Police, getting

(*Continued on page 5*)

Ampa Business and Pleasure Scrambled

Business and pleasure and parliamentary law were mixed at the Ampa meeting yesterday, or, to put it in the order of occurrence, it was pleasure and business and parliamentary law.

Roger Pryor, now appearing at Loew's State, and William Edmunds, playing in "Moon Over Mulberry Street," furnished the pleasure. They're both good. Edmunds was remarkable, in fact. He rendered an imaginary telephone conversation by an Italian that stopped even the waiters. Then he followed this with a part of a scene from the play.

He wasn't the son of a "distinguished father" like Pryor, he confided. His folks hadn't wanted him to go on the stage. They thought he would make a good porter in a neighborhood saloon, but he had ambitions and became an usher in the old Bijou when David Warfield was appearing in "The Music Master." I was an imitation of Warfield tha started him as an actor.

The business was a report by the nominating committee which presented the following slate: For president Gordon White; for vice-president Charles Leonard; for secretary, Ralph Lund; treasurer, Herbert Berg; directors, the above officers and Monroe Greenthal, S. Barret McCormick Paul Benjamin, Marvin Kirsch, Tom Waller, Milton Silver and George Gerhard; trustee, William Ferguson.

Somebody raised a point of order pointing out that the committee was supposed to nominate only five fo directors under the constitution. An effort was made to amend the constitution right there, but Ray Gallagher, Kirsch and some of the others made motions and points of order so fast that a copy of the constitution was called for. The upshot of the discussion was that White agreed to call a special meeting of the boar next Monday to get the constitutional amendment started a la mode, so tha it can be acted upon at the next meeting of the full membership.

20th-Fox European Meet on Big Scale

Twentieth Century-Fox is lining u plans for what is expected to be th biggest foreign sales convention i the company's history. According t present plans a three-day session wi be held in Paris the latter part o April and then the conventioneers wil move over to London for two mor days.

W. J. Hutchinson, new foreig head, will preside at both sessions an it is expected that S. R. Kent will b one of the speakers. For the firs time all the branch and district managers, managing directors and othe executives in Europe will be assembled at one meeting.

Garmes to Co-Direct

Lee Garmes will be associate director with Ben Hecht and Charle MacArthur on their next for Paramount, "The Monster." He arrive from England yesterday on th *Washington.*

Signs John Balderston

Samuel Goldwyn telephoned fro Cannes yesterday that he had signe John Balderston to write an origina starring vehicle for Merle Oberon.

TWO MORE STARS JOIN ★★★★★
★★★★★ THE ALL-STAR NEWSREEL!

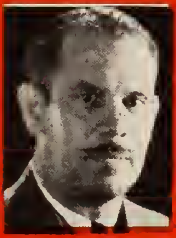
ED SULLIVAN
of Broadway
Famous newspaper columnist

JIMMIE FIDLER
of Hollywood
Famous radio commentator

Already established as THE BOX OFFICE NEWSREEL, Movietone News adds two more sure-fire features to its long list of topical departments. Watch for ALONG BROADWAY with Ed Sullivan and THE HOLLYWOOD SPOTLIGHT by Jimmie Fidler.

Laurence Stallings
Editor

Lowell Thomas
News



Lew Lehr
Humor

Vyvyan Donner

Louise Vance

Fashions

Ed Thorgersen
Sports

Sir Malcolm Campbell
Foreign

Truman Talley
Producer

The Strongest Lineup of Editorial Talent
in the History of Newsreels

MOVIETONE NEWS

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20th CENTURY FOX

IN RESPONSE TO YOUR REQUEST . . . AND THE PUBLIC'S DEMAND!

NOW available for your screen with new prints, new posters, new advertising material . . . Will Rogers in the picture that many consider his greatest . . . from Mark Twain's famous story

WILL Rogers

in MARK TWAIN'S

"A CONNECTICUT YANKEE"

with

MYRNA LOY

MAUREEN O'SULLIVAN

Directed by David Butler
a FOX picture

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE

Film Marathon Hits House in Portland

PORTLAND, April 2.—The State Theatre management is familiar with dual and triple bills, but regards them as mere dash of entertainment, so it recently went in for a septuplet bill. No objections were offered when some of the patrons preferred to call it a film marathon.

The lobby cards read:

If You Can Take It—Come and Get It

One performance of each of the following:

3 P.M.
"The Clairvoyant"
4:10 P.M.
"Silk Hat Kid"
5:18 P.M.
"Air Hawks"
6:27 P.M.
"Pursuit"
7:29 P.M.
"Dante's Inferno"
8:49 P.M.
"She"
10:25 P.M.
"Welcome Home"

The last title proved to be a joke, because some of the younger patrons who had sat through the entire show heard something when they finally reached home.

J. H. Steele Joins RKO

HOLLYWOOD, April 2.—Joseph H. Steele today joined Sam Briskin's executive staff at RKO. He had resigned as assistant to Larry Weingarten, M-G-M producer, in order to accept his new post. The addition of Steele will not affect Lou Lustig's position as Briskin's assistant.

Editorial Head Named

HOLLYWOOD, April 2. — Glendon Allvine was today made head of the Paramount editorial board, succeeding Jeff Lazarus. Allvine resigned from Merian Cooper's production staff at Pioneer to take the post. Lazarus plans a European jaunt before announcing his new plans.

Henigson Assigned

HOLLYWOOD, April 2. — Henry Henigson's first production for Paramount will be the next Burns & Allen feature tentatively called "Hotel Haywire." Preston Sturges has been assigned to prepare the screen play, but no director has been chosen as yet.

Reopening Cagney Case

HOLLYWOOD, April 2.—The Warner defense counsel will file findings on matters of fact and law in connection with the James Cagney case tomorrow in Judge Charles I. Bogue's court. Following the filing a motion for a new trial will be made.

Reinhardt for "Danton"

HOLLYWOOD, April 2.—Max Reinhardt will direct "Danton," a story based on the career of George Jacques Danton, famous in French history, Jack L. Warner stated today. Henry Blanke will supervise.

Karp East by Plane

HOLLYWOOD, April 2.—Jacob Karp, Paramount attorney, left tonight by plane for a one-week business trip to New York.

Looking 'Em Over

"The Country Beyond"

(*Continued from page 2*)

their men despite obstacles and incidentally getting the girl for the expected conclusion.

Paul Kelly and Robert Kent are the Mounties, Rochelle Hudson supplies the romantic aspect and Alan Hale as her father is the not too unscrupulous fur smuggler. Kent arrives at the post and is put under the wing of Kelly, who dislikes the job and the man, until on assignment after a fur runner Kent proves he is all right. Miss Hudson seeks to assist her father to escape when he is arrested and Kent pursues her while Kelly goes after her father. When Kent is returning with the girl a landslide injures him and they are rescued through the intelligent help of her dog, which brings Kelly to them. Miss Hudson's early antipathy for Kent changes to love as the film ends.

Sol Wurtzel produced and Eugene Forde directed from a James Oliver Curwood story. The screen play was the work of Lamar Trotti and Adele Comandini.

Production Code Seal No. 1,980. Running time, 69 minutes. "G."

"Pride of the Marines"

(*Columbia*)

An entertaining and human story of a tough Marine's affection for an orphan boy, set against a background of the U. S. Marine base at San Diego, this picture, although not in any sense a big picture, still should be found generally enjoyable, especially by youngsters.

Charles Bickford plays the lead, with Florence Rice opposite and Ward Bond and Robert Allen chief among the supporting players. Bickford, returning from leave with his buddies, and supposed to be a hard soldier as well as the boxing champion of the corps, befriends a small boy, an orphan, en route to an uncle in the west. When the uncle is found to have disappeared, Bickford takes the boy to his quarters and he becomes the company mascot.

Miss Rice, with whom Bickford falls in love, tries to make him see that the barracks are not a fit place for a small boy, but Bickford cannot agree. It is only after Miss Rice tells him that she is marrying another man, the boy steals a watch, and Bickford, planning to leave the service, cannot resist a detail on a dangerous mission, that he realizes the boy's best interest lies in adoption by Miss Rice.

Production Code Seal No. 1,964. Running time, 63 minutes. "G."

"The Mystic Mountain"

(*Lenauer International*)

A simple, effective story of a simple mountain people, this foreign picture has as its chief attraction for those not familiar with the language, the beautiful mountain scenery of the Swiss Alps, the film having been photographed in the Bernese Oberland region. There is no difficulty understanding the trend of the story, since there is but little dialogue and most of it is translated by superimposed subtitles.

Produced with much of the background and atmosphere which made "The Blue Light" a notable picture, this lacks something of the pictorial strength and dramatic intensity of that film, but is still a worthwhile and interesting importation, chiefly, however, for class audiences.

When an Alpine farmer's dog is accidentally killed by a farmer from a rival village across the mountain, the first, in revenge, kidnaps the fiancee of the other, taking her to his home. Her presence is regarded angrily by the villagers, especially by his mother and his own fiancee. The kidnapped girl's brother is killed while searching for her and her lover plans vengeance.

Meanwhile the girl befriends the village idiot, seeking his aid in her escape. With all the townsfolk away at a Sunday festival, the idiot starts a fire. Returning to the house, he finds the girl in her jailer's arms. Insanely believing she has discarded him, he locks the two in the room together as the fire slowly devours the entire village.

Reviewed without production code seal. Running time, 75 minutes. "G."

"The Unguarded Hour," this morning's opener at the Capitol, was reviewed on April 1.

"Little Lord Fauntleroy," which opened yesterday morning at the Radio City Music Hall, was previewed from Hollywood on Feb. 28.

"The Singing Kid," opening tomorrow morning at the Strand, was reviewed by wire from Hollywood on March 11. "Laughing Irish Eyes," reviewed on March 4, was previewed last night at the Roxy.

"Give Us This Night," scheduled to open tomorrow morning at the Paramount, was previewed by wire from Hollywood on Feb. 28.

"Silly Billies," tonight's preview at the Rialto, was reviewed from Hollywood by wire on Feb. 25.

Music Union Making Separate Agreements

Local 802 of the A. F. M. is concluding separate agreements with individual music publishers in its strike, involving approximately 300 arrangers, proofreaders, copyists and pianists, against 92 companies, independents and members of the Music Publishers' Protective Ass'n.

Agreements have been concluded with about 14 companies thus far. The union, seeking recognition and wage increases, declined to negotiate a settlement with the association, through John G. Paine, chairman, declaring the basis for a settlement of the strike offered by him to be unsatisfactory.

Contempt Order Sought

A motion to hold Fred Bellin, treasurer of Amity Pictures Corp. Ltd., for contempt of court will be made in N. Y. Supreme Court this morning by counsel on behalf of William Saal. Saal is the assignee of J. H. Eggleston and Sound Pictures Finance Corp. which obtained a judgment in Nov., 1932, for $27,425 against Tiffany Prod., Inc.

Saal, who is seeking to collect on the judgment, charges that Amity Pictures Corp. has personal property belonging to the Tiffany estate consisting of films and contracts. He charges that Bellin failed to appear for examination before trial in keeping with an order made recently by Justice Charles B. McLaughlin. The contempt motion will be heard by Justice Ferdinand Pecora.

Beano Bill Is Passed

BOSTON, April 2.—The Senate has passed a bill previously approved by the House which is designed to restrict the operation of Beano. It will now go to the Governor.

Governor Curley has vetoed a bill intended to close business establishments at 1 o'clock on Columbus Day.

Capital to See "Things"

WASHINGTON, April 2. — "Things to Come" will play to a preview audience here on April 7 at the Wardman Park. The audience will be drawn from official leaders in the capital, by invitation. A radio broadcast and transatlantic telephone address by H. G. Wells will be part of the occasion.

Sue Over Money Night

OKLAHOMA CITY, April 2.—Affiliated Enterprises, owners of Bank Night, has filed suit in U. S. District Court here against Money Night, now used by Roy McAnus at his Princess, Sayre, Okla., and Gay, Erick, Okla. An injunction and damages are sought.

Para. Re-Signs Three

HOLLYWOOD, April 2. — Paramount has given new term contracts to Nick Lukats, Paul Barrett, and Marten Lamont. All are members of the Paramount stock group.

G. A. Dellis at Canton

CANTON, O., April 2.—George A. Dellis, district manager for Interstate, who recently was injured in an automobile accident near Zanesville, has been moved to Mercy hospital here.

Pathe Merger Will Dissolve 1st Division

(*Continued from page 1*)

distribution deal for March of Time was concluded with First Division. The *Time* interests still hold that stock and will receive in exchange for it stock in the new Pathe picture company. *Time* may also participate in the financing of the new company.

The move to conduct Pathe's laboratory and picture activities separately is in line with a decision reached by the company a year ago, shortly after the election of Frank F. Kolbe, broker, to the Pathe presidency. At that time it was stated that the divergent interests of the company required separation and that a new company, to be manned by executives experienced in film activities, would be organized. The executive setup of the new company is now being prepared and will include several well-known film names.

It was stated that the delay in making the move which was indicated a year ago was occasioned by an interest displayed by British International Pictures in acquiring from Pathe its control of First Division, the latter company to be used as an American distribution outlet for B.I.P. product, similar to the G.B. American operations. Negotiations for the sale of the First Division control continued between Pathe and B.I.P. intermittently for months and only recently were abandoned, thus freeing Pathe to pursue its original plan of corporate operation.

First Division has distributed a selected list of B.I.P. product during the past year. Alliance Films, the British company's American subsidiary, was organized recently with Budd Rogers at its head, to give the company additional sales representation here. It was stated at Pathe yesterday that a distribution deal with B.I.P. for next season had not been discussed yet.

Pathe Film Corp. reported a profit of $213,359, for the period from Aug. 15 to Dec. 28, 1935, including $210,000 in dividends on its 35,000 shares of Du Pont Film Mfg. Corp. Laboratory operations showed a profit of $66,362, and an increase of 6,300,000 feet of processed film was reported by the laboratory for last year as compared with 1934.

Schaefer Tours Branches

George J. Schaefer, new vice-president and general manager of United Artists, left last night on his first tour of U. A. exchanges. He was accompanied by Harry Gold.

Chicago will be the first stop for conferences with Jack Goldhar and his staff. Schaefer and Gold will return the latter part of next week.

Charles Stern, southern district manager, will meet Schaefer and Gold in Atlanta and will return to New York with them.

Gigli Film Retitled

Alexander Korda's picture starring Benjamin Gigli, previously called "Lullaby," has been retitled "Forget Me Not," according to word received here by United Artists.

Chairman

J. CHEEVER COWDIN went from St. Paul's School directly to Wall St., joining Bond & Goodwin & Co., and rapidly advancing to a partnership in 1917. With George Armsby he formed California Packing Corp. He resigned from Bond & Goodwin to serve with the air force in the war. Two years of promoting and consolidating preceded the joining of William Salomon & Co. and Blair & Co. into Blair & Co., Inc., of which he became vice-president.

The company later became Bancamerica-Blair, Inc., with Cowdin as vice-president. In 1934 he resigned to form, with Lawrence F. Fox, Jr., Standard Capital Co., with himself as president. With the purchase by Standard and others of control of Universal, Cowdin becomes chairman of the board.

President

ROBERT H. COCHRANE was born in Wheeling, W. Va., Dec. 27, 1879, graduated from Toledo, O., High School and became city editor of the *Toledo Bee* in an amazingly short space of time. In 1904 he joined his brothers, P. D. and Witt K., in their Chicago advertising agency. One of the accounts was the Continental Clothing Co., of Oshkosh, Wis., of which one Carl Laemmle was general and advertising manager.

When Laemmle established a film enterprise in Chicago, he asked Cochrane to join him, which was in 1906. Through successive changes of company name, Yankee, IMP and then Universal, Cochrane was Laemmle's vice-president and right hand man. Now, with Laemmle's retirement, Cochrane becomes Universal's president.

Studio Chief

CHARLES R. ROGERS was bor
in New York, July 15, 1882, went t
high school in Boston, and entere
the business with the Star Theatre i
Buffalo, where he later opened a
exchange. He served for a time a
general sales manager for Select Pic
tures, then launched into independer
production, which phase has held hi
attention ever since.

He was a member of the compan
of Small, Asher and Rogers, produc
ing Corinne Griffith films for Firs
National. He produced Ken May
nard westerns, headed the RKO
Pathe studios at Culver City, and lef
that post to produce independently fo
Paramount release. From that poir
he advanced to the Universal arrange
ment which finds him executive vice
president in charge of productio

Unit System To Prevail Says Rogers

(*Continued from page 1*)

executive assistant to Rogers, Fred S. Meyer as executive assistant to Koenig, William Fender in a newly created post as superintendent of studio operations. Continuing in their old posts are Dan Kelley, casting director; Henry Clark, comptroller; Martin Murphy, production manager; Edward Brymer, wardrobe designer. The last named gets more authority than heretofore.

The first pictures for production under the new setup are: "My Man Godfrey," starring William Powell and Carole Lombard, and "It's a Small World," co-starring Joan Bennett and Joel McCrea.

Scheduled for work before May 15 are: "Everybody Sings," musical comedy; "Reno in the Fall" and "Roxana," Clarence Budington Kelland story.

A detailed inventory of studio properties and equipment has been completed and augmenting and overhauling has started. A new administration building for writers, readers, the casting office and producers will be built within six months, Rogers said.

'U' Change Finished Set 36 Features

(*Continued from page 1*)

Los Angeles banker, and J. Arthur Rank and Leslie W. Farrow, London financiers, representing the British participants.

All of the stock of Universal Corp. has been placed in a voting trust. Voting trustees elected for a 10-year term are George N. Armsby of Standard Capital; Cowdin, Rogers, Brown, Dulin, Rank and Dr. A. H. Giannini of Bank of America, National Ass'n., Los Angeles.

Formal transfer of control preceded the elections. Laemmle was given a certified check of $4,000,000 completing the cash payment of the $5,500,000 option. $1,500,000 was deposited to his credit on March 14 as formal notice that the option would be exercised. Laemmle left for the coast on the Century late yesterday afternoon. He retires after 30 years in the industry, 24 of which were spent with Universal, which he founded.

It was disclosed that a substantial investment in Universal had been made in addition to the option financing, which is to be used for working capital requirements and is understood to obviate the necessity of a recapitalization or the making of immediate outside loans for short terms, as had been contemplated by the new owners earlier. An increased production schedule and the signing of new stars and feature players are involved in the plans for the company's immediate future, it was said.

America Is Leader In German Import

By JOACHIM K. RUTENBERG

BERLIN, March 22.—American film
exhibited in Germany for the fir
three-quarters of the current seaso
from last July to March, totaled 2
a slight decline, although gross
from American product did not su
fer. The American films were di
vided as follows: M-G-M, 11; Para
mount, eight; Twentieth Century
Fox, four; Columbia and Universa
two each; Radio, one.

Imports from other countries were
Austria, 11; France, eight; Englan
three; Poland and Hungary, tw
each; Sweden and Czechoslovakia, on
each.

Ufa is expected to take over the as
sets of Terra Co., local producer an
distributor. Ufa is offering Terr
studio facilities, raw stock and print
ing, in return for which Ufa wil
handle Terra's films. Herbert Staab
formerly with Ufa, has joined Terr
as a production supervisor. Som
Terra films are to be made at th
Ufa studios at Neubabelsberg an
Tempelhof.

M-G-M's "Broadway Melody,
playing at the 603-seat Marmorhau
herc, is establishing new records an
is the outstanding grosser in th
city.

John O. Gorman Dead

BOSTON, April 2.—John O. Gorma
employed in the production end of th
industry on the coast for many year
died here today at the age of 54.

Purely 'ersonal ▸

AM DEMBOW'S Florida tan was
he envy of a substantial segment of
luncheon crowd at the Astor yes-
lay. Others there included **Leon
ter**, **Harry Katz**, **George Daws**,
k D. Trop, **Eddie Saunders**, **Bill
lly**, **Arthur Mayer**, **Charles
goff**, **Chester Erskine**, **Barney
John Balaban**, **Al Wilkie** and
Lyons.

•

amuel J. Warshawsky says the
on on his play, "The Woman of
tiny," held by **Lee Shubert** has
ired and rights have reverted to
. The play will be given a try-
by the WPA theatre project at
Symphony in Brooklyn.

Quip of the Day

*Bob Goldstein and Joe Mos-
owitz had Archie Mayo, rotund
irector, to lunch ot Lindy's the
ther day. There, the traditional
layo appetite indulged in a slight
epast, including untold numbers
f rolls, soup, roast, three or four
lasses of beer, pastry, etc. But
hen it came to the coffee, Archie
eached into his copious vest
ocket for saccharine tablets for
se in his coffee in lieu of sugar.
"That's so I won't put on
eight," he explained.*

---

rchie Mayo was entertained by
v York friends last night. The
gleaders included **Joe Moskowitz**
Bob Goldstein with **Joe Pincus**
king in the background.

•

ily Pons will entertain the press
a cocktail party at the Ritz Tower
afternoon and introduce her new
sical protege, **Jean Dickinson**.

•

at Casey, expected in from the
st yesterday, failed to arrive and
lue in today or tomorrow.

•

Ioward Dietz and **Bill Ferguson**
at into a luncheon combination yes-
lay. It was at the Astor.

•

ack Schlaifer, district manager
the east for United Artists, left
terday for Cincinnati.

•

dmund Lowe will be the guest
on the Lux radio program next
k.

•

Barney Balaban returned to Chi-
o yesterday. **John** entrains today.

•

Dennis F. O'Brien is in the South-
d for a short vacation.

•

ilbert Miller sails for London to-
rrow.

•

. Chicago

red Anderson of Morris says that
circuit has leased the Fargo in
Kalb instead of arranging a pool-
agreement with C. G. Lekander,
er.

aron Saperstein was installed as
ied president for the seventh time
a smoker held at the Morrison Ho-
More than 200 attended.

lyde Eckhardt is back from
rida after a three-week vacation.

oe Leo stopped off en route to the coast to confer with **Henri Elman** at the Capitol Film Exchange.

Harry K. Smythe says the CAPA "April Foolies" will be held at the Sherman Hotel, April 15.

•

. . . Cincinnati

Charles Fogel of the M-G-M maintenance department, New York, a recent visitor here, was given a party by the local service branch. **Harry Sheeran**, M-G-M office manager, was in charge.

K. L. McWhorter, part owner of the Sharon, at Sharonville, a suburb, will be married soon to **Ruth Heckle** of the local Fox office.

•

. . . Little Rock

E. R. Gillette and **Mrs. Gillette** of the Ritz, Russellville, Ark., in town for the University of Arkansas-Western Kentucky basketball game.

J. M. Ensor, owner and manager of the Crescent, one of the spectators at the Hot Springs races.

Plan Collections For Rogers Fund

(Continued from page 1)

from the annual May week contributions will be for the aid and establishment of useful agencies for assisting handicapped children.

Major L. E. Thompson of RKO will be chairman of the theatre campaign committee, which will be comprised of industry officials, members of the memorial commission and friends of Will Rogers. The Saranac hospital was turned over to the commission recently by N. V. A. and will be operated for use by the sick and needy of the stage and screen.

Standard Newsreels Sound Academy Aim

(Continued from page 1)

by the committee was much higher than the normal volume of features. The reports pointed out that although a moderate increase in volume level is desirable from a standpoint of showmanship, the great discrepancies existing at the present time detract considerably from the program.

Douglas Shearer, M-G-M council representative, brought the matter to the attention of the Academy originally. The heads of various trailer departments and newsreel producers will be contacted immediately.

Nathan Levinson, vice-chairman of the council, who returned from New York yesterday, appeared at the meeting and presented a detailed report on new technical developments in the east.

Michigan Allied Is Divided on Booking

(Continued from page 1)

in the present cancellation privilege.

16% said they had no opinion to express.

Of the 16% who had nothing to say regarding the bill, several said they did not know what it was all about.

The above results are considered surprising, in view of Allied's strong support of the measure and the fact that Congressman Pettengill spoke personally at the last annual meeting here of the Michigan Allied unit.

Frankie, I ain't goin' to tell
you no story
Us Bartender men never lie -
That punk was here an hour ago
With a gal named Nellie Bly
He was her man
But he done her
wrong
FRANKIE AND JOHNNIE
with
Chester MORRIS ★ Helen MORGAN
Distributed by REPUBLIC PICTURES

Seals Given 137 Films in 2 Months

(*Continued from page* 1)

greater majority consisted of new product.

The attached list runs from Jan. 26 to March 27. It follows:

WILLIAM BERKE
(*Feature*)
"Hair Trigger Casey"

BURROUGHS-TARZAN
(*Feature*)
"The Dragnet"

COLUMBIA
(*Features*)
"Hell Ship Morgan," "Music Goes 'Round," "Money Mad," "Shadows of the Orient," "Tug Boat Princess," "Pride of the Marines," "Mr. Deeds Goes to Town," "Panic on the Air," "Roaming Lady"
(*Shorts*)
"Movie Maniacs," Screen Snapshots, Nos. 7, 8, "Caught in the Act," "Lil Ainjil," "Scrappy's Pony," "Spark Plug," "Share the Wealth," "Midnight Blunders"

DARMOUR
(*Feature*)
"Heroes of the Range"

EXCELSIOR
(*Feature*)
"Border Caballero"

INVINCIBLE
(*Feature*)
"Brilliant Marriage"

M-G-M
(*Features*)
"Robinhood of El Dorado," "Garden Murder Case," "Voice of Bugle Ann," "Three Godfathers," "The Great Ziegfeld," "Petticoat Fever," "Moonlight Murder," "Kelly, the Second"
(*Shorts*)
"Hit and Run Driver," "Air Hoppers," "Second Childhood," "Jonkers Diamond," "Bottles," "Arbor Day," "Table Tennis," "Panhandlers," "The Early Bird"

PARAMOUNT
(*Features*)
"Preview," "F-Man," "Trail of the Lonesome Pine," "Desert Gold," "Too Many Parents," "The Sky Parade," "Thirteen Hours by Air," "Till We Meet Again," "Big Brown Eyes," "The Moon's Our Home." (Re-issues) "A Lady's Profession," "Strange Case of Clara Deane," "The False Madonna," "Sky Bride," "June Moon," "Terror Abroad," "Woman Accused"
(*Short*)
"Popular Science" No. 5

REPUBLIC
(*Features*)
"The Leathernecks Have Landed," "Laughing Irish Eyes," "House of a Thousand Candles," "Doughnuts and Society"

RADIO
(*Features*)
"Love on a Bet," "Farmer in the Dell," "Silly Billies," "Consolation Marriage," "Thoroughbreds All," "Murder on the Bridle Path," "The Witness Chair"
(*Shorts*)
"Listen to Freezin," "Swing It," "Fight is Right," "Bad Medicine," "Wholesailing Along"

SPECTRUM
(*Features*)
"Outlaws of the Range," "Reckless Buckaroo"

STAGE AND SCREEN PROD.
(*Shorts*)
"Custer's Last Stand," Episodes Nos. 13, 14, 15

STATE RIGHTS
(*Features*)
"Black Gold," "Bars of Hate," "Rogue's Tavern," "Song of the Trail," "Lightning Bill Carson," "Desert Phantom"

SUPREME
(*Feature*)
"Kid Ranger"

TWENTIETH CENTURY-FOX
(*Features*)
"It Had to Happen," "Prisoner of Shark Island," "Message to Garcia," "Country Doctor," "Charlie Chan at the Circus," "Captain January," "Everybody's Old Man," "Little Miss Nobody," "The Country Beyond," "O'Malley of the Mounted," "Human Cargo"

UNITED ARTISTS
(*Features*)
"Little Lord Fauntleroy," "These Three"
(*Shorts*)
"Mickey's Grand Opera," "Elmer Elephant," "Three Little Wolves"

UNIVERSAL
(*Features*)
"Don't Get Personal," "Love Before Breakfast," "Bad Sister," "Word of Honor," "Sutter's Gold." (Re-issues) "All Quiet on the Western Front," "The Iron Man"
(*Shorts*)
"Adventures of Frank Merriwell, Ep. No. 11, "The Winning Play," "Slumherland Express," "The Beauty Shoppe," "Flash Gordon," Ep. Nos. 1 to 7 inclusive.

VICTORY
(*Features*)
"Face in the Fog," "Taming of the Wild"

ROLAND WAGENER (Producer)
(*Feature*)
"In Paris A.W.O.L."

WARNERS
(*Features*)
"Treachery Rides the Range," "The Singing Kid," "Murder by an Aristocrat," "Gentleman from Big Bend," "Green Pastures," "I Married a Doctor," "Golden Arrow," "Law in Her Hands," "Sons O' Guns," "Big Business"
(*Shorts*)
"Miss Glory," "Boom Boom," "I'm a Big Shot Now," "The Blowout," "Let it be Me"

Jolson Arrives Disguised As Shaw; Traffic Tangles

Cosmo-Sileo Photo

By J. M. JERAULD

About 20 photographers gasped, and then they howled, as George Bernard Shaw emerged from the car on the Twentieth Century where they were lined up to meet Al Jolson yesterday morning. Half the passengers on the train forgot they were going places and wondered how they had missed the Irish dramatist at the La Salle St. Station before the train left.

To add to the complications a Scotch bagpipe band from Yonkers "sgir-rr-r-ll-ud," if that's what they do with bagpipes. S. Charles Einfeld said they were playing songs from "The Singing Kid," but only a Highlander like Charlie would know.

The girls who were supposed to dance "a la Bacchante" failed to arrive. They looked out of their windows around Vitaphone studio in Brooklyn about daybreak and decided unanimously that if there was any "Bacchante" in their lives yesterday it would be indoors.

With drums throbbing and bagpipes wailing, "Shaw" and the rest of the welcomers, followed by a hundred or more passengers and almost as many red caps, the party emerged into the main waiting room. Massed commuters from points north of the Bronx crashed through the rope barriers.

An excited woman tried to tweak "Shaw's" magnificent whiskers and her glove clasp caught a handful of white hair. Another reached for a souvenir and "Shaw" made a quick grab with both hands to get the spinach and eyebrows off. Admiring feminine suburbanites scrambled for souvenirs.

Jolson came into view.

Out on the 42nd St. sidewalk a couple of ushers from the Strand had a long banner that caught the eye of the mounted police and the populace. A cop trying to give a taxi driver a summons lost his book. A woman wanted it for an autograph.

Sid Rechetnik tried to untangle a line of Cord cars from the traffic jam. The Scotsmen gazed ruefully at their flaming plaid tartans and the mud spots on their white spats. The mob pressed against their bagpipes, but there wasn't a single blowout. A mounted cop wanted to see the parade permit. It wasn't there.

The band played "Oh, Where Is My Bonnie Permit Today." The crowd grew more dense. A thousand or more automobile horns tried to drown out the "moosic," but couldn't.

Einfeld gave a signal and the Cord cars dashed up 42nd St. to 5th Ave. and to the Sherry-Netherland.

Jolson went upstairs to breakfast. Thousands of stenographers tried to explain why they were late for work. And it rained some more.

Edwards Show April 12

Gus Edwards will open his new vaudeville show at the Broadway Sho-Window on April 12. The policy will be two-a-day at popular prices. The opening bill will feature Lowry, Armida and Mark Plant.

Haverstraw House Burns

HAVERSTRAW, N. Y., April 2.—The Capitol, a closed neighborhood house, was totally destroyed by fire early this morning. The fire, said to be of incendiary origin, caused $100,000 worth of damage.

Forms Hub Poster Firm

BOSTON, April 2.—Myer Rosen has organized the Theatre Specialty Co. for the territorial distribution of lobby art displays turned out by the United Art Service of New York.

New Zealand Houses Up; Now Total 56

WASHINGTON, April 2.—The annu report of the New Zealand M. P. E hibitors' Ass'n. for 1935, shows 5 theatres exhibited films on a comme cial basis, according to a report the U. S. Dept. of Commerce fro American Vice-Consul George Bli Lane in Wellington.

This is an increase of 65 over 193 when 498 houses were operating. O this total, however, only 369 were op erating from one to six nights a wee regularly, as compared with 349 i 1934. The remainder consisted theatres or halls in the country di tricts where pictures were shown at in tervals.

In addition, 13 institutions—such a sanitaria and hospitals—screened pic tures more or less regularly for in mates and staffs.

Center Sign on B'way

So the Broadway crowds won't fo get the Center, an electric sign ha been put up at the corner of Broad way and 49th St. by the managemen of the Rockefeller playhouse. It's big one with 1,000 feet of Neon tub the word "Center" six feet high an four rows of red Neon in the lettering

Harry Shumow Gaining

OMAHA, April 2.—Harry Shumow M-G-M branch manager, after nearl a month in the Lutheran Hospital, ha returned to his home where he wi spend another week recuperatin from arthritis.

Time Broadcast Continu

The "March of Time" new broad cast, which has been sponsored b Remington-Rand, will continue on it usual five-day-a-week schedule wit William Wrigley, Jr., Co., as the ne sponsor.

Wall Street

Columbia Issues Best Board Gain

	High	Low	Close	Net Chang
Columbia, vtc	39¼	36½	39	+2
Columbia, pfd ...	47⅝	47⅝	47⅝	+ ⅝
Consolidated	6¼	6¼	6¼	.....
Consolidated, pfd.	18	18	18	+ ¼
Eastman Kodak ..	170¼	168	168	—1
Eastman, pfd	164	164	164	+1
Loew's, Inc.	47⅞	47	47½	+ ¼
Loew's, Inc., pfd..	107¼	107¼	107¼	.....
Paramount	9⅜	9¼	9¼	.....
Paramount 1 pfd.	70	70	70	.....
Paramount 2 pfd.	9¾	9⅝	9¾	— ⅛
Pathe Film	11⅞	10¼	10½	—1
RKO	7⅞	7⅝	7⅝	.....
20th Century-Fox.	28⅛	27¾	28⅛	— ⅜
20th Century, pfd.	36½	35¾	35¾	+ ⅜
Universal, pfd	90	89¾	90	+ ¾
Warner Bros.	12¼	11⅞	11⅞	— ¼

Technicolor Up ¼ on Curb

	High	Low	Close	Net Chang
Sentry Safety	¾	¾	¾	.....
Sonotone	3¼	3⅛	3⅛	— ⅛
Technicolor	31⅜	30½	30½	+ ¼
Trans-Lux	4⅛	4	4	.....

Paramount Only Bond Rise

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40	27	26¾	27	— ½
General Theatre Equip. 6s '40 ctf	27	26¾	27	— ¼
Keith B. F. 6s '46	94⅝	94⅝	94⅝	— ⅜
Paramount Pict. 6s '55	90⅜	89¾	90	+ ⅛
Warner Bros. 6s '39 wd	95¼	94¾	94¾	— ¼

(Quotations at close of April 2)

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
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OL. 39. NO. 80 NEW YORK, SATURDAY, APRIL 4, 1936 TEN CENTS

athe's New Company Has Plans for 26

irst Release Intended For Next August

Pathe's new producing and distribut-g company, yet to be organized, ll handle a minimum of 26 features year and a series of either western action films, according to tentative ans drawn for the proposed organ-ation's first year. First release is signed for August.

The understanding is no produc-on alignments have as yet been made, though "feelers" are out and several ntative proposals are under discus-on.

As a matter of fact, while the tention to enter the national field fixed, there so far appears to be cking any definite decision as to rocedure, a chief reason for this ing the necessary approval of the ecurities and Exchange Commission the company's contemplated stock ructure.

The probability is exceedingly strong at the presidency will go to Edward

(Continued on page 4)

panish Exhibitor's Group Quits Ass'n

BARCELONA, April 3.—While the ycott of exhibitors against distribu-rs here ended formally last week, lations between Mutua, the local dis-ibutor organization, and the ex-bitor's association are reported to The exhibitor group which started e original controversy with its boy-tt against M-G-M's office here, has ceded from the major organization, rming its own unit. Called Federa-on Cinemas Cataluna, it is headed Jose Vila, owner of two provincial eatres and the attorney for the

(Continued on page 4)

astman's 1935 Net Up to $15,913,251

Net profit for Eastman Kodak for e year ending Dec. 28, 1935, after ederal income taxes and all other arges, was $15,913,251, a gain of ,410,004 over the previous year. his provided $369,942 for preferred vidends and $12,380,065 for com-on dividends.

Operating profit was $18,461,416. ther income and profit from sale of curities brought this up to $19,597,-7, before income taxes and other arges. Total assets were $168,-7,026.

Stay Refused ITOA in City Sale Tax Case

Appellate Bench Refuses To Act; Appeal Asked

The Appellate Division of the N. Y. Supreme Court yesterday denied the I.T.O.A. application for an injunction to restrain the city from assessing film rentals for the two per cent city sales tax and distributors from collecting it.

Melvin Albert of Weisman, Quinn, Allen & Spett, attorneys for the I.T.O.A., said that steps to bring the injunction action before the Court of Appeals would be taken immediately.

The Appellate Division's action was in the form of a refusal to reverse Justice Callahan's earlier decision denying an injunction on the grounds that the sales tax law offered a remedy in directing that efforts by the city comptroller to collect the tax may be appealed direct to the Appellate Division where it must be shown that the commodity is or is not subject to the tax. This is the procedure being followed by the United Artists exchange in what all local distributors regard as a test of the city's right to apply the sales tax to film rentals. United Artists is now having printed

(Continued on page 4)

Tri-States Members Convening Tomorrow

MEMPHIS, April 3.—The Pettengill Bill and taxation will occupy much of the time at the meeting of M.P.T.O. of Arkansas, Mississippi and Tennessee at the Chisca Hotel Sunday and Monday, according to President M. A. Lightman.

Lightman expects representatives of several M.P.T.O. units to attend, particularly L. C. Griffith and Lawrence Lowenstein of Oklahoma. Herb McIntyre, Fred Jack, Sam Moscow and Oscar Morgan have all signified their intention to be present.

Vice-mayor Clifford Davis will deliver the address of welcome. Principal speakers will include Dave Pal-

(Continued on page 4)

Cantor Testimonial Is Set for Tonight

Eddie Cantor will be guest of honor at a testimonial dinner tonight at 7 o'clock at the Astor, sponsored by the American Jewish Congress. The proceeds of the affair are to be used to combat Nazi activities and defend the rights of Jews. Louis Nizer, film

(Continued on page 4)

Boston Duals 90%

Boston, April 3. — Of approximately 66 theatres operating in this city 90 per cent are using double features regularly. The single feature houses are the Metropolitan and RKO Boston, which have stage shows; the Howard Atheneum; Fine Arts, which handles foreign product; the South Station, devoted to short subjects, and Keith's Memorial.

Delayed Paramount Meeting Not Dated

The postponed March meeting of the Paramount board will not be held within the next week as planned by the company earlier, it was stated at Paramount yesterday. The next meeting of the board is April 23.

The postponement of the monthly meeting scheduled for March 26, because of the lack of a quorum, was followed by the announcement that the board would meet within two weeks following that date, despite the absence in Hollywood of John E. Otterson, president, and Adolph Zukor, chairman. No business of sufficient urgency to require a meeting in the absence of the president and chairman is on tap, however, and resulted in the decision to dispense with a

(Continued on page 4)

Producers Pledged Upon Contract Use

Producing managers, including such first-line names as the Shuberts, Theatre Guild and Brock Pemberton, pledged themselves at a special meeting of the League of N. Y. Theatres yesterday to use exclusively the new contract drawn by that organization for future dealing with the playwrights. The managers voted authority to the league to begin injunctive proceedings against any producer member who breached the agreement.

The managers' contract contains but few changes from the minimum basic agreement which was used by manager and playwright up to Feb. 29. It retains the 50-50 split of proceeds from

(Continued on page 4)

U. A. Sales Policy Up at Chicago Meet

CHICAGO, April 3.—United Artists' sales policies for the remainder of the season will be discussed at a two-day meet to get under way here tomorrow and continue through Sunday. George J. Schaefer will preside.

Among those attending will be: J.

(Continued on page 4)

Four Accept Kuykendall's Bid to Talks

MPTOA Board Due Here In About 2 Weeks

Four national distributors have notified Ed Kuykendall, M.P.T.O.A. president, of their willingness to meet with the exhibitor organization's executive committee to discuss trade practice adjustments. The companies are Universal, United Artists, Twentieth Century-Fox and M-G-M.

While indications now are that the meetings will get under way here in about two weeks, a definite date for the first session will be set as soon as Kuykendall has determined when members of the M.P.T.O.A. executive committee can come here for what may be an extended stay. When this has been ascertained other large distributors will be contacted and the final arrangements for the meetings made.

Kuykendall will go to Washington April 13 for the resumed hearings before the House Patents Committee on the Duffy Copyright Bill, and will come to New York for the meetings immediately after the close of the Washington hearings. Expectations are that all arrangements for the

(Continued on page 3)

Lambert Resigns as Counsel for K-A-O

Major I. E. Lambert has resigned as counsel for Keith-Albee-Orpheum, effective April 10, it was learned yesterday. He may devote himself immediately to campaign work for Gov. Alf Landon of Kansas, potential Republican nominee, who was a schoolmate of Lambert.

Lambert went to K-A-O from RCA Photophone about two years ago in the course of successive moves to balance representation within the company and on its board between the

(Continued on page 4)

F. & M. Plans Four Films Next Season

Fanchon & Marco will make four pictures for release next season through a major distributor, Marco Wolf declared here yesterday. The distribution arrangements have not yet been completed, he said, but will be shortly. The stories, both originals, have been completed on two of the planned four, "Waltz King" and "Dance Congress." The first was written by Billy Wilder and Al Rus-

(Continued on page 4)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 4, 1936 No. 80

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capitol Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Bank Night Is Ruled Legal in Cleveland

CLEVELAND, April 3.—After three months of investigation of Bank Night Chief Police Prosecutor Perry A. Frey, with the City Law Department, has ruled that Bank Night, as operated here, is not a violation of the state lottery laws.

The ruling is based on the fact that no consideration is involved in winning the award. About 20 houses are using Bank Night. The original complaint was brought by Max Kaplan, operator of the Grand Central.

Bank Night Approved

BRIDGEPORT, Conn., April 3.—Local houses have permission to resume Bank Night in accordance with a statement of Prosecutor D. Harold Cotter made today. Screeno is still barred.

Warner, Sears West

Major Albert Warner and Gradwell L. Sears leave for Hollywood by air Monday, there to join A. W. Smith, Jr., and S. Charles Einfeld who arrived last night. The latter left New York by train Thursday afternoon when all 'planes were grounded and flew west from Chicago yesterday.

Purely Personal

PAT CASEY arrived from the coast via Connecticut yesterday. Expects to be here two months and will arrange a meeting in the next few days of studio labor representatives to negotiate a one-year basic wage scale for studio labor.

•

In and around "21" yesterday, the film contingent was well represented by:

NED E. DEPINET, ROY LARSEN, CHARLES STILLMAN, SAM DEMBOW, JEFFREY BERNERD, JOHN BALABAN, EDMUND LOWE, JOE SEIDELMAN, M. A. SCHLESINGER and JOE FRIEDMAN.

Quip of the Day

Leonard Goldstein, with both feet in the producing business and westerns as his gool, wired his twin brother, Bob, the other day from Hollywood:

"Need horse for westerns. Heor there's one over Jersey. Please make test."

FRANCIS WALLACE'S "The Big Game," a football story, acquired by Radio. David Garth's original, "I Love Like That," also purchased.

•

ALWIN JOHNSON, ERIC CHARELL, LUDWIG CHARELL and GILBERT MILLER sail today on the *Ile de France*.

•

HARRIET KIMBALL EBERHARDT sails for an extended stay in England May 23. She expects to return late in the fall.

•

ROGER PRYOR off for Detroit. He will make a personal appearance there and continue on to the coast.

•

MORT SINGER, in and out for a few days, leaves for Chicago today. From there, the coast again.

•

CHARLES REAGAN, Paramount division manager, back in town from Florida.

•

BEN LYON and BEBE DANIELS leave for vaudeville appearances in Boston.

•

SAMUEL GOLDWYN sails for New York on the *Aquitania* April 8.

•

MYRON SELZNICK sails on the *Ile de France* today for London.

•

ABE BALABAN, who has been residing in Switzerland for some years now, is in America on a periodic trip and returns to the Alpine country shortly.

•

ELBERT HUBBARD, 2nd., son of the author of "A Message to Garcia," to attend the opening of the picture at the Center April 8.

•

JOHN COSENTINO, special representative for Spectrum Pictures, back at the home office after a three-month tour of exchanges.

•

PERCY PHILLIPSON at "First Lady" which he enjoyed mightily.

•

RUDY VALLEE off for a Havana vacation.

•

ARCHIE MAYO returns to Hollywood today via the canal.

BARRETT C. KIESLING is in town from the coast for about a week on M-G-M studio publicity. He left MRS. KIESLING at the Mayo Clinic at Rochester, Minn., en route east.

•

EDWIN M. HARTLEY, RCA Photophone sales manager, and LEWIS M. CLEMENT, vice-president in charge of engineering and research, off to the coast to visit the recording studios.

Astor-Bijou-Morosco Auction Set April 17

The Astor-Bijou-Morosco theatre block at Broadway and 45th St. will be placed on the block April 17. Indications are that City Investing Corp., holder of a second mortgage of $1,250,000 on the properties, will bid them in and proceed with plans for erecting a new theatre and store building on the site.

A first mortgage of $1,000,000 is held by Metropolitan Life Insurance Co., although the foreclosure proceedings were brought by the second mortgage holder. Walter Reade was one of the principal owners of the properties. City Investing declined to reveal details of its plans for the site, stating that final arrangements could not be completed until after the foreclosure sale.

Theatre Realty Co. Has Plans Approved

ST. LOUIS, April 3.—Reorganization plans for the Theatre Realty Co., owners of the Fox Theatre property under which holders of the $4,447,000 in bonds which went into default in 1931 will take it over to a new company to be formed were approved today by Federal Judge Moore. For each $1,000 bond, the holder will receive 10 shares each of common and preferred stock of the new company.

It is planned to lease the house to an affiliate of F. & M. for $104,000 a year plus 15 per cent of the gross receipts.

Ufa Buys Two in Berlin

BERLIN, April 3.—Ufa has bought two large Berlin houses, the Marmorhaus and Capitol, where American product is usually shown. Ufa already owns 15 houses in West Berlin. The German Government has been attempting to discourage the showing of American films, but Berlin patrons continue to exhibit a marked preference for the U. S. product, which has been strikingly successful here.

Skouras to Honolulu

LOS ANGELES, April 3.—Taking a leaf from Spyros' account of Hawaii, Charles Skouras is plotting a vacation in Honolulu shortly.

Herman Wobber, Pacific Coast representative for Twentieth Century-Fox, is also going. Their dates may be shifted to make the trip a joint one.

Override Curley's Veto

BOSTON, April 3.—The bill to apply Sunday regulations to places of business after 1 o'clock on the afternoon of Columbus Day has been passed by the House over the veto of Governor Curley.

"Pine" Strong Despite Snow, Cold, Seattle

SEATTLE, April 3.—Cold weathe and snow knocked grosses around las week with the result that "The Trai of the Lonesome Pine" was the onl first run to pass par. It took $7,20 up by $200, at the Fifth Avenue an was moved to the Blue Mouse.

"The Story of Louis Pasteur" hel up to $3,750 at the Music Box in th second week of an extended run fron the Fifth Avenue and was held again

Total first run business was $31,200 Average is $33,500.

Estimated takings for the week ending March 28:

"WIFE VS. SECRETARY" (M-G-M)
BLUE MOUSE—(950), 25c-40c-55c, 7 days
2nd week, extended run from Fifth Avenue
Gross: $3,450. (Average, $4,000)

"TRAIL OF THE LONESOME PINE" (Para.)
FIFTH AVENUE—(2,500), 25c-40c-55c, days. **Gross:** $7,200. (Average, $7,000)

"LADY OF SECRETS" (Col.)
"THE GHOST WALKS" (Invincible)
LIBERTY—(1,800), 10c-15c-25c-35c, 7 days
Gross: $3,850. (Average, $4,000)

"STORY OF LOUIS PASTEUR" (F.N.
MUSIC BOX—(950), 25c-40c-55c, 7 days
2nd week, extended run from Fifth Avenue
Gross: $3,750 (Average, $4,000)

"DESIRE" (Para.)
"SONG AND DANCE MAN" (20th-Fox
ORPHEUM—(2,450), 25c-30c-40c, 7 days
Gross: $5,400. (Average, $6,000)

"GARDEN MURDER CASE" (M-G-M)
"LOVE ON A BET" (Radio)
PARAMOUNT (3,050), 20c-25c-30c, days. **Gross:** $4,600. (Average, $5,000)

"KING OF THE DAMNED" (S.R.)
REX—(1,500), 20c-25c-30c, 7 days. Vaudeville headed by Charles Brugge. **Gross** $2,950. (Average, $3,500)

Kansas City IATSE Meet Starts June

KANSAS CITY, April 3.—The convention of the I.A.T.S.E. and M.P O.A. of the U. S. and Canada ha been set for the week of June 8 in th Municipal Auditorium. The genera executive board will be in session her a week before the general conventio opens, and the districts about thre days before.

A theatrical carnival will be stage April 24 at the Pla-Mor by locals i both Kansas City, Mo., and Kansa City, Kans., to raise money for th entertainment of convention visitors The show is in charge of Felix Snow I.A.T.S.E. district representative who has headquarters here.

Rites for Janet Maunter

Funeral services will be held tomorrow for Janet Maunter, daughter o Rudolph Sanders, operator of th Sanders and Globe in Brooklyn, wh died yesterday. Interment will be i Washington Cemetery.

Many at Berkson Funeral

CHICAGO, April 3.—Hundreds of industry representatives, attended th funeral here today of Isaac Berkson retired exhibitor, who died in California last week.

May Star Paderewski

LONDON, April 3.—Benham studio in Buckinghamshire are said to b planning a film which is to featur Ignace Jan Paderewski, Polish pianist and diplomat. Distribution woul be handled by United Artists.

Fauntleroy" Makes Best Cincy Showing

Cincinnati, April 3. — "Little ord Fauntleroy" headed last week's eckup, computed by averages, get- ng $3,850 on its second downtown eek at the RKO Grand. This is ,100 on the profit side.

"Petticoat Fever" registered $13,000 the RKO Albee, where average is 2,000. It moved to the RKO Capi- l. "Colleen" at Keith's was good r $7,000, up $600, and was held over. lodern Times" broke even at the KO Palace with $10,000, and con- ued at the RKO Grand. "The Dark our" and "Tango," on a dual bill at e independent Strand, got an even eak. Otherwise, business was com- ratively quiet, with the RKO Lyric ping into low territory at $2,200 with Voman Trap."

Total first run business was $52,000. verage is $60,200.

Estimated takings:

Week Ending March 24:

"THE DARK HOUR" (First Div.)
"TANGO" (First Div.)
STRAND—(1,500), 15c-25c, 7 days. **Gross:** ,500. (Average, $1,500)

Week Ending March 25:

"WOMAN TRAP" (Para.)
RKO LYRIC — (1,400), 35c-42c, 7 days. **ross:** $2,200. (Average, $6,500)

Week Ending March 26:

"PETTICOAT FEVER" (M-G-M)
RKO ALBEE — (3,300), 35c-42c, 7 days. **ross:** $13,000. (Average, $12,000). Moved RKO Capitol.

"MODERN TIMES" (U. A.)
RKO PALACE—(2,700), 35c-42c, 7 days. **ross:** $10,000. (Average, $10,000). Moved RKO Grand.

DON'T GAMBLE WITH LOVE" (Col.)
RKO SHUBERT—(2,150), 35c-55c, 7 days. tage: "Redheads vs. Blondes" Revue. **ross:** $9,500. (Average, $12,000)

"KLONDIKE ANNIE" (Para.)
RKO CAPITOL—(2,000), 35c-42c, 7 days, d week. **Gross:** $2,850. (Average, $6,500)

LITTLE LORD FAUNTLEROY" (U. A.)
RKO GRAND—(1,200), 25c-40c, 7 days. d week. **Gross:** $3,850. (Average, $2,750)

"MUSS 'EM UP" (Radio)
RKO FAMILY—(1,000), 15c-25c, 3 days. **ross:** $1,100. (Average, $1,250)

"IT'S A GREAT LIFE" (Para.)
RKO FAMILY—(1,100), 15c-25c, 3 days. **ross:** $900. (Average, 7 days, $1,200)

"COLLEEN" (W. B.)
KEITH'S—(1,500), 30c-40c, 7 days. **Gross:** ,100. (Average, $6,500). Held over.

utter to Sue Tom Keene

Hollywood, April 3.—Walter Fut- r, through his attorney, Milton olden, will file a complaint in Fed- al Court tomorrow against Tom eene, charging breach of the Keene ontract and asking damages of $100,- 0. He also seeks to restrain Keene om working for any other studio. eene has obtained a temporary re- raining order against employment terference.

5th Music Firm Settles

Local 802 of the A. F. M., yesterday oncluded one more agreement with music publishing firm in its strike gainst 92 companies, seeking union ecognition and higher wages. The dditional settlement brings the total umber of individual agreements to 5. Picketing is continuing against ose companies with which agree- ents have not been concluded.

Pettey to Join WHN

Herbert L. Pettey, secretary of the ederal Communications Commission, ill join the Loew-M-G-M radio sta- on, WHN, as director in charge of ales and promotion on May 1, when is FCC resignation takes effect.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Girl from Mandalay"

(Republic)

Hollywood, April 3.—Here is action played against a tropical jungle background which adequately fills the bill as top-rung program fare and should please in all spots. The story moves swiftly, telling of a three-cornered romance among the jungle plantations and reaches its action peak with a tiger hunt.

Conrad Nagel, a plantation foreman, is given the air by his fiancee, Esther Ralston, and subsequently goes haywire. He drowns his sorrow in an affair with Kay Linaker, a cabaret entertainer, whom he subsequently marries. A dangerous enmity arises with Donald Cook, foreman of a neighboring plantation when Nagel finds out Miss Linaker was formerly familiar with Cook. Nagel becomes distrustful of his wife during their sojourn in the jungle back country.

The film packs a climactic wallop when a forest fire drives tigers down into the inhabited district. More hatred and bitterness are engendered between Nagel and Cook when circumstances throw Miss Linaker and Cook together. In the finale, Nagel finally saves Cook's life, the tigers are killed off and his heroic act brings about a reunion with Miss Linaker.

Performances of Nagel, Cook, Miss Linaker, Miss Ralston and the balance of cast are of high order. Howard Bretherton's direction keeps the film moving at a smooth, fast pace. Wellyn Totman and Endre Bohem did a good job on the screen play from Reginald Campbell's original novel. Photography by Ernest Miller and Jack Marta aids the picture's appeal.

Previewed without production code seal. Running time, 67 minutes. "G."

Accept Kuykendall's Bid to MPTOA Talks

(Continued from page 1)

trade practice meetings will have been made by that time.

The distributors who have already communicated with Kuykendall have expressed a willingness to meet the committee either singly or in a group including representatives of all distributors. Either company heads or top sales executives will represent individual companies at the meetings. The M.P.T.O.A. executive committee consists of seven members and the president and secretary of the organization, but it is not believed that the full committee will be called for the sessions. Kuykendall, O. C. Lam and Lewen Pizor are sure to attend and two or three additional members of the committee or alternates will be selected, it was said.

Demonstrate New Sound

About 2,000 school music supervisors who are in New York for the Music Directors' National Conference attended a demonstration of RCA's new ultra-violet recording at the Center yesterday morning at 9 o'clock. The process was described by James Frank, Jr., Photophone expert.

Sell Chaplin in Chicago

Chicago, April 3.—"Modern Times" has been sold to the Schoenstadt Circuit with 14 houses on the South Side with a week's clearance between first and second week of release.

Aid Ohio Flood Fund

Cleveland, April 3.—Members of the Cleveland M. P. Exhibitors' Ass'n contributed $10 each today for flood sufferers and raised about $700. This is in addition to funds raised at special shows.

Hays on Coast Lauds Film Industry's Work

Hollywood, April 3.—Will H. Hays upon his arrival here today paid tribute to the progress which he declared has been made by producers, directors, writers and actors in dealing effectively with the most pressing and difficult problems which confronted them this year to a greater extent than ever before. Their work, he said, has resulted in the very finest of screen entertainment.

Hays applauded the Red Cross appeal for the flood sufferers and expressed confidence that its call would be answered by the film industry, not only in Hollywood but in all sections of the country.

"Singing Kid" Opens Amid Big Fanfare

With much tumult and shouting, "The Singing Kid" made its debut last night at the Strand. All the familiar ceremonials of the typical premiere were observed, with glaring lights, gaping crowds, pushing policemen and busy microphones very much in evidence.

The picture went on at 8.12. Following its completion Eddie Cantor modestly introduced Al Jolson as "the world's greatest entertainer."

Among those present at the festivities were Major Albert Warner, Gradwell Sears, Joseph Bernhard, Harry Charnas, Robert Goelet and a whole galaxy of stars.

Lily Pons Is Hostess

Lily Pons was hostess at a cocktail party yesterday at the Ritz Towers attended by trade and daily press representatives. She presented her musical protege, Jean Dickerson.

"These Three" Defeats Slump On the Coast

Los Angeles, April 3. — "These Three" made the best showing of the week, going $4,000 over average for a gross of $7,200 at Pantages, but falling nearly $2,000 under the par of $6,100 at the Hillstreet.

Business was off all along the line, the only other attraction to make the grade being "Rhodes, the Diamond Master" at the 4-Star, where it took $5,000, over the line by $1,750.

Total first run business was $74,300. Average is $88,150.

Estimated takings for the week ending April 1:

"PRISONER OF SHARK ISLAND"
(20th-Fox)
CHINESE—(2,500), 30c-55c, 7 days. **Gross:** $8,500. (Average, $12,500)

"FANG AND CLAW" (Van Beuren)
FILMARTE—(800), 30c-40c, 7 days, 2nd week. **Gross:** $1,000. (Average, $2,000)

"RHODES" (G.B.)
4 STAR—(900), 30c-55c, 6 days. **Gross:** $5,000. (Average, $3,250)

"THREE WOMEN" (Amkino)
GRAND INTERNAT'L—(750), 35c-40c, 7 days, 3rd week. **Gross:** $1,100. (Average, $1,200)

"THESE THREE" (U.A.)
HILLSTREET—(2,700), 25c-40c, 7 days, 2nd week. **Gross:** $6,100. (Average, $8,000)

"PRISONER OF SHARK ISLAND"
(20th-Fox)
LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $12,500. (Average, $14,000)

"THESE THREE" (U.A.)
PANTAGES—(3,000), 25c-40c, 7 days, 2nd week. **Gross:** $7,200. (Average, $3,200)

"TRAIL OF THE LONESOME PINE"
(Para.)
PARAMOUNT—(3,595), 30c-55c, 7 days, 2nd week. Stage: Al Lyons and his orchestra, F. & M. revue, Jess Willard & Bill Hurley. **Gross:** $17,400. (Average, $18,000)

"SNOWED UNDER" (F.N.)
WARNER BROS. (HOLLYWOOD) — (3,000), 25c-40c, 7 days. **Gross:** $8,400. (Average, $14,000)

"SNOWED UNDER" (F.N.)
WARNER BROS. (DOWNTOWN)— (3,400), 25c-40c, 7 days. **Gross:** $7,100. (Average, $12,000)

Wall Street

Warner pfd. Drop 3¼ pts. on Board

	High	Low	Close	Net Change
Columbia, vtc	39¼	38⅝	38⅝	— ⅜
Columbia, pfd	48	47½	47½	— ⅛
Consolidated	6	5⅞	5⅞	— ⅜
Consolidated, pfd.	17¾	17¾	17¾	+ ¼
Eastman Kodak ..	168⅞	168	168	.....
Eastman, pfd ...	164	164	164	.....
Loew's, Inc.	47⅝	47	47	— ½
Paramount	9⅜	9¼	9¼	.....
Paramount 1 pfd.	70	70	70	.....
Paramount 2 pfd.	9⅞	9¾	9⅞	+ ⅛
Pathe Film	11	10⅜	10½	.....
RKO	7⅝	7½	7½	— ⅛
20th Century-Fox.	28¼	28	28	— ⅛
20th Century, pfd.	36⅛	35¾	35¾	.....
Universal, pfd ...	90¾	90⅛	90¾	+ ¾
Warner Bros.	12⅛	11⅞	11⅞	.....
Warner, pfd	50	50	50	—3¼

Curb Gain Fractionally

	High	Low	Close	Net Change
Sentry Safety ...	13/16	13/16	13/16	+1/16
Sonotone	3¼	3	3⅛	.....
Technicolor	30⅞	30⅝	30¾	+ ¼
Trans-Lux	4⅛	4	4⅛	+ ⅛

Bonds Hold Levels

	High	Low	Close	Net Change
General Theatre Equip 6s '40	27½	27½	27½	+ ½
Keith B. F. 6s '46	95¼	95	95¼	+ ⅝
Paramount B'way 3s '55	56¾	56½	56½	.....
Paramount Pict. 6s '55	90	89½	89¾	— ¼
Warner Bros. 6s '39 wd	95	94½	95	+ ¼

(Quotations at close of April 3)

"Sutter" Big In Denver and Is Held Over

DENVER, April 3.—"Sutter's Gold" grossed $10,000 at the Denver, above par by $3,000, and was moved to the Broadway for a second week. The take was especially noteworthy because there were two snowfalls and three days of unusual cold.

Business was good all along the line. "Little Lord Fauntleroy" was held extra days following a second week at the Aladdin. It grossed $3,000. "Desire" was in the money on a take of $7,000, up by $2,500, at the Denham.

Total first run business was $32,800. Average is $27,750.

Estimated takings for the week ending April 2:

"LITTLE LORD FAUNTLEROY" (U.A.)
ALADDIN—(1,500), 25c-40c-50c, 7 days, 2nd week. **Gross:** $3,000. (Average, $2,750)

"COLLEEN" (W.B.)
BROADWAY—(1,500), 25c-40c, 7 days following a week at the Denver. **Gross:** $2,000. (Average, $1,500)

"THE LEATHERNECKS HAVE LANDED" (Republic)
CENTER—(1,500), 20c-25c-35c, 7 days. Stage show. **Gross:** $2,500. (Average, $3,000)

"DESIRE" (Para.)
DENHAM—(1,500), 25c-35c-40c, 7 days. **Gross:** $7,000. (Average, $4,500)

"SUTTER'S GOLD" (Univ.)
DENVER—(2,500), 25c-35c-50c, 7 days. Stage band. **Gross:** $10,000. (Average, $7,000)

"WIFE VS. SECRETARY" (M-G-M)
ORPHEUM—(2,600), 25c-35c-40c, 2d week, 7 days. **Gross:** $5,300. (Average, $6,000)

"THE WALKING DEAD" (W.B.)
"BOULDER DAM" (W.B.)
PARAMOUNT—(2,000), 25c-40c, 7 days. **Gross:** $3,000. (Average, $3,000)

Delayed Paramount Meeting Not Dated

(*Continued from page* 1)

meeting until the next monthly session, it was said.

Ratification of extensions of the company's options to repurchase outstanding half interests in the stock of the A. H. Blank and Karl Hoblitzelle circuits has been given by the Paramount executive committee in the meantime. The original intention was to extend both options for 90 days. A last minute decision, however, resulted in the extension of the Blank option to the year end. The Hoblitzelle option, as originally planned, was extended for 90 days from April 1.

U. A. Sales Policy Up at Chicago Meet

(*Continued from page* 1)

D. Goldhar, western division manager; M. Dudelson, Detroit manager; Joseph Cantor, Indianapolis; Harry E. Lotz, Chicago sales manager; James Ambrose, Milwaukee; Ralph Cramblet, Minneapolis; D. V. McLucas, Omaha; William E. Truog, Kansas City; William Feldstein, St. Louis, and Harry Gold of the home office.

Edmund Lowe Marries

Edmund Lowe and Rita Kaufman were honeymooning in New York yesterday following their marriage at Armonk, N. Y.

Producers Pledged Upon Contract Use

(*Continued from page* 1)

the sale of film rights to stage plays, in contrast to the proposed 60-40 split, in the playwrights' favor, with which the Dramatists' Guild plans to amend the contract it adopted as of March 1.

Despite their display of a united and defiant front at yesterday's meeting, however, the managers left the door open to further negotiations on a new compromise contract with the guild. Negotiations will be instituted, it was decided, if satisfactory arrangements for their conduct can be made.

Pemberton advised the meeting that he had personally canvassed every film producer and had failed to find one who would back a play produced under the guild's new contract. He said that support was offered to any producer ignoring the guild's contract and employing the old terms.

A suggestion by Frank Gillmore, Equity president, that actors, too, should share in the film rights to plays because they are "the expert salesmen who contribute in the public's mind to a play's success," was discussed with amusement by the managers. It was suggested that stagehands, electricians, the public and newspaper reviewers also be counted in on the same reasoning.

Stay Refused ITOA In Sales Tax Case

(*Continued from page* 1)

the record of its appeal from the city comptroller's ruling holding that films are subject to the tax, and the record will be filed with the Appellate Division some time next week. A hearing is not expected for about three weeks thereafter, which would indicate that a decision might be had some time in May.

The I.T.O.A. case was brought by Harlou and Quinral, Inc., operators of Brooklyn theatres. The I.T.O.A. attorneys must obtain leave from the Appellate Division to take the case to the Court of Appeals. If this is denied, they must ask the Court of Appeals directly for leave to appeal.

Maryland Tax Calls For 1% Gross Levy

ANNAPOLIS, April 3.—A tax of one per cent on the gross admissions of all amusement enterprises, including theatres, was passed here today by the Maryland General Assembly during an all-night session. The measure goes now to Governor Harry W. Nice for signature. If approved, the bill will be effective at once.

Proponents of the measure claim that it will raise $400,000 annually as part of the fund for relief.

Terry Promotes Davis

Mannie Davis, associated with Paul Terry for the past 15 years, has been made head of the Terry-Toons story department. Davis and George Gordon, new animation head, will receive screen credit on future releases.

Reopen Salt Lake House

SALT LAKE CITY, April 3.—"The Trail of the Lonesome Pine" reopened the remodeled Paramount tonight. The house has new seats, a new lobby, screen and sound.

F. & M. Plans Four Films Next Season

(*Continued from page* 1)

kin, and the second by Allen Rivkin. Lester Cowan will be an associate producer, the films to be produced by Hollywood Pictures Corp., a subsidiary of F. & M. Approximately $400,000 has been budgeted for each of the two.

F. & M. plans 12 stage units, one each month, next year, the F. & M. partner said, with one or more names to be featured in each unit. Among the units planned are one to be called the Mickey Mouse Circus, for which arrangements have been made with Walt Disney, and to feature Singers' Midgets, one centering about the Texas Centennial, one with Pinky Tomlin and one with Olsen and Johnson. Most of them will be made on the coast, the others to be made here. Wolf left yesterday afternoon for St. Louis. He plans to return here in about two weeks.

Cantor Testimonial Is Set for Tonight

(*Continued from page* 1)

attorney, will act as toastmaster. Entertainment will be supplied by Jack Benny, Belle Baker, Phil Baker, Jack Pearl and Lily Pons. The affair will be broadcast over WHN.

Included in the committee which sponsored the testimonial were: Irving Berlin, Ben Bernie, Major Edward Bowes, Eddie Dowling, George Gershwin, Harry Hershfield, Mary Pickford, Max D. Steuer, Lawrence Tibbett, Ed Wynn and Jack Yellen. Will H. Hays, Nizer, Max Reinhardt, Senators Royal S. Copeland and Robert F. Wagner, James A. Farley, Mayor LaGuardia and Governor Lehman are among the members of the dinner committee.

Lambert Resigns as Counsel for K-A-O

(*Continued from page* 1)

principal stockholder groups. While of RCA origin, Lambert was known to be friendly with M. J. Meehan, principal minority stockholder in K-A-O, and thus, like others who came into the company in the mediation moves, was acceptable to both the RCA-RKO and Meehan factions. The mediation appointments, which embraced Herbert B. Swope, Leon Goldberg and others, achieved an operating peace within K-A-O that had been missing for many turbulent months.

No successor to Lambert has been named, it was said.

Bellin Matter Cleared

Litigation aimed to hold Fred Bellin, treasurer of Amity Pictures Corp., in contempt proceedings brought by William Saal has been cleared up. A motion seeking to cite Bellin for contempt will be withdrawn, according to the latter's attorney, Harold M. Goldblatt.

A T & T Inquiry Recessed

WASHINGTON, April 3.—The investigation of American Telephone and Telegraph Co. conducted by F. C. C., will be in recess until April 12.

Pathe's New Company Has Plans for 2

(*Continued from page* 1)

L. Alperson, currently chief film buy for National Theatres, exhibition ar of Twentieth Century-Fox and a old-time distributor. Alperson wa once general sales manager of Wa ner-First National and, years bac was an exchange manager in Omah and other midwestern points.

Carl Leserman is in line for th general sales managership. He is no assistant to Gradwell L. Sears, wes ern sales manager for Warners. Wi liam T. Powers, attorney for Nation Theatres, is slated for the gener counsel's post.

These appointments, however, a contingent upon formation of th Pathe-financed enterprise along di cussed lines. In the instance of eac of the three executives, the princ pals in their present companies a aware of the offers and are unde stood to have voiced no objection t resignations in favor of the new e deavor.

Spanish Exhibitor's Group Quits Ass'

(*Continued from page* 1)

Bilbao Bank, although the bank ha no relation to the exhibitor grou Vila claims a membership in the ne unit of 152.

None of the membership of th Asociacion Impresarios has resigne with the exception of five organize whose following must pay royalti under the authors' agreement with th Impresarios group. The Governme is not concerning itself with the co troversy on the condition that the are no public disorders.

Tri-States Members Convening Tomorro

(*Continued from page* 1)

freyman of the Hays organizatio and Ed Kuykendall, national presi dent.

Sunday will be devoted to advanc screenings of new pictures, with Mon day reserved for the business session A banquet and dance, with the variou film companies sponsoring individua tables, will close the sessions Monda night. An attendance of 150 exhibi tors is predicted.

Bowes Gets Injunction

SALEM, Mass., April 3.—Majo Bowes won a temporary injunctio in Superior Court today from Judg Harold Williams to prevent E. M Loew from using the Bowes name i billing amateurs at the Capitol, Lynn Bowes units have been playing M. & P. houses.

Koerpel Quits Eureka

Jacques Koerpel has disposed of hi interests in Eureka Prod. and has re signed as president and director. H is now located at the offices of Edc Overseas Corp., of which he i president.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

L. 39. NO. 81 NEW YORK, MONDAY, APRIL 6, 1936 TEN CENTS

loods, Bad Weather Cut Key Grosses

otal for Week Falls To $1,502,583

Floods in New England and Penn- lvania, snow in Buffalo and vicinity d generally bad weather in the rthern part of the country hit key y grosses during the week ending arch 19-20, and sent the total down $1,502,583 for 28 key spots. Pitts- rgh's first runs were all dark.

This was $258,964 under the previ- s week when the total for 29 spots s $1,761,547, a figure which com- red favorably with any total since ly December in spite of the de- essing effects of Lent.

Only four cities registered increases the week ending March 19-20. ey were Cincinnati, Detroit, Min- apolis and New York.

[Comparative grosses for the lat- t available periods are on page 4.]

incoln Conspiracy Suit Is Dismissed

LINCOLN, Neb., April 5.—The State eatres' $444,000 conspiracy suit ainst Twentieth Century-Fox, Vita- aph, Universal, Paramount, United tists, M-G-M and the RKO Lincoln eatres Corp. has been dismissed thout prejudice on petition of the aintiffs, J. H. Cooper and Robert vingston.

Paul Good and Loren Laughlin, aintiffs' attorneys, said the action d been taken without prejudice, and at they were prepared to move for rly trial in Federal court of their ,353,000 suit on the same charges d against the same defendants ought by G. L. Hooper, Topeka; O. Monroe, Beatrice, Neb., and Cal ard, Lincoln.

Defendants in the State Theatres' se deny that any settlement has been ade out of court.

roadway Takes Off; "Gold" Gets $55,000

Broadway grosses failed to reach y dizzy heights last week. "Sutter's old" at the Music Hall wound up at 5,000, a decided drop from some of e recent highs.

"The Milky Way," in 10 days at e Paramount, garnered $39,000. hese Three" held up to $29,000 in second week at the Rivoli. "Danc- g Feet" and a stage show headed by etty Grable and Jackie Coogan ossed $27,000 at the Roxy.

'Dream' 2-a-Day in 13 RKO Theatres Here a New Slant

Thirteen "A" houses of the RKO metropolitan circuit will play "A Midsummer Night's Dream" on a roadshow basis with the official price scale tilted to $1.65 top late this month and early next.

This is a departure in that circuit's operations and is predicated on test engagements in other of its houses scattered throughout the Middle West and the West where a circuit executive on Saturday declared the plan had worked out very well.

The local runs, all of them on a two-a-day basis, will range between two and four days, varying with the individual theatres. Warners are cooperating on the sale of tickets along the lines pursued when the picture played the Hollywood here in New York. An attendance volume is practically assured on the basis of tickets already sold.

The theatres which temporarily will abandon their traditional grind policy for the "Dream" are these: the 81st St., the 58th St., the 86th St., the Coliseum, Fordham, Franklin, Park Plaza, Kenmore, Tilyou, Dyker, the New Rochelle, Alden, Jamaica, and Strand, Far Rockaway.

Warners have set 69 special limited roadshow engagements on the picture elsewhere throughout the country for this week.

GB-RKO Deal Looms

A national deal for G. B. product is being discussed by executives of the RKO circuit following conferences between Jeffrey Bernerd for the distributor and N. J. Blumberg for the circuit which cemented the business relations between the two organizations on a much friendlier basis. An immediate effect, which will develop prior to the striking of any national deal, will be the according of playdates to "Rhodes."

Report Big Increase For Warners in N. E.

NEW HAVEN, April 5.—With the first year of Warner theatre decentralization plan completed here on March 1, it is reported that I. J. Hoffman, in charge of operation in southern New England on a percentage basis, has received a large bonus, which he has shared with district managers, theatre managers and other executives over his circuit. It is estimated that business in this territory has doubled last year's figures.

Appeals Up Today On Paramount Fees

Appeals from Federal Judge Alfred C. Coxe's order reducing applications for more than $1,000,000 in Paramount reorganization fees are scheduled for hearing in the U. S. Circuit Court of Appeals here today.

Five appellants who originally asked more than $1,000,000 in fees and were allowed less than $500,000 will argue today for the original amounts sought. They are Root, Clark, Buckner & Ballantine, counsel to the Paramount trustees; Cook, Nathan & Lehman, counsel to the stockholders' committee; Kuhn, Loeb & Co. and its counsel, Cravath, de Gersdorff, Swaine & Wood, and accountants for the stockholders' committee. Five additional appeals have been taken to the court by others whose fees were disallowed or reduced by Judge Coxe, but these appeals are not scheduled to be heard for several weeks.

Explain Giveaway Stand

Kansas City, April 5.—Exhibitors and film men were very much interested in the want ad published by the Lindbergh, operated by Abe and Rosa Baier, in the Kansas City *Star* under "Personals."

"NOTICE—The Lindbergh Theatre does not insult the intelligence of any man, woman or child in thinking that they have to be offered some souvenir, trinket or piece of china or crockery in order to get them to come to the theatre. We firmly believe that there are enough real people in this city who do go to the theatre to see and hear a good program. We keep our theatre in perfect repair, good heat when it's cold, nice cool air when it's hot, and always a good show. Our employes and ourselves are always at your service. The Management."

New Era Seen In Control of Trade Abuses

Lawyers Study Supreme Court Sugar Ruling

More extensive rights for trade associations in establishing rules and regulations to mitigate trade evils than have been acknowledged heretofore are believed by industry attorneys to be indicated in the recent U. S. Supreme Court opinion in the Sugar Institute case.

Chief Justice Charles E. Hughes delivered the opinion, which embodies specific references to the nature of concerted action which may be taken by trade associations to improve conditions by eliminating "illicit practices." Industry attorneys are just completing their preliminary study of the opinion and at this point see in it the possibility of a direct application to the establishment of rules and regulations of trade practices by exhibitors, on the one hand, and distributors on the other.

Parts of the opinion could have been written to order as a guide book for

(*Continued on page* 14)

Will Hear 20th-Fox Appeal This Month

The appeal by Twentieth Century-Fox from the recent N. Y. Supreme Court decision in favor of Springer & Cocalis in the action brought by the film company against the circuit on overages, will be heard by the Appellate Division about the end of the month, according to Louis Nizer, attorney for Twentieth Century-Fox.

Fox sued the local circuit on a 1934-35 contract for 58 films at a flat rental of $2,750 per picture for 30 houses, asking $18,000 allegedly due on an overage clause on six films in the contract. Springer & Cocalis was sustained in its contention that it had a right to cumulative accounting, claiming a profit on two of the six films was more than offset by a loss sustained on the remaining four.

Signing of Talent Runs at High Level

HOLLYWOOD, April 5.—Contracts between major studios and talent appear to be maintaining their level. In the last few days these deals have been closed:

Joseph Calleia to M-G-M on a long term pact. His first under it will be

(*Continued on page* 14)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 6, 1936 No. 81

Martin Quigley
Editor-in-Chief and Publisher
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41, Capitol Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Korda Calls Oberon

Hollywood, April 5.—Alexander Korda has cabled Merle Oberon to report at once to play in a film with Charles Laughton and Robert Donat. Miss Oberon also has a commitment with Samuel Goldwyn, however, and will confer with Goldwyn before making a decision. It is thought unlikely that she will leave Hollywood before midsummer.

Heads Milwaukee Union

Milwaukee, April 5.—Glenn C. Kalkhoff has been reelected president of the projectionists' union, Local 164. Other officers are: Adam Schneider, vice-president; George Wittmann, treasurer; Charles Hoover, recording secretary; Oscar F. Olson, business manager. Kalkhoff and Olson were named to represent the union at the forthcoming national convention of the organization.

Roger Thomson Dead

Columbia, S. C., April 5.—Roger E. Thomson, Paramount salesman in Omaha and Salt Lake City for many years, is dead at his home here. He came here from Salt Lake about eight months ago. He leaves a widow and two sisters.

Insiders' Outlook

By RED KANN

THIS has been given some thought, a sort of memory test process by way of marshalling the facts and incidents of other days. This department, constantly striving to be faithful to the truth, wanted to make certain of its ground before turning the linotypes loose again. The self-imposed task, somehow or other, failed to consume much in point of time. The conclusion, reached almost instantaneously and pleasantly, was that one of the most satisfying happenings of all the years this scribe has been around was the decision to elect Robert H. Cochrane to the presidency of Universal, succeeding Carl Laemmle. . . .

▼

The new owners, for this purpose centered in J. Cheever Cowdin, have pleased a larger number of important men in this industry than they perhaps realize. They have gone further and perhaps this, as well, is something not fully appreciated. By every rule of the game, Cochrane rated the highest spot in the company, although the game, in the past, has not always been entirely faithful to its rules. He got the post, thereby demonstrating that all regard for justice and the propriety of things has not disappeared from the scene. Felicitations, therefore, should go to Cowdin and his financial associates on that score. . . .

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Yet, there cannot be discounted an immeasurable degree of practical value in their selection. The controlling group, at its outset, is demonstrating a familiarity with the history of the business and a realization, too well fortified by the facts, that picture companies are best operated when they are managed by film men. The day, we take it, has come and gone long since when it should be at all necessary to dissertate on the sensitivity of the business, its ramifications, the speed which is in it and the requirement for quick and expert decision which that speed demands. Film men know it. They have told bankers so, but not all bankers have always bent their ears. It is for this reason that those of the industry are gratified, and mightily gratified, over this appointment. It is for this reason also that, if it becomes necessary to go in for congratulations this department's idea is that they should go to Cowdin, et al, for their luck in having Cochrane accept. . . .

▼

This man is one of the stalwarts of the industry. From that first day of October, 1906, when he joined hands with Laemmle, he has remained in the background by preference. Any gauge of the extent of the counsel which he has given Laemmle over the span of the last thirty years would be a far more difficult job than this space would willingly undertake. Laemmle has not always listened and, of course, Cochrane has not always been correct. But very definitely and those who know, know this, Cochrane's advice consistently has been sound, mature, forthright, honest, sincere. . . .

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He is no dreamer, never has been so far as a long contact with him has developed. He has an understanding as clear as any and clearer than many of what this business is all about; what its obligations are to itself; what its intra-trade deportment ought to be and is not; what its influence is on the outside. He has a long view, etched out boldly through years of a close-up view, of where this business might go and ideas, definite ideas, of how it can get there. . . .

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He has for long been an advocate of seasoned judgment, although his opinions, on frequent occasions like the lone voice in the wilderness, have been swamped by other opinion in other high places. He has sat in on innumerable meetings of the Hays association where, Allied or no Allied willing, much of industry policy has been whittled out of long harangues, limitless discussion, endless argument. He has been one, and this is not to say by any manner of means the only one, who has steadfastly championed just and considerate decisions, rooted in a recognition of the rights of all the component branches of the industry. He plays tennis, but that's all he knows about throwing curves. . . .

▼

The other day he wrote a message to the retired Laemmle. He called it "Auf Wiedersehen, Mister Laemmle" and caused it to be published in *Universal Weekly.* Its text is an effectionate pat on the back for the now inactive veteran. Yet it is more than that. It is a typical Cochrane sort of thing and shows up characteristics of his mental makeup in sharper degree than he must have realized when he sat down to pound it out on the personal typewriter which handles all of his correspondence. . . .

▼

That text is warm, personal and, above all, it is Cochrane. That's why you are to get it now:

"In all the thirty years that Carl Laemmle and I have been partners, I have never called him 'Carl'.

"I have always addressed him as 'Mr. Laemmle'.

"He has always called me 'R. H'.

"We have been as close to each other as two business partners can possibly be; yet there has been a mutual shyness. I could no more call him 'Carl' than I could fly. He could no more call me 'Bob' than he could fly.

"Others, who do not know him one-hundredth part as well as I do, call him by his first name, and he likes it. But I think it would shock him stiff if I ever said 'Good morning, Carl!' and I'd probably faint if he had ever said 'Hello, Bob.'

"In spite of this queer relationship—or maybe because of it—we have worked together, in good times and bad, in almost perfect harmony."

▼

Typifying his straight-from-the-shoulder manner, he continues:

"In thirty years we have not had more than five good-sized quarrels lasting from two or three days to two or three weeks. These scraps always came when we were under a terrific financial strain due to the fact that we could almost hear the sheriff rapping on the door.

"One scrap every six years is not so bad. It is not a complete Damon and Pythias record, but it is good enough.

"And now 'Mister Laemmle' is cashing in and will take a rest. I'll miss my scrap with him every sixth year, but I shall miss much more the close understanding and relationship which we both enjoyed between-times.

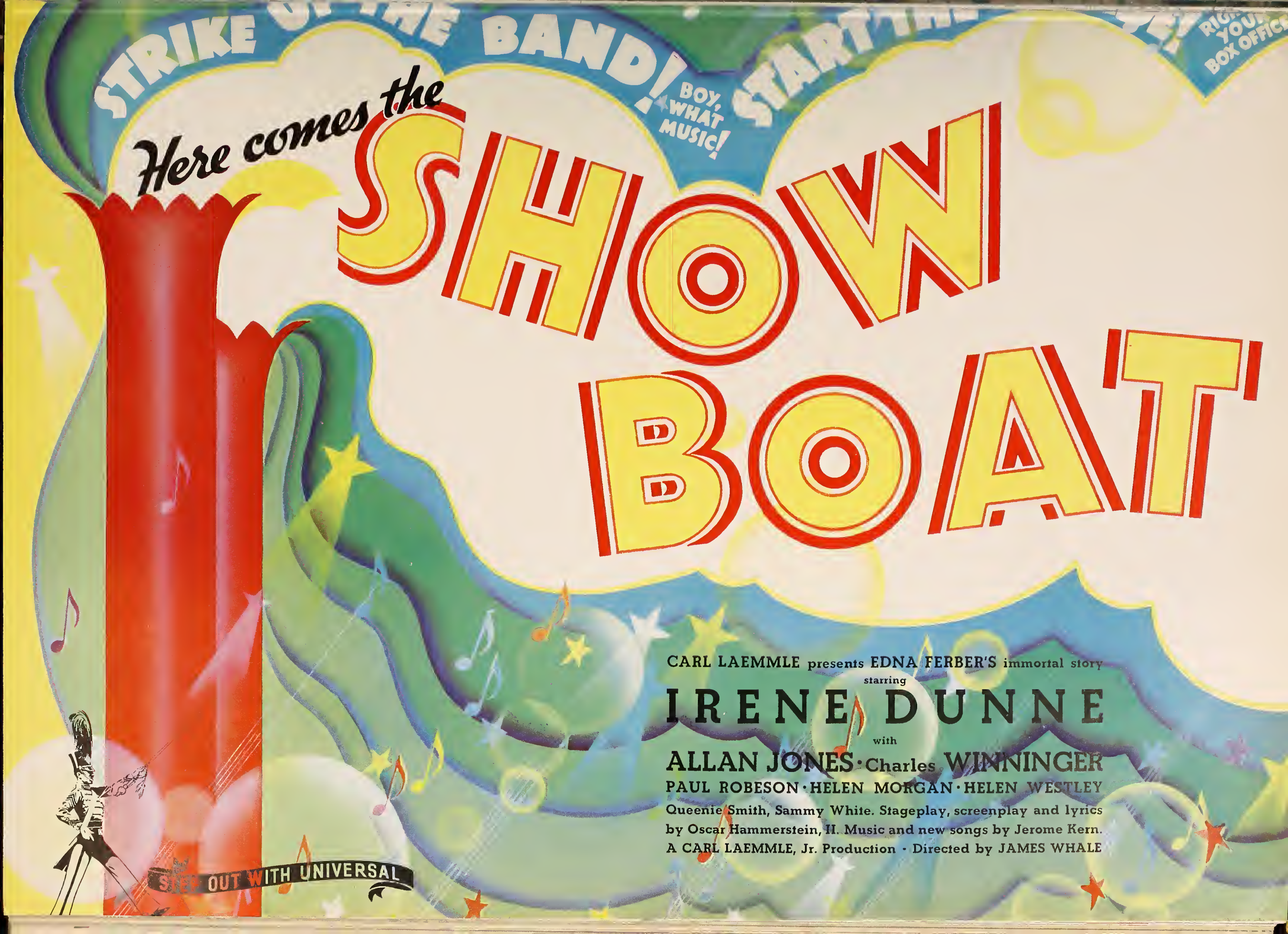
"I like 'Mister Laemmle'. I shall always continue to like him. I'll miss him. So will the motion picture business.

"But I'll bet the last dollar I've got on the belief that not a single soul who knows him will begrudge him his chance to rest—and rest on his laurels which have been so honorably and so courageously won.

"So, Mister Laemmle, I hope you will fare well for the rest of your years—and I hope those years will be many and that every one of them will be rich in happiness, rest and contentment."

Lift New Britain Ban

New Britain, April 5.—After three weeks during which the Health Department prohibited children under 18 from attending theatres and other public places, the scarlet fever epidemic here is on the wane, and the theatre ban has been lifted.


STRIKE UP THE BAND!
BOY, WHAT MUSIC!
START THE
RIG
YOU
BOX OFFIC
STEP OUT WITH UNIVERSAL

Here comes the SHOW BOAT

CARL LAEMMLE presents EDNA FERBER'S immortal story

starring

IRENE DUNNE

with

ALLAN JONES · Charles WINNINGER

PAUL ROBESON · HELEN MORGAN · HELEN WESTLEY

Queenie Smith, Sammy White. Stageplay, screenplay and lyrics by Oscar Hammerstein, II. Music and new songs by Jerome Kern.

A CARL LAEMMLE, Jr. Production · Directed by JAMES WHALE

"Pine" Indianapolis Lead; Gets $8,000

INDIANAPOLIS, April 5. — Theatre goers here followed "The Trail of the Lonesome Pine" to an estimated aggregate of $8,000 at the Indiana, about $1,000 above the line. "F-Man" also was on the bill.

Major Bowes' No. 1 unit drew $13,300 into the Lyric, where the picture was "The Leathernecks Have Landed." The show set an attendance record for the house. The all-time receipt record wasn't threatened, however, since it was set in the good old days at 35c-50c.

"Colleen" at the Apollo went $2,200 above average with a gross of $6,200 and was held for a second week. A return engagement of "Klondike Annie," paired with a first run of "Woman Trap," disappointed at the Circle and was displaced after six days by "Give Us This Night" and "The Preview Murder Mystery." "These Three" went to $6,500 at Loew's.

Total first run business was $36,000. Average is $28,000.

Estimated takings for the week ending March 27:

"COLLEEN" (W. B.)
APOLLO—(1,100), 25c-40c, 7 days. **Gross:** $6,200. (Average, $4,000)

"KLONDIKE ANNIE" (Para.)
"WOMAN TRAP" (Para.)
CIRCLE—(2,800), 25c-40c, 6 days. **Gross:** $2,000. (Average, $4,000)

"TRAIL OF THE LONESOME PINE" (Para.)
"F-MAN" (Para.)
INDIANA—(3,200), 25c-40c, 7 days. **Gross:** $8,000. (Average, $7,000)

"THESE THREE" (U. A.)
LOEW'S—(2,500), 25c-40c, 7 days. **Gross:** $6,500. (Average, $6,000)

"THE LEATHERNECKS HAVE LANDED" (Republic)
LYRIC—(2,000), 25c-40c. 7 days. Stage: Major Bowes' Amateur Show, Unit No. 1. **Gross: $13,300. (Average, $7,000)**

"Klondike" Pulls $11,500, Montreal

MONTREAL, April 5. — The Palace was the only downtown house to better par, all other main stem houses being below the line. "Klondike Annie" turned the trick with $11,500. This was not considered good enough for a hold.

The Princess broke even at $7,000 with a double bill headed by "The Music Goes 'Round," while the Capitol made it $9,000 with two features topped by "O'Shaughnessy's Boy." "Next Time We Love" and stage vaudeville meant $10,000 to Loew's.

Lent has affected business at the Imperial and second runs are being shown until Easter.

Total first run business was $39,500. Average is $41.500.

Estimated takings for the week ending March 28:

"O'SHAUGHNESSY'S BOY" (M-G-M)
"IT'S IN THE AIR" (M-G-M)
CAPITOL—(2,547), 25c-35c-40c-50c-60c. 7 days. **Gross:** $9,000. (Average, $9,500)

"RIP TIDE" (M-G-M)
"NAUGHTY MARIETTA" (M-G-M)
IMPERIAL — (1,914), 15c-20c-25c-34c, 7 days. **Gross:** $2,000. (Average, $3,500)

"NEXT TIME WE LOVE" (Univ.)
"DANCING FEET" (Republic)
LOEW'S — (3,115), 30c-34c-40c-50c-60c. 7 days. Stage: "Hip, Hip, Hooray" vaudeville unit. **Gross:** $10,000. (Average, $10.500)

"KLONDIKE ANNIE" (Para.)
PALACE — (2,600), 25c-35c-40c-50c-65c, 7 days. **Gross:** $11.500. (Average, $11,000)

"THE MUSIC GOES 'ROUND" (Col.)
"THE LONE WOLF RETURNS" (Col.)
PRINCESS—(2,272), 25c-30c-35c-50c-65c, 7 days. **Gross:** $7,000. (Average, $7,000)

Floods, Bad Weather Cut Key Takes to $1,502,583

(Continued from page 1)

	Week Ending Mar. 19-20		*Week Ending Mar. 12-13*	
	No. Theatres	*Gross*	*No. Theatres*	*Gross*
Boston	7	$109,500	7	$120,500
Buffalo	6	39,400	6	54,000
Chicago	8	128,300	8	131,600
Cincinnati	9	59,600	9	58,750
Cleveland	5	51,750	5	56,900
Denver	7	28,700	7	38,200
Detroit	6	77,500	6	75,300
Houston	4	25,000	4	35,000
Indianapolis	5	35,650	5	40,150
Kansas City	5	45,200	6	48,800
Lincoln	5	10,550	5	12,200
Los Angeles	10	66,933	10	101,522
Louisville	7	24,500	7	29,200
Milwaukee	4	23,700	4	29,800
Minneapolis	5	27,600	5	26,400
Montreal	6	44,000	6	46,500
New Haven	4	19,900	4	28,100
New York	9	231,500	9	219,300
Oklahoma City	4	11,800	4	14,400
Omaha	3	20,600	3	27,450
Philadelphia	10	88,800	10	121,800
*Pittsburgh	..	.....	6	67,000
Portland	6	34,700	6	34,700
Providence	5	40,400	5	48,500
San Francisco	9	68,550	9	90,850
St. Louis	6	57,900	6	59,625
St. Paul	5	17,500	5	18,000
Seattle	7	32,650	7	36,800
Washington	7	80,400	7	90,200
	174	$1,502,583	181	$1,761,547

*Theatres closed because of flood.

Key city grosses from September to the end of the first week in March:

	No. Theatres	*Gross*
Sept. 26-27	164	$1,655,050
Oct. 3-4	178	1,572,310
Oct. 10-11	178	1,452,499
Oct. 17-18	178	1,563,750
Oct. 24-25	180	1,534,575
Oct. 31-Nov. 1	186	1,544,724
Nov. 7-8	185	1,545,710
Nov. 14-15	183	1,722,305
Nov. 21-22	181	1,578,550
Nov. 28-29	181	1,593,860
Dec. 5-6	183	1,766,910
Dec. 12-13	180	1,434,785
Dec. 19-20	171	1,321,385
Dec. 26-27	175	1,228,199
Jan. 2-3	179	1,918,729
Jan. 9-10	179	1,901,455
Jan. 16-17	176	1,722,400
Jan. 23-24	173	1,539,065
Jan. 30-31	177	1,515,300
Feb. 6-7	168	1,591,350
Feb. 13-14	174	1,680,180
Feb. 20-21	175	1,558,185
Feb. 27-28	178	1,777,650
Mar. 5-6	179	1,689,550
Mar. 12-13	181	1,761,547
Mar. 19-20	174	1,502,583

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FWC Managers Shifted

LOS ANGELES, April 5. — Recent shifts among F.W.C. managers send L. G. Tavolara to the Strand, Vallejo, where he replaces W. B. Price, who goes to the Hanlon, Vallejo, as assistant; Jack Ryan gets the Hanlon post, replacing Edward J. Sullivan, who goes to the Orpheum, Oakland, replacing, in turn, Bryant Wiest, who has been transferred to the California, Berkeley. Wiest replaced Walter Chenowith, now at the J. C. Theatre, Berkeley, formerly managed by Tavolara.

No New Ontario Taxes

TORONTO, April 5. — Exhibitors of Ontario did a bit of shivering when the budget was brought down in the Provincial Legislature because of the fear that new measures would include additional taxation for amusements. Nothing happened, however, except the divulging of the information that the amusements tax, which was substantially increased last May, had brought the Ontario Government a revenue for the year of $2,120,000, as compared with estimated receipts one year ago of $850,000.

"Rose Marie" Hits $4,100 in Lincoln

LINCOLN, Neb., April 5. -- "Rose Marie" crowded the Stuart early in the week and held up well for later night showings. The take was $4,100, which was $1,000 up.

At the Orpheum, three pictures, "Widow From Monte Carlo," "Preview Murder Mystery" and "So Red the Rose," with two different stage shows, "Rainbow Revue" and Benny Meroff's unit, got $4,400, which was $2,300 over average.

The Varsity limped along again with a dual and was away down. The Colonial will close this week. It has been dropped by the Lincoln Theatres Corp.

Total first run business was $14,500. Average is $9,850.

Estimated takings:

Week Ending March 25:

"NEVADA" (Para.)
"RED WAGON" (First Div.)
COLONIAL—(550), 10c-15c, 7 days. **Gross:** $900. (Average, $850)

Week Ending March 26:

"PETRIFIED FOREST" (W.B.)
LINCOLN—(1,600), 10c-20c-25c, 7 days. **Gross:** $2,400. (Average, $2,200)

"WIDOW OF MONTE CARLO" (W. B.)
"PREVIEW MURDER MYSTERY" (Para.)
"SO RED THE ROSE" (Para.)
ORPHEUM—(1,350), 10c-15c-20c-25c-35c-40c, 8 days. First three with Alvira Morton's Rainbow Revue on stage; next two with Benny Meroff's unit. **Gross:** $4,400. (Average, 7 days, $2.100)

"MY SONG FOR YOU" (Col.)
"SOCIETY FEVER" (Invincible)
VARSITY—(1.100). 10c-20c-25c, 7 days. **Gross:** $700. (Average, $1.300)

Week Ending March 27:

"ROSE MARIE" (M-G-M)
STUART—(2.000). 10c-25c-40c. 7 days. **Gross:** $4,100. (Average, $3,100)

"Pine," at $7,100, Oklahoma's Leader

OKLAHOMA CITY, April 5. — "The Trail of the Lonesome Pine" stepped out front in the first run procession last week by rolling up $7,100 at the Criterion and passing par by $2.100.

"Yellow Dust" also made a good showing at the Liberty, where, with the help of a stage show, it garnered $2,600 in four days. Normal for a week is $3,000. "The Prisoner of Shark Island" was $600 up on a take of $2,600 at the Capitol.

Total first run business, $17,100. Average is $14,000.

Estimated takings for the week ending March 28:

"TRAIL OF THE LONESOME PINE" (Para.)
CRITERION—(1.700). 10c-20c-36c-55c. 7 days. **Gross:** $7,100. (Average, $5.000)

"MODERN TIMES" (U. A.)
MIDWEST—(1.500). 10c-26c-36c-56c. 7 days. **Gross:** $4,000. (Average, $4.000)

"PRISONER OF SHARK ISLAND" (20th-Fox)
CAPITOL—(1,200). 10c-20c-26c-36c-41c. 7 days. **Gross:** $2.600. (Average, $2,000)

"YELLOW DUST" (Radio)
LIBERTY—(1.500). 10c-20c-26c-41c. 4 days. **Gross:** $2.600. Stage: Wally Vernon in "Let's Have a Party" with 10 acts vaudeville. (Average for week. $3.000)

"DON'T GET PERSONAL" (Univ.)
LIBERTY—(1.500). 10c-20c-26c-36c. 3 days. **Gross:** $800. (Average for week. $3.000)

Krims May Drop Granada

DETROIT, April 5. — It is reported that Krim Brothers will not renew their lease on the Granada in May and that Cliff H. White, owner of the Beechwood, will take over the house. The Krims have plans for two new houses.

"Colleen" in Cleveland Is $12,500 Lead

CLEVELAND, April 5. — "Colleen" was the big box-office draw of the week. It grossed $12,500 at Warners' Hippodrome where $8,000 is average, and was held for an extended downtown run at the Allen.

"It Had to Happen" at the RKO Palace, with Bebe Daniels and Ben Lyon heading the stage attraction, topped average by $2,500 with a total of $17,500.

"Desire" held to the Loew State average of $12,000, and "Timothy's Quest" dropped slightly under par at Loew's Stillman to a $3,500 take.

"The Music Goes 'Round" took $2,000 in four days at the Allen, with "Another Face" grossing $750 in three days, bringing the week's gross to $2,750, which was $50 under par.

Total first run business was $48,250. Average is $42,000.

Estimated takings for the week ending March 28:

"THE MUSIC GOES 'ROUND" (Col.)
ALLEN—(3,300), 30c-35c-42c, 4 days. **Gross:** $2,000. (Average, 7 days, $3,000)

"ANOTHER FACE" (Radio)
ALLEN—(3,300), 30c-35c-42c, 3 days. **Gross:** $750. (Average, 7 days, $3,000)

"DESIRE" (Para.)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $12,000. (Average, $12,000)

"TIMOTHY'S QUEST" (Para.)
LOEW'S STILLMAN—(1,900), 25c-35c, 7 days. **Gross:** $3,500. (Average, $4,000)

"IT HAD TO HAPPEN" (20th-Fox)
RKO PALACE — (3,100), 30c-42c-60c, 7 days. Stage: Bebe Daniels, Ben Lyons and five acts vaudeville. **Gross:** $17,500. (Average, $15,000)

"COLLEEN" (W. B.)
WARNERS' HIPPODROME—(3,800), 30c-35c-42c, 7 days. **Gross:** $12,500. (Average, $8,000)

"Desire," on Dual $6,400, New Haven

NEW HAVEN, April 5. — "Desire" and "Eagle's Brood," playing a nine-day run at the Paramount, topped the list, exceeding the normal $4,800 by $1,600.

"Colleen," on the Roger Sherman dual with "Boulder Dam," grossed $5,500, up by $800. The Poli played "Little Lord Fauntleroy" and "The Voice of Bugle Ann" to a $7,000 par week, while the holdover of "Wife vs. Secretary" at the College took in $2,900, up by $100 from the usual week at lower prices.

A mammoth benefit vaudeville show selling out to 6,000, and a concert by Charles Kullman, local Metropolitan Opera star, gave the theatres some competition, although spring weather helped.

Total first run business was $21,800. Average is $19,300.

Estimated takings for the week ending March 27:

"WIFE VS. SECRETARY" (M-G-M)
2nd Week
COLLEGE—(1,499), 35c-50c, 7 days, 2nd week. **Gross:** $2,900. (Average, $2,800)

"DESIRE" (Para.)
"EAGLE'S BROOD" (Para.)
PARAMOUNT—(2,400), 35c-50c, 9 days. **Gross:** $6,400. (Average, $4,800)

"LITTLE LORD FAUNTLEROY" (U. A.)
"THE VOICE OF BUGLE ANN" (M-G-M)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $7,000. (Average, $7,000)

"COLLEEN" (W. B.)
"BOULDER DAM" (W. B.)
ROGER SHERMAN—(2,200), 35c-50c, 7 days. **Gross:** $5,500. (Average, $4,700)

"Island" and "Ann" High in St. Louis

ST. LOUIS, April 5.—"Prisoner of Shark Island" and "The Voice of Bugle Ann" at Loew's were the outstanding attractions of the week with a take of $13,000, which was above par by $4,000.

"Colleen," at the Orpheum, was also in the money with a gross of $11,850, topping par by $3,350. "The Trail of the Lonesome Pine," in its second week at the Shubert-Rialto, was also a profit-maker with a take of $7,350 which was $850 above par for that house.

The weather was generally favorable, being about seasonal for this time of the year. The principal opposition was the St. Louis on Parade Exposition at the Municipal Auditorium which featured Wayne King and his orchestra.

Total first run business was $51,750. Average is $49,300.

Estimated takings for the week ending March 26:

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
"RETURN OF JIMMY VALENTINE" (Republic)
AMBASSADOR — (3,018), 25c-35c-40c, 7 days. **Gross:** $5,600. (Average, $10,000)

"RHODES, THE DIAMOND MASTER" (G.B.)
"DON'T GAMBLE WITH LOVE" (Col.)
FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $10,850. (Average, $12,000)

"CONFIDENTIAL" (Mascot)
GRAND OPERA HOUSE—(2,200), 15c-25c-35c, 7 days. Stage: Vaudeville. **Gross:** $3,100. (Average, $3,300)

"PRISONER OF SHARK ISLAND" (20th-Fox)
"VOICE OF BUGLE ANN" (M-G-M)
LOEW'S — (3,162), 25c-35c-55c. **Gross:** $13,000. (Average, $9,000)

"COLLEEN" (W.B.)
ORPHEUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $11,850. (Average, $8,500)

"TRAIL OF THE LONESOME PINE" (Para.)
SHUBERT-RIALTO—(1,723), 25c-35c-55c, 7 days, 2nd week. **Gross:** $7,350. (Average, $6,500)

"Pine" at $10,500 Strong in Houston

HOUSTON, April 5. — "The Trail of the Lonesome Pine," playing the Majestic, led all first runs last week by a wide margin, running over the line by 50 per cent. The take was $10,500 compared to a normal $7,000.

"Love Before Breakfast," at the Metropolitan, beat a $7,000 normal by $500, and, contrary to expectations, "Little Lord Fauntleroy" at Loew's State broke even with $7,000.

"The Last Days of Pompeii" at the Kirby over the week-end fell to $2,000. Average is $3,000.

Total first run business was $29,700. Average is $26,000.

Estimated takings for the week ending March 26:

"LAST DAYS OF POMPEII" (Radio)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $2,000. (Average, $3,000)

"THE CHATTERBOX" (Radio)
KIRBY—(1,450), 15c-35c, 1 day. (Bank Night.) **Gross:** $1,200. (Average, $400)

"PADDY O'DAY" (20th-Fox)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $1,500. (Average, $1,500)

"LITTLE LORD FAUNTLEROY" (U. A.)
LOEW'S STATE—(2,750), 25c-40c, 7 days. **Gross:** $7,000. (Average, $7,000)

"TRAIL OF THE LONESOME PINE" (Para.)
MAJESTIC—(2,250), 25c-50c, 7 days. **Gross:** $10,500. (Average, $7,000)

"LOVE BEFORE BREAKFAST" (Univ.)
METROPOLITAN — (2,600), 25c-50c, 7 days. **Gross:** $7,500. (Average, $7,000)

"Doctor" with $8,400 Nears K.C. Record

KANSAS CITY, April 5. — "The Country Doctor" nearly doubled par at the Fox Uptown by taking $8,400. Only "Judge Priest," which holds the home record, and "Steamboat 'Round the Bend" have grossed more. The picture was held.

The Tower went over average of $7,000 for the first time in several weeks with "Voice of Bugle Ann," taking $8,500.

"The Trail of the Lonesome Pine" continued to do well the last four of a 16-day run, grossing $3,500 against a $2,600 average. The picture did $26,000 for 16 days, over normal by $10,400.

"The Story of Louis Pasteur" at the Mainstreet didn't live up to expectations or the house's $8,000 average by $300. "Little Lord Fauntleroy" also disappointed, dropping $4,100 below average to a take of $7,400.

The weather was normal except for two days of dust, and there was no unusual outside competition.

Total first run business was $35,500. Average is $32,600.

Estimated takings:

Week Ending March 25:

"TRAIL OF THE LONESOME PINE" (Para.)
NEWMAN—(1,900), 25c-40c, 4 days, ending 16-day run. **Gross:** $3,500. (Average, 4 days, $2,600)

Week Ending March 26:

"STORY OF LOUIS PASTEUR" (F. N.)
MAINSTREET—(3,100), 25c-40c, 7 days. **Gross:** $7,700. (Average, $8,000)

"LITTLE LORD FAUNTLEROY" (U. A.)
MIDLAND—(4,000), 25c-40c, 7 days. **Gross:** $7,400. (Average, $11,500)

"VOICE OF BUGLE ANN" (M-G-M)
TOWER—(2,200), 25c-35c, 7 days. Stage: Saul Grauman, Willie Solar, Yvonne & Vernon, and Bubbles Gilmer. **Gross:** $8,500. (Average, $7,000)

Week Ending March 27:

"THE COUNTRY DOCTOR" (20th-Fox)
UPTOWN—(2,000), 25c-40c, 7 days. **Gross:** $8,400. (Average, $3,500)

"Pine" Hits Omaha Record at $10,600

OMAHA, April 5. — "The Trail of the Lonesome Pine," on a dual with "Every Saturday Night" at the Omaha, cracked a few records here. Both were held. The take was $10,600, over par by more than 100 per cent.

The two other first runs found the going rough. "Strike Me Pink" and "Timothy's Quest" at the Orpheum took only $7,200, and the Brandeis with "Road Gang" and "Silly Billies" was weak at $3,100.

Total first run business $20,900. Average is $17,000.

Estimated takings:

Week Ending March 25:

"ROAD GANG" (F.N.)
"SILLY BILLIES" (Radio)
BRANDEIS—(1,200), 25c-35c-40c, 7 days. **Gross:** $3,100. (Average, $4,000)

Week Ending March 26:

"STRIKE ME PINK" (U.A.)
"TIMOTHY'S QUEST" (Para.)
ORPHEUM—(3,000), 25c-40c, 7 days. **Gross:** $7,200. (Average, $8,000)

Week Ending March 27:

"TRAIL OF THE LONESOME PINE" (Para.)
"EVERY SATURDAY NIGHT" (Para.)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $10,600. (Average, $5,000.

Variety Club

Buffalo

BUFFALO, April 5. — Big event of the week for Buffalo's Variety Club was a sports dinner at the Savarin Cafe. Harry Altman and Nate Sauber acted as the co-chairmen. Most of the city's sports celebrities were guests of honor, including Kit Klein, world's champion women's speed skater.

Cincinnati

CINCINNATI, April 5.—New members accepted by the membership committee are: SOL WORTHINGTON, RKO newspaper artist; HERMAN L. BOOTH, G. B. manager; ANDREW J. NIEDENTHAL, Evanston Theatre, and KENNETH MAGERS, publicity and advertising.

Arrangements are nearing completion for the annual dance, which will be held during May in the Pavilon Caprice of the Netherland Plaza.

NELSON TROWBRIDGE, manager of the Cox, celebrated his birthday last week. A bridge game was arranged in his honor by a number of his friends.

Dallas

DALLAS, April 5. — Variety Club members have voted financial support for the surgery ward in the Freeman Memorial Hospital. The ward has been closed for several months because of lack of funds.

Indianapolis

INDIANAPOLIS, April 5. — A midnight charity show in the Lyric brought the club sufficient funds to complete paying for a sound projector recently installed by the club in the Indianapolis Orphans' Home. The show included first showing here of M-G-M's "Kind Lady" and 12 acts of vaudeville. First payments for the machine came from a series of wrestling matches sponsored by the club in December.

Pictures are being shown for the children in the home each Friday night, local exhibitors taking turns in providing films and the Operators' Union donating the services of some of their men each week. The gift is one of a number of philanthropic enterprises sponsored by the club.

BEBE DANIELS and BEN LYON were guests of the club when they made a personal appearance at the Lyric.

MARC J. WOLF, president, has returned from a business trip to New York.

Washington

WASHINGTON, April 5. — A spaghetti and meatball supper, followed by a card party, the first week-end social get-together for barkers and their women friends, drew a good crowd. It was sponsored by A. JULIAN BRYLAWSKI and his committee on social activities.

Other and earlier functions sponsored by the committee were the house warming of the remodeled quarters, and the stag smoker last week. The affair was the first of a series which the committee hopes to operate during the spring.

Chaplin Best Capital Take With $21,500

WASHINGTON, April 5.—"Modern Times" at Loew's Palace took $21,500 to top par by $5,600. The picture was held.

After a week of increasing build-up at the Earle, "The Story of Louis Pasteur," doing a repeat engagement at the Metropolitan, took $7,600, over the weekly average by $3,300, which was sufficient for a holdover. "The Prisoner of Shark Island," in a repeat engagement at Loew's Columbia, went $900 over par to a gross of $4,500. The Earle, with "Brides Are Like That" and a Major Bowes' unit on the stage, took $18,500, topping average by $100.

"Everybody's Old Man" and a stage show headed by Buddy Rogers and his California Cavaliers, at Loew's Fox, grossed $19,000, under par by $1,900.

With the twelfth issue of "The March of Time" added to the program, "Follow the Fleet," in its third week, took a satisfactory $9,500, under the average first week by only $1,100. The program was continued to give the musical a fourth week. "Dancing Feet" at the Belasco was yanked after four days, taking $1,000 for the period.

Total first run business was $81,600. Average is $76,700.

Estimated takings, exclusive of tax:

Four Days Ending March 24:

"DANCING FEET" (Republic)

BELASCO — (1,140), 25c-65c, 4 days. **Gross:** $1,000. (Average, 7 days, $3,000)

Week Ending March 26:

"BRIDES ARE LIKE THAT" (F.N.)

EARLE—(2,218), 25c-77c, 7 days. Stage: Major Bowes' Unit with Eddie Vogt, m. c., Five Happ Rangers, Howard Weiner, University of Missouri Campus Quartet with "Kewpie" & his guitar, Mayer Goldberg, Jackie Billings, Rufus Wilson Smith, Rhoda Chase, John Stowbridge Howe, Thelma Gaskin, Harvey Mearns. **Gross:** $18,500. (Average, $18.400)

"PRISONER OF SHARK ISLAND" (20th-Fox)

LOEW'S COLUMBIA—(1,264), 25c-40c, 7 days (return engagement). **Gross:** $4,500. (Average, first run, $3,600)

"EVERYBODY'S OLD MAN" (20th-Fox)

LOEW'S FOX—(3,434), 25c-66c, 7 days Stage: Buddy Rogers & his California Cavaliers, Cookie Bowers, Jeannie Lang, Billy Steele, Betty Kean. **Gross:** $19,000. (Average, $20,900)

"STORY OF LOUIS PASTEUR" (F.N.)

METROPOLITAN—(1,591), 25c-40c, 7 days (return engagement). **Gross:** $7,600. (Average, first run, $4.300)

"FOLLOW THE FLEET" (Radio)

RKO-KEITH'S—(1,836), 25c-55c, 7 days, 3rd week, with March of Time, No. 12. added. **Gross:** $9,500. (Average, first run, $10,600)

Week Ending March 27:

"MODERN TIMES" (U.A.)

LOEW'S PALACE — (2,370), 35c-55c, 7 days. **Gross:** $21,500. (Average, $15,900)

Falkenburg Transferred

HICKORY, N. C., April 5.—F. S. Falkenburg, for the past eight months manager of the Paramount at Hickory, has been made manager of the Carolina at Columbia, S. C. His successor here will be Henry Brown, now in charge of the State and Imperial at Lenoir.

Roach Titles Feature

HOLLYWOOD, April 5.— Hal Roach has chosen "Mr. Cinderella" as the final title for his feature production formerly known as "Once Over."

Burns and Allen, Plus Film, 'Frisco Leader at $29,000

SAN FRANCISCO, April 5. — A combination of "The Leathernecks Have Landed" with Burns and Allen on the stage at the Golden Gate and five shows daily chalked up a new record. The $29,000 gross was over normal by $14,500. This business knocked the props out from under some of the other first runs.

The only other spot to demonstrate real strength was the Paramount which had a combination of "The Prisoner of Shark Island" and "Snowed Under." The $14,500 gross was $3,000 on the profit side of the line. "Modern Times" in its third week, took a par $9,000.

Total first run business was $98,200. Average is $74,400.

Estimated takings:

Week Ending March 24:

"FOLLOW THE FLEET" (Radio)

EMBASSY—(1,400), 15c-25c-35c, 7 days. **Gross:** $3,500. (Average, $3,600)

"LEATHERNECKS HAVE LANDED" (Republic)

GOLDEN GATE—(2,850), 25c-40c-55c, 7 days. Stage: Burns & Allen. **Gross:** $29,000. (Average, $14,500)

Week Ending March 25:

"DON'T GAMBLE WITH LOVE" (Col.)
"O'MALLEY OF THE MOUNTED" (20th-Fox)

ORPHEUM — (2,440), 15c-30c-35c-40c, 7 days. **Gross:** $6,800. (Average, $6,800)

"PRISONER OF SHARK ISLAND" (20th-Fox)
"SNOWED UNDER" (W.B.)

PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $14,500. (Average, $11,500)

"MODERN TIMES" (U.A.)

UNITED ARTISTS—(1,200), 15c-25c-35c-40c-55c, 7 days, 3rd week. **Gross:** $9,000. (Average, $9,000)

Week Ending March 26:

"SONG AND DANCE MAN" (20th-Fox)
"LADY IN SCARLET" (Chesterfield)
"FLASH GORDON" (Univ.)

FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $5,000. (Average, $6,000)

"COUNTRY DOCTOR" (20th-Fox)
"VOICE OF BUGLE ANN" (M-G-M)

ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $7,000)

"COLLEEN" (W.B.)
"TOO MANY PARENTS" (Para.)

WARFIELD — (2,680), 15c-30c-35c-40c, 7 days. **Gross:** $13,000. (Average, $15,000)

Week Ending March 27:

"FRONTIER" (Amkino)

CLAY—(400), 35c, 7 days. **Gross:** $1,400. (Average, $1,000)

"Doctor" Portland Lead in 2nd Week

PORTLAND, April 5. — In its second week at the Orpheum, "The Country Doctor" secured another $8,000, over par by $3,000.

"Modern Times" had a nice buildup at United Artists in its second week with a take of $7,000, over the usual by $2,000.

"Colleen," plus "Timothy's Quest," proved popular at the Paramount and rolled up $7,000, over normal by $2,000.

The weather was cold and snowy.

Total first run business was $32,700. Average is $24,700.

Estimated takings for the week ending March 29:

"LOVE BEFORE BREAKFAST" (Univ.)
"GARDEN MURDER CASE" (M-G-M)

BROADWAY—(1,912), 30c-35c-40c, 7 days. **Gross:** $5,000. (Average, $5,000)

"HANDS ACROSS THE TABLE" (Para.)
"BARBARY COAST" (U.A.) (2nd Run)

BLUE MOUSE—(1.700), 20c-25c, 7 days. **Gross:** $1,700. (Average, $1.700)

"LAST OF THE PAGANS" (M-G-M)
"DRIFT FENCE" (Para.)

MAYFAIR—(1,700), 30c-35c-40c, 7 days. **Gross:** $4.000. (Average, $3.000)

"COUNTRY DOCTOR" (20th-Fox)

ORPHEUM—(1,700), 30c-35c-40c, 7 days, 2nd week. **Gross:** $8.000. (Average, $5,000)

"COLLEEN" (W.B.)
"TIMOTHY'S QUEST" (Para.)

PARAMOUNT — (3,008), 30c-35c-40c, 7 days. **Gross:** $7,000. (Average, $5,000)

"MODERN TIMES" (U.A.)

UNITED ARTISTS—(945), 30c-35c-40c, 7 days, 2nd week. **Gross:** $7,000. (Average, $5,000)

Lawler to Move Office

KANSAS CITY, April 5. — D. S. Lawler, publicity and advertising director for Fox Midwest, will move his offices to Kansas City about June 1. Lawler has had his office in Wichita for seven years.

Blackstone Promoted

ARLINGTON, MASS., April 5.—Harry Blackstone, former assistant at the National, Boston, has been made manager of the Regent, an E. M. Loew house.

"Fleet" a $14,800 Smash in Buffalo

BUFFALO, April 5. — Business was brisk on all fronts here as the paralyzing effects of two snow storms were dissipated by bright spring weather. "Follow the Fleet" set the turnstiles clicking at the merriest pace, drawing $14,800 in its first week at the Great Lakes, more than double par.

"Dangerous Waters" and "Love Before Breakfast," the Lafayette's dual, pulled a nice $7,300 to top average by $1,300.

Total first run business was $49,900. Average is $42,000.

Estimated takings for the week ending March 28:

"TRAIL OF THE LONESOME PINE" (Para.)

BUFFALO—(3,000), 30c-50c, 7 days. **Gross:** $11,400. (Average, $12,000)

"PRISONER OF SHARK ISLAND" (20th-Fox)

HIPPODROME—(2,500). 30c-50c, 7 days. **Gross:** $7,800. (Average, $7,300)

"FOLLOW THE FLEET" (Radio)

GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $14.800. (Average, $7,300)

"ANOTHER FACE" (Radio)
"WHISPERING SMITH" (20th-Fox)

CENTURY—(3,000). 25c, 7 days. **Gross:** $4,800. (Average, $5,800)

"DANGEROUS WATERS" (Univ.)
"LOVE BEFORE BREAKFAST" (Univ.)

LAFAYETTE—(3,300), 25c, 7 days. **Gross:** $7,300. (Average, $6,000)

"TANGO" (Invincible)

STATE — (1,600), 15c-25c-35c, 7 days. Stage: Peggy Eames and the "Continental Revue." **Gross:** $3,600. (Average, $3,600)

Form Supply Company

GREENSBORO, N. C., April 5.—Standard Theatre Supply Co., capitalized at $25,000, has been chartered to deal in theatrical supplies. The incorporators are Max Zager, Goldie H. Zager and L. P. Wicker, Jr.

Mechanic Adds Theatre

TORONTO, April 5. — B. Mechanic has expanded his theatre holdings in Ontario by the acquisition of the Capitol at Paris, Ont. Mechanic has been operating theatres at Windsor and Dunnville.

"Annie" Gets Philadelphia Top, $11,000

PHILADELPHIA, April 5. — The outstanding draw in a generally light week was "Klondike Annie," which got $11,000 in the face of severe pannings, at the Stanton. It was held a second week.

"Everybody's Old Man," with Joe Cook on the stage, brought $15,000 to the Fox; fair, but not exceptional. "Petticoat Fever" did an average $14,000 at the Boyd and was held for part of a second week.

The rest of the town was either just average or below and the net total took a slump. The weather break was bad, with several rainy days.

Total first run business is $79,900. Average is $83,100.

Estimated takings for the week ending March 26:

"LITTLE LORD FAUNTLEROY" (U. A.)

ALDINE—(1,200), 40c-55c-65c, 9 days, 3rd week. **Gross:** $7,000. (Average, 7 days, $8,160)

"THE BIG HOUSE" (M-G-M) (Revival)

ARCADIA—(600), 25c-40c-50c, 4 days. **Gross:** $900. (Average, 7 days, $2,800)

"PETTICOAT FEVER" (M-G-M)

BOYD—(2,400), 40c-55c, 7 days. **Gross:** $14,000. (Average, $14,000)

"SILLY BILLIES" (Radio)

EARLE—(2,000), 25c-40c-50c, 7 days. Stage: "Bring on the Dames" unit, with Harry Savoy, Muriel Page, Pete the Penguin, Sylvia & Clemence, the Three Somersaults, Ruth Jordan, Louise Tobin. **Gross:** $14,500. (Average, $14,000)

"EVERYBODY'S OLD MAN" (20th-Fox)

FOX—(3,000), 40c-55c-65c, 7 days. Stage: Joe Cook and his "Topsy-Turvy" revue. **Gross:** $15,000. (Average, $14,000)

"WE'RE ONLY HUMAN" (Radio)

KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,100. (Average, $4,000)

"DESIRE" (Para.) (2nd run)

KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $2,900. (Average, $4,000)

"COLLEEN" (W.B.)

STANLEY — (3,700), 40c-55c, 7 days. **Gross:** $12,500. (Average, $14,000)

"KLONDIKE ANNIE" (Para.)

STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $11,000. (Average, $7,000)

Remodel N. O. Granada

NEW ORLEANS, April 5. — The Granada has been remodeled and redecorated throughout. Every known improvement in sound has been applied. New carpets have been laid, finer arrangements have been installed in rest rooms and other appointments improve the interior.

Florida Firm Chartered

PALATKA, FLA., April 5.—Palatka Exhibition Corp. has been chartered to conduct amusements. The authorized capital stock is 200 shares, par value $10 each. Incorporators are F. J. Fernside, J. W. Campbell and J. V. Walton.

Two Canton Houses Sold

CANTON, N. C., April 5. — The Colonial and Strand have been sold to T. E. Massie of Waynesville to Cardinal Amusement Co. for a price reported to be in the neighborhood of $60,000.

Tobin to Olneyville

BOSTON, April 5. — Henry Tobin has been shifted from the Dorchester to the Olympia in Olneyville. R. I. by E. M. Loew. He takes the place of the late Fred Lovett.

RANK
APRA

OBERT
ISKIN

Probably never before in the history of our industry has there been such an outpouring of laudatory comment on the occasion of a public preview as has been attendant on the preview of Frank Capra's production of MR. DEEDS GOES TO TOWN. Columbia Pictures Corporation, in the pride it takes in presenting MR. DEEDS GOES TO TOWN to the world, takes equal pride in presenting to Exhibitors some of the comments of members of the notable audience at the Hollywood preview of the picture.

WITH ALL THE MAGIC OF CAPRA AND RISKIN . . .

Producers SAID . . . .

Irving Thalberg . . . .

"Mr. Deeds Goes to Town is the greatest picture Capra ever made! Will be more popular than It Happened One Night!"

Jesse Lasky . . . .

"Great entertainment! Will be more popular than It Happened One Night!" . . . .

Walter Wanger . . .

"A wonderful picture!"...

Directors and Writers ACCLAIM...

Josef Von Sternberg . . . .
distinguished producer and world-famous director . .

"Capra's best picture!"

Henry Hathaway . . . .
who directed "Lives of a Bengal Lancer" and "The Trail of the Lonesome Pine" . . . .

"Capra outdid himself! It surpasses all his other pictures!"

Howard Hawks . . . . .
who directed "Ceiling Zero" and "Barbary Coast".

"Better than It Happened One Night!"

Howard Estabrook . . . .
screen writer of "David Copperfield" and "Cimarron".

"It's the drumstick in the band leader's hand! It's the front of the parade!"

Joseph Mankiewicz . . . .
co-winner of the Academy Award for best screen original

"It's terrific!"

Exhibitors GO TO TOWN....

Charles Skouras . . . .

of the Skouras-operated theatres . . . . .

"Surefire boxoffice! Grand entertainment! Everything that anyone could expect!". .

Bob O'Donnell . . .

general manager Hoblitzelle circuit . . . . .

"A picture that will never be excelled! Gary Cooper's performance his most important! Jean Arthur tremendous!" . . . . . .

Marco . . . .

of the Fanchon-and-Marco-operated theatres

"Capra has outdone himself! Should be acclaimed by press and public as tops!"

Jos. von Herberg . . . .

of the Jensen-von Herberg theatres . . . . .

"Another Capra masterpiece! Will make exhibitors happy, for it is the kind of picture that will get the money!" . . . .

Critics JOIN IN . . . .

Louella Parsons . . . . . .

famous columnist of the Hearst newspapers . . . .

"Great entertainment! And so original! As good as It Happened One Night! Cooper as marvelous as he was in Lives of a Bengal Lancer!". . . . .

Motion Picture Daily . . .

"Mr. Deeds goes to town and so will any exhibitor who books this hilarious combination of comedy and romance!" . . . .

Hollywood Reporter . . . .

"Certain of big grosses everywhere! A boxoffice riot! Scores of excellent sales angles!" . . . .

Daily Variety . . . . . .

"Spells boxoffice with a smash! Has names, merit and everything it takes! Outstanding to pile a lot of dough into exhibitor tills!" . . . .

It's unanimous!

"Finest picture made this year or any other year! Every exhibitor should get behind it! It will be a boxoffice cleanup!"
—**HARRY VINNICOF**
President Independent Owners Assn.
of Southern California

•

"Plenty boxoffice! Clicks in all departments! Will please all types of audiences!"
—**FILM DAILY**

•

"Will send grosses soaring! Can't miss!"
—**BOXOFFICE**

•

"A 4-A! That's the best!"
—**JAMES REED**
Motion Picture Magazine

•

"Greater than It Happened One Night! Finest thing Gary Cooper has ever done!"
—**MERLE OBERON**

•

"I see a lot of them, but it's a long time since I've seen one as good as this. It's tops!"
—**RONALD WAGONER**
United Press

•

"Swell! When a better picture is made Capra will make it!"
—**CORNELIA PENFIELD**
Stage Magazine

•

"Capra at his human best!"
—**HARRISON CARROLL**
King Features Service

•

"Grand! I've never enjoyed myself more!"
—**SHEILA GRAHAM**
North American Newspaper Alliance

•

"Most entertaining picture of the season! Establishes a new screen standard!"
ERIC ERGENBRIGHT
Movie Classic

GARY
COOPER
"Mr. Deeds Goes to Town"
JEAN
ARTHUR
GEORGE BANCROFT
LIONEL STANDER
DOUGLASS DUMBRILLE
H. B. WARNER
SCREEN PLAY BY
ROBERT RISKIN
STORY BY CLARENCE
BUDINGTON KELLAND
A FRANK CAPRA
PRODUCTION
A COLUMBIA PICTURE

WITH ALL THE MAGIC OF CAPRA'S GENIUS

Mexico City's Grosses Gain; New Spot Open

By JAMES LOCKHART

Mexico City, March 30.—Further evidence of improvement in theatre business is offered by the inauguration of the swanky Cine Roxy, a neighborhood house seating 2,500, with the latest equipment for presentations.

This house raises to 66 the total of film houses operating in the Federal District, and three more class neighborhood houses are scheduled to get going before the end of spring.

Government supervision of houses is becoming more strict and frequent inspections are made to see that all health and safety regulations are observed.

Exhibitors are now seeking relief from tax burdens similar to that enjoyed by legitimate theatres. The peridal tax was suspended some time ago for these houses on the theory that they should have encouragement because of their cultural value to the nation. Film exhibitors contend pictures also contribute to the national culture.

Exhibitors report that the pre-Easter trade is 20 to 30 per cent better than during the 1935 season, and for the first time in a long time box-office lines form frequently.

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Houses in the vicinity of Torreon, north central mining and cotton center, have been hit by an edict closing all places of assembly because of a meningitis outbreak.

* * *

In the first attempt to rob a box-office here two persons were killed, a theatre attache and a patron caught in a cross-fire of shots as a young policeman went into action. He captured two of the bandits.

Stone to Handle Five

Hollywood, April 5.—Sol Wurtzel has assigned five productions to John Stone. They are "Public Nuisance No. 1," "Ramona," "Charlie Chan at the Racetrack" and two other "Chan" pictures as yet untitled. "Ramona" is now definitely set to go before the cameras May 1, and will be made in Technicolor. Loretta Young will have the title role.

Ohio March Cuts Light

Columbus, April 5.—Ohio censors ordered 35 eliminations in 563 reels in March. For the week ending March 26, there was but one elimination in 137 reels. The March record compares with 47 eliminations ordered in 465 reels reviewed in February.

For the first three months of this year 1,639 reels were reviewed, and 98 eliminations ordered.

Mary Boland Role Set

Hollywood, April 5. — Warners, who have a commitment from Mary Boland for one picture, will use her in "Cain and Mabel," next Marion Davies film. Production is scheduled to start April 15 with Lloyd Bacon directing. Earl Baldwin is writing the screenplay from the story by H. C. Witwer.

Out Hollywood Way

Hollywood, April 5. — Randolph Scott back from Virginia where he was called by the death of his father. . . . Sol Lesser developing a young cowboy star to replace George O'Brien, leaving Lesser after one more film. . . . Meliza Korjus, European opera star, signed by Irving Thalberg, waiting for an M-G-M assignment.

Walter Wanger in search of a director for "Spendthrift,," after Paramount recalled Al Santell, signed to direct the film . . . Bruce Gallup joins Universal as assistant to John LeRoy Johnson, publicity chief, to handle trailers and newspaper contracts. . . . Ray Hoadley quits the Columbia publicity department. . . . Radio has started "The Last of the Bad Men" . . . Maurice Conn will make "G-Men of the North" as the next Kermit Maynard film.

Twentieth Century-Fox buys screen rights to "John Barleycorn," by Jack London, "Island in the Sky" by Leonard Lee and "Fifty Roads to Town" by Louis Frederick Nebel . . . Paramount changes the names of two players. Veda Ann Borg becomes Ann Noble and Louise Bennett becomes Louise Stanley . . . Columbia used 600 Chinese extras on the "Lost Horizon" set . . . Radio acquires an original story, "White Heat" by Dorrell and Stuart Edward McGowan . . . Robert Ellis resting at Hollywood Sanitarium after an attack of influenza.

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Casting—Florence Eldridge gets role of Elizabeth in Radio's "Mary of Scotland" . . . Irving Pichel and Edward Gargan in Republic's "Glory Parade" . . . John Howard borrowed from Paramount for the Columbia "Lost Horizon" . . . Twentieth Century-Fox assigns Shirley Dean and Jed Prouty to "Once Every Year" and Monroe Owsley to "Private Number."

Warners cast Kenneth Harlan in "Case of the Velvet Claws," Clarence Wilson in "Love Begins at Twenty" and Olaf Hytton in "Angel of Mercy" . . . Harold Goodwin, Wade Boettler Ted Oliver in Columbia's "Queer Money" Frank Lawton in juvenile lead of M-G-M's "The Witch of Timbuktu" . . . E. E. Clive in "Suicide Club," same studio.

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Writers—Preston Sturges to write an original for Henry Henigson at Paramount . . . At Republic Ray Harris working on script of "Ticket for Paradise" and Marcus Goodrich on screenplay of "Navy Born."

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Title Changes—"Everybody's Sweetheart" is the new title of "The Making of O'Malley" at Warners.

Critics Coming to N. Y.

Detroit, April 5. — William G. Bishop, local M-G-M publicist, will leave here by plane next Wednesday, taking with him Len G. Shaw, *Free Press* critic; Ralph Holmes, *Times* drama editor, and Robert Kelly, *News* reviewer, to attend the premiere of "The Great Ziegfeld" in New York.

The picture will open a roadshow engagement at the Cass here the following Sunday.

Engrave Opening Cards

Washington, April 5.—Engraved invitations have been issued for the preview of "Things to Come" at the Wardman Park, April 7.

The invitation read as though sent by H. G. Wells and Alexander Korda. Among those invited are the British Ambassador, members of Congress, and leaders in the national and municipal governments.

Banford Dinner Guest

Des Moines, April 5.—Walter E. Banford, M-G-M manager, was given a farewell dinner at the Hotel Savery by Variety club. There were 150 members and guests present.

Banford has been transferred to the M-G-M exchange at St. Louis. He will be succeeded by J. C. Kennedy, for the past 11 years a salesman.

Loew's Books Our Gang

Hollywood, April 5.—Hal Roach's "Our Gang" has been booked into all houses on the Loew Circuit for a personal appearance tour. The gang was originally set to play only Duluth, Minneapolis, Chicago and Detroit. The unit is scheduled to open in Duluth April 12.

Rochester Capitol Dark

Rochester, April 5. — After several weeks of brave effort, Comerford has given up trying to make history repeat itself here and has closed the Capitol, one-time among the leaders in Rochester.

Capitol, off center from new theatre districts, was renovated and reopened as a second run house this season after breaking even last year. It failed to click.

Carlson Ball Chairman

Detroit, April 5. — William Carlson of the Carlson Studios has been named general chairman of the Variety Club ball, which will be held in the Book-Cadillac ballroom April 25. Carlson succeeds M. M. Gottlieb and H. M. Richey, who resigned from the chairmanship due to pressure of business. Plans for the affair will be completed within a week, according to Carlson.

Rifkin Charters Two

Boston, April 5.—Herman Rifkin, Republic Pictures head in New England, has formed two theatre operating ing concerns to hold houses he has added to his new circuit. The Majestic Entertainment Co. of Holyoke will control the Majestic in that city. Holyoke Enterprises, Inc., is set to handle the nearby Suffolk.

"Turmoil" Is Retitled

Hollywood, April 5. — Twentieth Century-Fox has set "Sins of Man" as the release title for the picture which has heretofore been known as "Turmoil." Production on the picture finished March 28.

Chaffin Joins Fulton

Kansas City, April 5. — J. D. Chaffin, formerly with Fox and other houses here, has gone with W. D. Fulton as manager of Fulton's Colonial. He replaces Joe Green, who now is in the general office of the Fulton group.

Robert Palmer, assistant at the Southtown, has been made manager of the MoKan. He succeeds Phil Zeller, who has gone back with the Glenn W. Dickinson circuit.

New House in Santiago

Washington, April 5.—The opening of the Franklin in Santiago, Chile, adds another to the growing list of modern houses in that city, according to a report from Assistant Trade Commissioner Minedee McLean to the U. S. Dep't. of Commerce.

The building is located in one of the poorer sections of the city. It seats 3,000, has an air-conditioning system, a central heating plant and American sound equipment.

Radio Gets Two Writers

Hollywood, April 5. — Charles Roberts and Alice D. Miller have been signed by Radio to work on the scripts of two stories which Lee Marcus will produce. Roberts will prepare the screen play of the next Wheeler & Woolsey feature from an original story by Lew Lipton and Jack Townley. Miss Miller will work on "Make a Wish," which will be the next picture for Harriet Hilliard.

Rename Buffalo Gayety

Buffalo, April 5.—Effective this week, the Gayety, city's only vaudeville house, becomes the State. Dewey Michaels, owner of the house, decided on the change as a means of overcoming the stigma of burlesque, which occupied the Gayety for several years prior to last Fall, when Michaels bought it and introduced stage shows and first run pictures.

Harry B. Mills Resigns

Seattle, April 5. — Harry B. Mills, for the last eight years associated with the *Seattle Star*, evening paper, as amusement editor and dramatic reviewer, has resigned. He is at present on a short vacation, prior to announcing a theatrical connection.

Daniel in a New Post

Houston, April 5.—L. O. Daniel, Jr., former manager of the Delman, has been made manager of the Uptown and Uptown Hall Little Theatre, Will Horwitz subsequent runs.

The Delman has been leased by Interstate.

New Firm Chartered

Albany, April 5.—Sachs & Silverling, Inc., Brooklyn, has been chartered here with a capital of 100 shares no pai value, by Irving A. Green, Herman E. Cooper and Samuel Hendel.

Huston Closing Tour

Cincinnati, April 5. — Walter Huston, currently appearing in "Dodsworth" at the Cox, closed his road tour on Saturday, and left for Hollywood by automobile, to make a picture version of the stage play for Samuel Goldwyn.

New Era Seen In Control of Trade Abuses

(*Continued from page* 1)

the impending conferences between large distributors and the M. P. T. O. A. on trade practice adjustments, it was said. The opinion, for example, states that while the restrictions of the Sherman Act are "designed to frustrate unreasonable restraints, they do not prevent the adoption of reasonable means to protect interstate commerce from destructive or injurious practices and to promote competition upon a sound basis. Voluntary action to end abuses and to foster fair competitive opportunities in the public interest may be more effective than legal processes," the opinion declares. "And cooperative endeavor," it continues, "may appropriately have wider objectives than merely the removal of evils which are infractions of positive law."

Such cooperative efforts to correct trade abuses, in the Supreme Court's mind, "should not be stamped for that reason alone as an unreasonable restraint of trade."

The opinion specifically finds the exchange of information within trade associations to be permissible and, maybe, "a useful adjunct of fair commerce" and also holds price regulation to be legal when free of restraints on variations. The application of these positive findings of the court to the film industry, for practical purposes, appear to be limited to an exchange of credit information among members of the industry. Price regulation has never been sought by distributors in film sales, or regarded as desirable. Regulation of admissions, however, has been sought to maintain minimum levels. The opinion appears to indicate that this might be attempted only through concerted exhibitor effort, undertaken without restraint for infractions.

As to the wide field of trade practice adjustments to be explored by the M. P. T. O. A. in conferences with distributors this month, the opinion appears not only to regard such voluntary, joint negotiations as being free of the suspicion of conspiracy, but to encourage them. The way appears to be opened to the solution of the industry problems by conciliation, rather than arbitration, through concerted yet legal action. Many trade abuses are regarded as lending themselves to regulation or elimination by these means. How effective the means will be without provisions for enforcement remains a question in some industry minds.

Edward Kimple, Jr., Ill

Baltimore, April 5. — Edward Kimple, Jr., booking manager for Associated Theatres, was suddenly taken ill today and rushed to a hospital.

Keitz to Distinctive

Salt Lake City, April 5.—Distinctive Screen Attractions has named J. R. Keitz to cover Montana.

It Was All Golf

Hollywood, April 5.—The Twentieth Century-Fox studio held its annual golf soiree here today.

◂ *Purely Personal* ▸

J. CHEEVER COWDIN week-ended in Connecticut. His first respite by way of celebrating the end of the extended Universal purchase negotiations.

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J. Maxwell Joice, publicity man, leaves April 10 for five months as assistant manager and promotion director at Lake Winnepesaukah Park, Ga.

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A. H. McCausland, representative of Irving Trust Co., as RKO trustee, is due here Wednesday from the RKO studios.

Quip of the Day

Like all good Hollywooders and true, Archie Mayo is returning to the soil. He is now a landowner.

"I've got all sorts of fruit trees: oranges, prunes, apricots, avocados. I'm all set, come the revolution."

Upped Bob Goldstein, who knows a thing or two about Mayo's complete subservience to to his palate:

"Where'll that get you? All that's good for is fruit salad."

Ray Conner, manager of the Palace, is back at work after an appendicitis operation.

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Bruce Bromley, film attorney, is recessing for three or four weeks at Pass Christian, Miss., on the Gulf.

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. . . *Atlanta*

W. M. Richardson named United Artists branch manager, succeeding Clarence Eiseman, resigned.

Mrs. Mary Brockett, of Nashville, chief of the booking department of the Crescent Amusement Co., spent a day or two on Film Row recently.

Emmett Rogers, for years city manager for Publix in Chattanooga, on Film Row recently, the first visit to Atlanta in many months.

Porter Epperson, accessory manager for Republic, suffering a fractured pelvis in a recent automobile accident. He faces a six weeks' stay in a local hospital.

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. . . *Cincinnati*

Phil Chakeres, executive of the Regent State Corp., Springfield, O., is vacationing in California. His wife accompanied him.

Tom Broad, operator of the Broad, St. Mary's, O., has left for an extended tour of Greece and other foreign countries.

Karl Rohs, skipper of the Opera House at Cynthiana, Ky., is the father of a baby daughter.

Ike Libson, RKO division manager, recently celebrated his birthday by giving a dinner at the Netherland Plaza.

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. . . *Indianapolis*

A. C. Zaring, owner of Zaring's Egyptian, is back in his office after an illness of six weeks.

George Landis of Twentieth Century-Fox, Bill Marriott of Republic and Carl Harthill of Judel have returned from Florida.

Dudley Williston, owner of the Walker, is making a South American trip and John Howard, branch manager here for Paramount, is in the West Indies.

Vern Young, owner of Theatrical Managers, Inc., has returned from a business trip to New York.

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. . . *Los Angeles*

Floyd St. John, Republic general manager in California, has returned to San Francisco after installing F. E. Mateman as manager here.

Milton Arthur and Mrs. Arthur and their daughter, Florence, will sail shortly for New York. A combined vacation and business trip.

Adele Welter, secretary to J. J. Milstein at M-G-M, has resigned to take the same position with him at Republic.

Signing of Talent Runs at High Level

(*Continued from page* 1)

"The Longest Night" which William Wellman will direct and Bernard Hyman produce.

Edmund Lowe, just returned from Europe, to a long term agreement, same studio. First will be "We Went to College." Harry Rapf will produce.

Joseph Santley, director, to an extended contract on that lot. He has been assigned the Loew picture.

Louise Stuart, a model, to a term contract at Paramount.

Edith Atwater, stage actress recently signed by M-G-M, will make her picture debut in "The Gorgeous Hussy," forthcoming Crawford vehicle.

Toby Wing, who was signed to a long term pact by Hal Roach, is not due back in Hollywood until April 20. She is now on a personal appearance tour in the east.

David O. Selznick has signed Hal Kern to a term contract to head the cutting and dubbing department. Frank Friedrichsen, formerly with the *L. A. Examiner,* has joined the Selznick publicity staff, and will be in charge of the publicity research library.

As his first assignment under his recently signed 20th Century-Fox contract, Gavin Muir will play the lead in "Mercy Killer." Gloria Stewart will play opposite and the cast will include J. Edward Bromberg and Henry Armetta. George Marshall will direct and the picture is scheduled to start Monday.

5,200 Houses Show "Time" Reel—Larsen

The March of Time is now showing in 5,200 theatres in the country, an increase of 500 per cent since RKO took over distribution of the reel last August, according to Roy E. Larsen, president of March of Time, Inc. Details have been completed for the 1936-37 season, he said.

The reel is being shown in 720 houses in the United Kingdom, 200 in Australia and 450 in 19 Spanish-speaking countries, through RKO Export, Larsen reported, bringing the world theatre total to 6,600. A new production and research office has been opened in London, with John O. Grierson as editorial adviser.

DeMille Shifts Title

Hollywood, April 5.—Because the script developed "Wild Bill" Hickock into its chief character, Cecil B. De Mille has changed the title from "Buffalo Bill" to "This Breed of Men."

"Rose Marie" Out Front in Chicago Storm

Chicago, April 5.—A spring blizzard and unseasonable cold failed to halt "Rose Marie" last week at the Roosevelt, and the $15,700 take went over par by $4,700.

"Riff Raff," helped by a Major Bowes' amateur unit, also did well, going to $19,700, up by $4,700, at the Oriental. "Follow the Fleet," in its fourth week at the Palace, fell off to $7,000. "We're Only Human" was $1,000 up on a take of $14,000 at the State-Lake. Other spots were weak.

Total first run business was $109,200. Average is $113,000.

Estimated takings for the week ending April 4:

Week Ending March 31:

"ROSE MARIE" (M-G-M)
ROOSEVELT — (1,591), 30c-40c-60c, 7 days. **Gross:** $15,700. (Average, $11,000)

Week Ending April 1:

"FOLLOW THE FLEET" (Radio)
PALACE—(2,509), 25c-35c-50c, 6 days, 4th week. **Gross:** $7,000. (Average, $15,000)

Week Ending April 2:

"COLLEEN" (W.B.)
CHICAGO—(4,000), 35c-50c-68c, 7 days. Stage: George Olsen and Band with Ethel Shutta. **Gross:** $29,000. (Average, $32,000)

"RIFF RAFF" (M-G-M)
ORIENTAL—(3,490), 25c-40c, 7 days. Stage: Major Bowes' Amateurs No. 1. **Gross:** $19,700. (Average, $15,000)

"PETRIFIED FOREST" (W.B.)
GARRICK—(900), 30c-40c-60c, 7 days. **Gross:** $5,600. (Average, $5,500)

Week Ending April 3:

"STORY OF LOUIS PASTEUR" (F.N.)
APOLLO—(1,400), 30c-40c-60c, 7 days, 3rd week. **Gross:** $4,900. (Average, $4,500)

"THESE THREE" (U.A.)
UNITED ARTISTS—(1,700), 30c-40c-60c, 7 days, 2nd week. **Gross:** $13,300. (Average, $17,000)

"WE'RE ONLY HUMAN" (Radio)
STATE-LAKE—(2,776), 20c-30c-35c, 7 days. Stage: George Jessel and revue. **Gross:** $14,000. (Average, $13,000)

Seek to Halt Walkathon

Oklahoma City, April 5.—The Tulsa County Attorney's office is seeking an injunction against a proposed walkathon dance contest, scheduled for Tulsa shortly, on the ground that it would be a public nuisance and injurious to public morals. Josh Kitchen, local promoter, is behind the contest.

To Reinstate Vaudeville

Chicago, April 5.—Vaudeville will be returned to the Palace here next week or the week after. The all-picture policy at the house proved unsuccessful.

Warner Dance Is Set

Hollywood, April 5.—The second annual Warner Club dance is set for April 26 in the Biltmore Bowl, scene of the recent Academy awards dinner. The studio will furnish the show.

Wickland Is Advanced

Hollywood, April 5.—Nat Levine has named J. Lawrence Wickland, Republic staff writer and former producer, as supervisor of the Republic serial unit.

Great as they are

THE STARS ARE ONLY THE *HALF* OF IT!

●

IT TAKES A LOT OF PAGES* TO TELL THE *whole* STORY ABOUT

UNDER TWO FLAGS

—by far the most magnificent production ever released by 20th Century-Fox!

THE KEYSTONE
OF YOUR FUTURE

*Watch the trade papers

Lottery Charge Hits Fox Kansas Theatres

TOPEKA, Kan., April 5.—Clarence Beck, state attorney general, has filed petitions against all Fox theatres in Kansas charging violations of state lottery laws in the operation of Bank Night.

The petition charges the theatres had forfeited their state charters to operate and seeks to enjoin them from doing business in the state. The Fox company owns theatres at Kansas City, Wichita, Topeka, Dodge City, Arkansas City, Fort Scott, Liberal, Hays and Fredonia.

Drops Bank Night Name

KANSAS CITY, April 5.—Through the efforts of R. W. McEwan, Bank Night distributor here, WLBF, radio station in Kansas City, Kan., has discontinued use of the name Bank Night on the Air for the contest it has been sponsoring in cooperation with banks of the city.

The Richards Cash Store, Virgil, Kan., has discontinued use of its cash giveaway promotion known as Bank Day, following conferences with McEwan.

Court Upholds Bank Night

GREENWICH, Conn., April 5.—Bank Night was declared legal in a decision by Judge L. Paul Burke in town court, who found Henry C. Dreyer, manager of the Pickwick, not guilty on two counts of conducting a lottery.

Da-Lite Wins Patent Suit

CHICAGO, April 5.—The U. S. District Court here has entered a decree finding that National Theatre Supply has infringed the Heck patent for sound screens owned by Da-Lite Screen Co., which was declared valid. The case has been in court for about three years.

McLaglen Goes to "U"

HOLLYWOOD, April 5.—Victor McLaglen has been signed by Universal to star in "Everybody Sings." Ralph Murphy will direct.

Wall Street

Fractional Gains Feature Board

	High	Low	Close	Net Change
Columbia. vtc.....	39¾	39	39¾	+1⅛
Columbia. pfd.....	48	48	48	+ ½
Consolidated. pfd..	18⅛	17¾	17¾	.....
Eastman Kodak..	169¼	169	169	+1
Eastman. pfd......	164	164	164	.....
Loew's, Inc........	42⅝	42	42⅝	+ ⅞
Paramount	9¼	9⅛	9⅛	— ⅛
Paramount 1 pfd..	71	70	71	+1
Paramount 2 pfd..	10	9⅞	10	+ ⅛
Pathe Film.......	11⅛	10⅝	11	+ ½
RKO	7⅝	7½	7⅝	+ ⅛
20th Century-Fox.	27⅝	27⅝	27⅝	— ⅜
20th Century. pfd.	35½	35½	35½	— ¼
Universal. pfd.....	94	92	94	+3¼
Warner Bros......	11⅞	11¾	11⅞	.....

Little Curb Change

	High	Low	Close	Net Change
Sonotone	3⅛	3⅛	3⅛	.....
Technicolor	30¾	30⅝	30¾	.....
Trans Lux........	4⅛	4⅛	4⅛	.....

GTE Bonds Lone Gain

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	28	28	28	+ ½
Paramount Broadway 3s '55......	56¾	56	56	— ½
Paramount Pictures 6s '55.....	89¾	89½	89¾	.....
Warner Bros. 6s '39 wd...........	95	95	95	.....

(Quotations at close of April 4.)

Equipment Developments Up for SMPE Discussion

The development and improvement of specialized equipment and the refinement of production technique will feature the majority of the more than 50 papers to be presented at the spring meeting of the Society of M. P. Engineers, at the Edgewater Beach Hotel, Chicago, April 27 to 30.

Of the seven technical sessions planned, five will be devoted to sound, lighting, laboratory and projection, film slides and equipment in general. The semi-annual banquet will be held Wednesday evening, April 29. Entertainment has been planned as well as the technical sessions.

The committees for the convention are:

Papers—G. E. Matthews, chairman; C. N. Batsel, L. N. Busch, A. A. Cook, L. J. J. Didice, M. E. Gillette, R. F. Mitchell, W. A. Mueller, H. B. Santee, T. E. Shea, P. H. von Schrott, I. D. Wratten.

Local Arrangements and Reception—C. H. Stone, chairman; R. P. Bedore, O. B. Depue, H. A. DeVry, J. Goldberg, F. P. Heck, B. J. Kleerup, S. A. Lukes, J. E. McAuley, J. H. McNabb, R. F. Mitchell, C. G. Ollinger, B. E. Stechbart.

Convention Projection—H. Griffin, chairman; L. R. Cox, H. A. DeVry, J. Goldberg, S. A. Lukes, J. E. McAuley, H. Ryan.

Apparatus Exhibit—O. F. Neu, chairman; H. A. DeVry, J. Frank, Jr., S. Harris, O. H. Stone.

Banquet—W. C. Kunzmann, chairman; O. B. Depue, J. Goldberg, H. Griffin, J. H. Kurlander, S. Harris, S. A. Lukes, H. F. Mitchell, C. H. Stone.

The complete convention program follows:

Monday, April 27

9:00 a. m.—Registration.
10:00 a. m.—East Lounge; Business and Technical Session.
Address of Welcome, N. C. Tasker, President.
Report of Convention Committee, W. C. Kunzmann. Convention Vice President.
Report of Membership Committee, N. N. Geib, Chairman.
Report of the Progress Committee, J. G. Frayne, Chairman.
"Organization and Work of the Film Library," John E. Abbott, Director, The Museum of Modern Art Film Library, New York.
"The Application of Sound Motion Pictures to Criminal Identification." Col. H. N. Schwarzkopf, Superintendent, New Jersey State Police. Trenton.
12:30 p. m.—South Room, Informal Get-Together Luncheon.
For members and guests. Addresses by eminent speakers.
2:00 p. m.—East Lounge, Sound Session.
Report of the Sound Committee, P. H. Evans, Chairman.
"Photoelectric Cells and Their Method of Operation," M. F. Jameson and T. N. Shea, Bell Telephone Laboratories, New York.
"Harmonic Distortion in Variable-Density Recording," B. F. Miller, Warners, Hollywood.
"The Electron-Image Tube: A Means of Making Infrared Pictures Visible"; G. A. Morton, RCA Mfg. Co., Camden.
"Increased Resolution in Sound Recording and Printing Through the Use of Ultraviolet Light"; G. L. Dimmick, RCA Mfg. Co., Camden.
8:00 p. m.—East Lounge; Film Program.
Exhibition of recent outstanding feature and industrial action pictures. Admittance by registration card only.

Tuesday, April 28

10:00 a. m.—East Lounge; Acoustics and Sound Equipment Session.
"The Acoustic Design of Music Scoring Stages"; C. M. Mugler, Acoustical Engineering Co., Los Angeles.
"Acoustic Considerations in the Construction and Use of Sound Stages"; D. P. Loye, Erpi, Los Angeles.
Report of the Standards Committee; E. K. Carver, Chairman.
"A High-Quality Reproducing System for Small Theatres"; H. P. Pfannenstiehl, E. O. Scriven, and J. F. D. Hoge, Bell Telephone Laboratories, New York.
"Recent Improvements in the Variable-Width Recording System"; B. Kreuzer, RCA Mfg. Co., Camden.
"Analysis of Sound Waves"; H. H. Hall, Cruft Laboratory, Harvard University.
2:00 p. m.—East Lounge; Lighting Symposium.
Report of the Projection Screen Brightness Committee; C. Tuttle, Chairman.
Report of the Projection Practice Committee; H. Rubin, Chairman.
"The Motion Picture Screen as a Lighting Problem"; M. Luckiesh and F. K. Moss, General Electric Co., Cleveland.
"Source Construction and Color of Light from Some Incandescent Lamp"; R. E. Farnham, and R. E. Worstell, General Electric Co., Cleveland.
"Present Trends in the Application of the Carbon Are to the Motion Picture Industry"; W. C. Kalb, National Carbon Co., Cleveland.
"Theory, Design and Use of Photoelectric Exposure Meters"; A. T. Williams, Weston Electrical Instrument Corp., Newark.
8:00 p. m.—East Lounge; Special Sound Demonstration.
"A Symposium on Essential Improvements Achieved in Sound-Film Recording and Reproduction in Adapting Conventional Methods to the High-Quality Requirements of Motion Pictures"; D. Shearer, M-G-M. Culver City, with the cooperation of the RCA Mfg. Co., Camden.

Wednesday, April 29

10:00 a. m.—East Lounge; Laboratory and Projection Session.
Report of the Committee on Preservation of Film; J. G. Bradley, Chairman.
Report of the Color Committee; J. A. Ball, Chairman.
"A Film Emulsion for Making Direct Duplicates in a Single Step"; W. Barth and F. Schoeck, Agfa Ansco Corp., Binghamton, N. Y.
"Projection and Projectors," A. J. Holman, East Orange, N. J.
"Some Properties of Motion Picture Film"; A. W. Nuckolls and A. F. Matson, Underwriters' Laboratories, Chicago.
"A 13.6-Mm. Super-High-Intensity Carbon"; D. B. Joy, National Carbon Co., Fostoria, Ohio.
"Action Is Needed"; F. H. Richardson, *Motion Picture Herald.*
2:00 p. m.—Visits to the Underwriters' Laboratories and other points of industrial interest.
7:30 p. m.—Ball Room; Semi-Annual Banquet.

Thursday, April 30

10:00 a. m.—East Lounge; Slide-Film Symposium.
"The Development of Slide-Film Stereopticons"; Marie Witham, Society for Visual Instruction, Chicago.
"Slide-Films for Use in the Extension Division of the U. S. Department of Agriculture"; C. H. Hanson, Extension Service, U. S. Dept. of Agriculture, Washington.
"Visual Education and Slide-Films"; J. B. MacHarg, Lawrence College, Appleton, Wis.
"The Advantages of Talking Slide-Film as a Machine for Selling"; L. M. Francisco, Wilding Pictures Prod., Chicago.
"A Sound Slide-Film Projector"; F. Freimann. Electro-Acoustic Products Co., Fort Wayne, Ind.
Report of the Committee on Non-Theatrical Equipment; R. F. Mitchell, Chairman.
"The Business Screen—Some Demands Made Upon It": W. F. Kruse, Bell & Howell Co., Chicago.
2:00 p. m.—East Lounge; Apparatus and Equipment Session.
"Photographic Race-Timing Equipment"; F. Tuttle and C. H. Green, Eastman Kodak Co., Rochester.
"Use of Motion Pictures in an Accurate System for Timing and Judging Horse Races"; E. M. Honan, Erpi, Hollywood.
"Demonstration of 16-Mm.. 1000-W. Filmosound Projector"; R. F. Mitchell and W. L. Herd, Bell & Howard Co., Chicago.
"Copper Oxide Rectifier for Motion Picture Arc Supply"; (Part A) I. R. Smith, Westinghouse Electrical & Mfg. Co., East Pittsburgh, Pa.; (Part B) C. E. Hamann, General Electric Co., West Lynn, Mass.
"A New Monitoring Telephone Receiver"; H. F. Olson, RCA Mfg. Co., Camden.
"A New Rotary Stabilizer Sound Head"; F. J. Loomis and E. W. Reynolds, RCA Mfg. Co., Camden.
"A Universal Ribbon Microphone"; H. Folson, RCA Mfg. Co., Camden.
"The Magazine Cine-Kodak"; O. Wittel, Eastman Kodak Co., Rochester.
"The Pull-Down Movement"; A. S. Newman, London, England.

To Repeat Courses In Sound Technique

HOLLYWOOD, April 5.—The Academy sound course sub-committee has decided to arrange for a repeat course in the fundamentals of sound recording similar to the present course, now in its tenth week. Approximately 110 sound technicians, who applied for admission, but were unable to enroll because of the council's limitation of 100 students, will be allowed to take the first course.

Plans for a more advanced course to be given members of the present classes selected by their superiors as qualified for more advanced study, to cover the details of recording and reproducing equipment and more advanced electrical principles, have also been approved by the council. The council also passed a resolution of thanks to A. P. Hill of Erpi, instructor.

For Capra, Perhaps

HOLLYWOOD, April 5.—"City of Conquest," novel by Aben Kandel, has been bought by Columbia. Frank Capra may produce it next fall. "Poker Face," original by Carl Clausen, is another Columbia purchase.

William C. Lengel, eastern story editor, has been here for conferences with Jack and Harry Cohn on next season's product. With him was Dick Aldrich, who heads Columbia's play department in New York.

Wallis Going Abroad

HOLLYWOOD, April 5.—Hal Wallis plans to leave here April 10 for New York and Europe. He will be gone about six weeks.

Carr Will Return May 15

HOLLYWOOD, April 5.—Trem Carr, former production head of Republic and now in Europe, is expected to return here about May 15.

Honor Cantor at Dinner

Eddie Cantor was guest of honor at a testimonial dinner at the Astor Saturday night, sponsored by the American Jewish Congress. Louis Nizer was toastmaster and entertainment was supplied by numerous stars of the stage, screen and radio. Many film executives attended. The proceeds of the affair are to be devoted to the work of combating Nazism and defending the rights of Jews.

Sunday Bill Is Passed

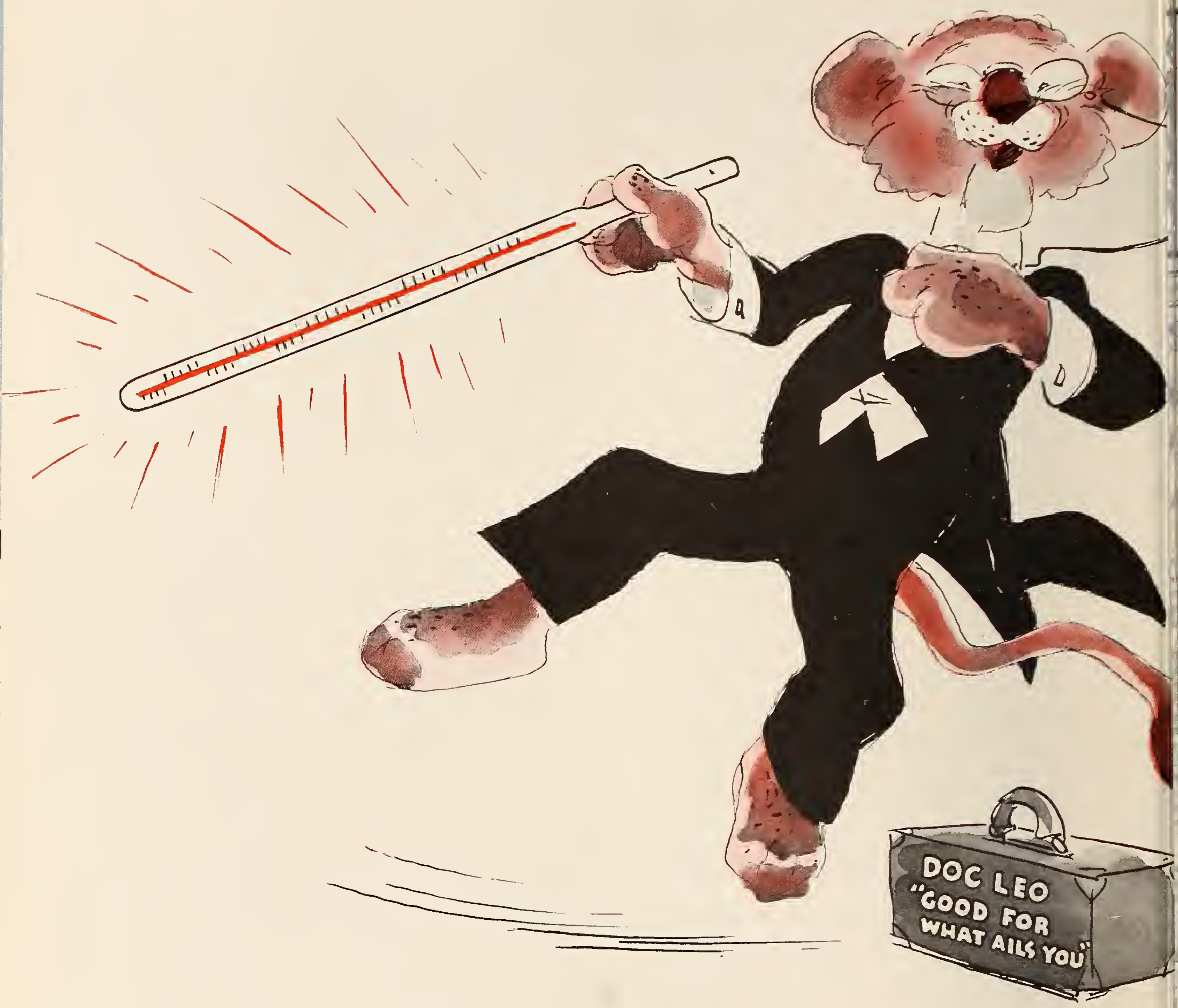
BALTIMORE, April 5.—The bill permitting Sunday shows in Howard County has been passed by the Senate and the House.

Gordon Leads in Drive

SALT LAKE CITY, April 5.—William Gordon, Vitagraph manager here, has won the lead in the Warner collective drive. He gets a prize of $250.

To Open House Sunday

EAST HAMPTON, Conn., April 5.—Nathan Lampert will open his new theatre here on Easter Sunday.



IT'S "PETTICOAT FEVER"!

We're delighted to report that everybody's delighted with our swell romantic comedy, "Petticoat Fever." It's timed perfectly for the Springtime and it's doing very nicely everywhere, thank you...so please don't keep it a secret!

BOB MONTGOMERY AND MYRNA LOY ARE CALLING ALL SWEETHEARTS TO YOUR BOX-OFFICE! *(Reginald Owen and other jolly folk in the cast. George Fitzmaurice is the director and Frank Davis the producer. Thanks for listening!)*

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

OL. 39. NO. 82 NEW YORK, TUESDAY, APRIL 7, 1936 TEN CENTS

Precedent Is At Stake in M-G-M Appeal

ublic Domains Issue in "Letty Lynton" Case

An important and far reaching ecedent with respect to the source aterial from which screenplays are epared is involved in the request for hearing by the U. S. Supreme Court n the recent U. S. Circuit Court of ppeals decision against M-G-M, arged with plagiarism in the film Letty Lynton," it is indicated here.

M-G-M has petitioned the high urt to hear its appeal from the Cir- it Court decision of Jan. 17, which eversed a decision of the Federal dis- ict court in 1934, and declared "Letty ynton" plagiarized the copyrighted lay "Dishonored Lady," by Edward heldon and Margaret Ayer Barnes. he plaintiffs won a damage verdict $21,000 plus attorneys' fees, based n the showing of the picture in 84 eatres, and assessed at the minimum enalty of $250 per violation under the opyright laws. M-G-M is theoreti-

(Continued on page 4)

labama Men Battle Moves for 10% Tax

Montgomery, Ala., April 6.—Thea- e owners are putting up a vigorous ght against the proposed 10 per cent cket tax. Representatives from all arts of the state attended a hearing ere. Among them were:

L. J. Duncan, Lanette; Howard chussler, Fairfax; Louis Rosenbaum, lorence; T. E. Watson, Montevallo; ack Jackson, Alexander City; Wil- am Griffin, Cullman; T. D. McMinn, ullman; Roy Martin, Opelika; Les- r Neeley, Marion; E. Dixon, Gads- en; G. P. Bonazia, Decatur; Charlie rute, Huntsville; W. J. Ray, Green- ille; Walter Brackin, Union Springs; lenn Crouch, Troy; C. B. Grimes, uscaloosa; L. R. Towns, Selma; R. . Kennedy, Birmingham; William . Wolfson, Montgomery, and Sam hornhill, Tallahassee.

erschleiser Rites Are Held on Coast

Los Angeles, April 6.—Funeral ervices were held here Sunday at the ome of Peace Chapel on Whittier oulevard for Ben Verschleiser who ied at the Cedars of Lebanon Hos- ital Saturday from cancer. He was 9 and is survived by his widow, Rose, nd three children: two daughters and

(Continued on page 4)

Expect RCA's New Financing To Go Through

Approval Looked for at Meeting Today

Ratification of the RCA recapitalization plan at the special meeting of stockholders scheduled for today is looked for with the deposit of more than a majority of all stock of the company by yesterday.

The plan, which was completed in January by Joseph P. Kennedy, has been approved already by the RCA board. That body must declare in advance of today's meeting whether a sufficient amount of the "B" stock has been deposited to declare the plan operative. It provides for the borrowing of $10,000,000 from seven banks at 2½ per cent annual interest for five years, or less, to maintain working capital; the retiring of all outstanding "A" stock at the call price of $55 per share, requiring $27,257,835 and accrued dividends, and the

(Continued on page 4)

Para. Fee Appeals Meet a Court Delay

Hearings on five appeals from orders reducing or disallowing applications for fees in the Paramount Publix reorganization which were scheduled for yesterday were not reached on the U. S. Circuit Court of Appeals calendar yesterday. Indications are that the appeals will not be heard until tomorrow.

The appellants are Root, Clark, Buckner & Ballantine, counsel to the Paramount trustees; Cook, Nathan & Lehman, counsel to the stockholders' committee; Kuhn, Loeb & Co. and its counsel, Cravath, de Gersdorff, Swaine & Wood, and an accounting firm retained by the stockholders' committee.

Theatres Suffer in Southeastern Storm

Jacksonville, April 6.—The tornado which swept Gainesville, Ga., earlier today practically destroyed the Royal, according to reports, and severely damaged the Ritz.

No information is available on damage to houses at other points in the southeast swept by the disturbance, although general reports indicated that other spots may have suffered.

Studio Production Rush Now Underway

Hollywood, April 6.—A studio production boom reminiscent of a midsummer rush was under way here last week. Camera work skyrocketed to a new high for many weeks.

A total of 45 features and three shorts was on location and sound stages, a surprising increase over the previous seven day survey which showed 33 features and two shorts in work.

Twenty-two films were being prepared for cameras within the next two weeks, presaging a continuance of the rush.

"Charge of the Light Brigade" went into production at Warners, augmenting the list of potential special features in work.

Paramount went to the head of the

(Continued on page 4)

Columbia's Foreign Producing Not Set

Columbia has reached no definite decision relative to production in England with indications that policy in this direction will be determined by Joseph H. Seidelman, foreign general sales manager, and Joe Friedman, company representative in London. The possibility was discussed when the two were in Hollywood recently.

Friedman will return to England in about 10 days and Seidelman will follow in a month or more.

Talks on Trade Practices To Be Arranged This Week

Memphis, April 6.—Final arrangements for the exhibitor-distributor conferences on trade practice adjustments will be completed by Ed Kuykendall, M.P.T.O.A. president, this week, with a likelihood that the sessions will be opened in New York some time next week, it was stated here today.

Kuykendall, who came here over the week-end for the Tri-States M.P.T.O. meeting, is awaiting complete replies from members of the M.P.T.O.A. executive committee on their availability for the sessions before naming the master committee which will participate in the conferences. An agreement on a meeting date will follow Kuykendall's return

(Continued on page 4)

TimeExtended For Some In Federal Suit

Those Not Served Before Get Until April 16

All defendants not previously served in the new Government action against Warners, Paramount, RKO and individual defendants were given until April 16 in which to file answers or make motions, under an order signed yesterday by Federal Judge Robert P. Patterson in U. S. District Court here. Defendants served earler had had their time for filing answers extended to that date by Federal Judge Alfred C. Coxe several weeks ago.

Defendants' attorneys conferred yesterday on developments in the case and on future procedure. A decision is expected to be made soon on whether to file answers or make new motions on or before April 16. Attorneys declined comment on the nature of the motions which might be made if it was decided to follow the latter course.

If answers are filed on schedule, they will be followed promptly, it is believed, by motions to have a trial date set. These motions are expected to reveal what effect, if any, the defendants' recent appeal to the U. S. Supreme Court from denials of their motions to dismiss the Government's equity proceedings will have on the

(Continued on page 4)

Expect Labor Talks To Start Next Week

Indications are that meetings for the negotiation of a basic wage scale for studio labor for the year ending March, 1937, will not get under way before next week. Pat Casey, studio labor representative, is contacting union leaders who will participate in the negotiations in an effort to arrange a meeting date. George Browne, I. A. T. S. E. head, who arrived here Saturday, conferred briefly with Casey and left for I. A. headquarters in Washington, where he will be on call for the meetings.

Form Premier Prod. For Pathe Transfer

Premier Prod., Inc., a Delaware company with a capitalization of $1,000,000, has been formed to serve as the corporation which will transfer assets from Pathe to the new producing and distributing company which Pathe will organize with Edward L. Alperson as president.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 7, 1936 No. 82

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest. II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku. *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

"U" Sales Convention May 25, in New York

Los Angeles, April 6.—Date for the Universal sales convention was set today for May 25th, and New York was designated as the location. James R. Grainger will leave for Manhattan the latter part of this week. A. J. O'Keefe, local exchange manager, will attend, and the presence of John LeRoy Johnston, studio publicity director, is also thought likely.

Paramount Meet June 5

Los Angeles, April 6.—Paramount executives today set June 5 as the date for the current convention. No location has been decided upon as yet nor is it known whether there will be one big convention or three regional meetings.

Hart Suit Delayed

William S. Hart's suit against United Artists charging improper distribution, scheduled to come up in N. Y. Supreme Court yesterday was not reached on the calendar.

To Start New Exchange

Oklahoma City, April 1.—Work is to be started soon on a new Warner exchange. It will be a $25,000 fireproof structure.

◂ Purely Personal ▸

Bill and Bob Stanley, amateurs, booked into the Roxy a few minutes after doing their stuff on the Major Bowes' amateur hour. Started work yesterday morning.

•

Lewis Blumberg, 12-year-old son of the Nate Blumbergs, underwent an emergency appendectomy at the 5th Ave. Hospital last night. At midnight his condition was very favorable.

•

Buddy Cantor, doubling as his own publicity agent, warns that he will interview Joan Marsh on WMCA's film hour at 7:30 tonight.

•

Carter Ludlow will explain the intricacies of animating Mickey Mouse and other Disney subjects over WOR at 7:15 o'clock tonight.

•

James Jovaney, president of Superior Pictures, Inc., in town from Chicago on business trip. Stopping at Park Central.

•

Moe Gurian, Warner booker at Memphis, here with Hal Howard, Warners' Kentucky, Henderson, Ky.

•

Percy Phillipson has set back his return to London from tomorrow until Saturday. He is in Dayton, today.

•

Paul Greenhalgh, advertising manager of the Emanuel Publications, is a father—and proud—of a boy.

•

Si Seadler at the Kit Kat, then the Essex House, then Reuben's, then home. All in one evening.

•

Alec Moss is sporting a Buick, latest model. He parks it frequently on West 44th St.

•

Albert Warner and Grad Sears left for Hollywood yesterday by air and on schedule.

•

Sidney R. Kent away on a short vacation. Back Thursday.

•

Charles C. Pettijohn in the out-of-town contingent. Back tomorrow.

•

The Joe Vogels, the Oscar Doobs and others at the French Casino.

•

Tom Moore hurrying through the lobby at Essex House.

. . . *Denver*

C. U. Yaeger has added the Empress at Salida, Col., to his string. F. R. Kelley operated the house for several years.

J. H. Kimbrough of Albuquerque, N. M., is planning to start a portable circuit soon. He was in town getting prices on films and equipment.

J. S. Ward, who has operated the Princess at Douglas, Wyo., for years, will turn the theatre over to the Gibraltar Enterprises about May 1.

•

. . . *Lincoln*

Carl Rose, manager of the Sun, York, Neb., says his planned style show has fallen through.

Bill Youngclaus, of Grand Island, Neb., around introducing his new partner, Lloyd Thompson, son of Nebraska's former Senator Thompson. They have incorporated Western Theatre Enterprises.

Bob Livingston, Capitol manager, was the Burlington's adviser on the first trial of films aboard trains between Omaha and Chicago.

Benny Meroff, after a vaudeville date in the Orpheum here, headed back to New York where he will make two shorts for Paramount.

•

. . . *New Haven*

Michael Thomas is back in New Haven at the new First Division office.

Morris Nunes and Ted Jacocks are on an automobile tour of southern states.

Phil Sherman will sell for G. B. here after a few months' stay at the Cleveland office.

•

. . . *New Orleans*

Ed Kennedy, former G. B. manager here, has joined First Division as a salesman.

Frank Bishop of the Varsity, Ellisville, Miss., is trying to shoo painters out of the house so he can open it on or about April 11.

Lucille Brunet, daughter of Rene Brunet of the Imperial, is recovering from an appendicitis operation.

•

. . . *Pittsburgh*

Ed Segal appointed manager of the Davis until the Ritz is ready to reopen.

Joe Feldman is giving his five-year-old son, Wally, boxing lessons.

Sam Stern, the Warner artist who is rounding out a two-month stay at the Montefiore Hospital, will be there for at least four more weeks.

Harold W. Cohen, *Post-Gazette* critic is back on the job.

Seeks Custody of Her Son

London, April 6.—Mrs. Lillian May Bartholomew, mother of Freddie Bartholomew, is on her way to the United States in what she says is an effort to secure legal custody of her son. The boy's aunt, Millicent Mary Bartholomew, is now his legal guardian. The youngster has lived with his grandparents and his aunt since he was four years old.

Gabriel Joins Paramount

Hollywood, April 6.—Gilbert W. Gabriel, dramatic critic of the *New York American*, who recently sold a novel, "I, James Lewis," to Paramount, has joined the scenario department.

Feist at Mt. Sinai

Felix F. Feist, general sales manager of M-G-M, is at Mt. Sinai Hospital for treatment, having returned from Miami Beach, where he had been M. B. Shanberg's guest, late last week.

Suffering from arthritis, Feist came to New York for treatment and, for the time being, is on the "no visitors" list.

Cochrane Here Shortly

San Francisco, April 6.—Thomas Cochrane, managing director for Paramount in Japan, will arrive here from Tokio April 11. He will visit New York later, but first may go to the studios for conferences.

Television Hearings
To Be Held by F. C.

Washington, April 6.—Hearin
for the purpose of determining a lo
range governmental policy on regul
tion of television are to be started
the Federal Communications Commi
sion starting June 15. In announci
the hearings T. A. M. Craven, chi
examiner, said recent technical a
vances have been so swift that it w
necessary to determine what effe
television might have on radio, broa
casting, newspapers and films.

Craven says radio frequencies shou
be reserved primarily for services th
depend upon radio rather than wire.

"Petticoat" Takes
$22,600, 2nd Wee

"Petticoat Fever" held up to $22,6
in its second week at the Capitol
a week that suffered generally fro
the depressing effects of Lent and ba
weather.

"Murder by Moonlight" failed t
make much of an impression at th
Rialto with $8,200, and "Everybody
Old Man" was weak at $7,00
"Snowed Under," at the Strand wa
dull at $6,100, and "Love on a Bet
and "Road Gang" took $6,000 at th
Palace.

Appraisals for Fox
Stock Are Allowe

Justice Aaron J. Levy in the Man
hattan Supreme Court yesterda
granted by consent the application c
Munson G. Boremus, owner of Fo
Film Corp. stock, for appraisal c
900 shares of Class A common stock
The court order granted similar ap
plications to Arthur Eisele, Charles F
Eisele, Estelle R. Gold, Julius C. Vog
eler, Jr., and Orra B. Mead. Th
appraisers appointed are Millard H
Ellison, William E. Forst and Mor
ton L. Panken.

Hold Wells Preview

Washington, April 6.—A distinguished Capital audience tonight attended a special preview of the H. G Wells-Alexander Korda film, "Thing
to Come" at the Wardman Park Hotel. Wells addressed the gathering via transatlantic telephone. Among those attending were Sir Ronald Lindsay, British ambassador, and Lady Lindsay, and various other members of the diplomatic corps; Speaker and Mrs. Joseph Byrne, cabinet members Anning S. Prall, F. C. C. chairman and numerous Senators and members of the House.

Jule Delmar Dead

Hollywood, April 6.—Jule Delmar booker for years connected with RKO, who came here a few weeks ago from his home in New Rochelle for the benefit of his health, is dead as the result of a heart attack.

Tom Mix Is Gaining

San Francisco, April 6.—Tom Mix was reported to be gaining at St. Francis hospital today. He was taken there Wednesday suffering from pneumonia.

Gus Schaefer Returning

Gus J. Schaefer, Paramount general manager in Germany and Central Europe, will reach New York tomorrow on the *Washington*.

THE GREAT ZIEGFELD

M-G-M's Show of Shows
starring
WILLIAM POWELL
MYRNA LOY
LUISE RAINER
with Virginia Bruce • Frank Morgan • Fannie Brice • Ray Bolger • Nat Pendleton Harriet Hoctor • Ernest Cossart Reginald Owen • Joseph Cawthorne *and countless others.*
Screen Play by Wm. Anthony McGuire
Directed by
ROBERT Z. LEONARD
Produced by
HUNT STROMBERG

Metro-Goldwyn-Mayer takes pride in announcing the first Road-Show engagements of THE GREAT ZIEGFELD

WORLD PREMIERE, ASTOR THEATRE, NEW YORK, starting April 8th. Twice Daily. Two Dollars Admission.

PHILADELPHIA	Chestnut Street Opera House	April 12th
WASHINGTON	National	April 19th
DETROIT	Cass	April 12th
CLEVELAND	Hanna	April 26th
BUFFALO	Erlanger	April 12th
TORONTO	Royal Alexandra	April 13th
BOSTON	Colonial	April 12th
CHICAGO	Erlanger	April 12th
ST. LOUIS	American	April 12th
PITTSBURGH	Nixon	April 26th
MONTREAL	His Majesty's	April 19th
SAN FRANCISCO	Geary	April 12th
LOS ANGELES	Carthay Circle	April 15th
SEATTLE	Music Hall	April 12th
ORLANDO, FLORIDA	Grand	April 14th
ST. PETERSBURG "	Capitol	April 15th
TAMPA "	Victory	April 15th
DAYTONA "	Florida	April 15th
JACKSONVILLE "	Arcade	April 22nd
PALM BEACH "	Paramount	April 10th
MIAMI BEACH "	Community	April 9th
MIAMI BEACH "	Paramount	April 14th

AN EVENT IN THE GLORIOUS TRADITION OF

THE FIRST ROAD-SHOW COMPANY

Studio Production Rush Now Underway

(Continued from page 1)

list of major studios, despite current studio executive conferences, with 10 features at work.

Columbia had three features working, three in preparation and six in the cutting room. M-G-M had seven, zero and ten; Paramount 10, four and four; Republic, two, four and six; Radio, three, one and two; Roach, one, zero and one; Twentieth Century-Fox, three, four and four; Universal, three, two and three; Warners, nine, zero and eight; independents, four, three and four.

In the short subject classification Columbia had two shooting, none preparing and three cutting. M-G-M had zero, two and four; Radio, one, one and four; Roach, zero, zero and three; independents, zero, three and zero.

Approval of RCA's New Setup Awaited

(Continued from page 1)

exchange of each share of Class B preferred, including accrued dividends amounting to $21.66 a share, for one and one-fifth new first preferred shares and one share of common. The new first preferred will be convertible into five shares of common for each share for five years unless redeemed sooner.

Time Extensions For Some in Federal Suits

(Continued from page 1)

new Government action here. At that time the District Court is expected to decide whether or not trial should be deferred until the Supreme Court rules on the appeal, or whether the trial should be permitted to proceed while the appeal is still pending.

Music Strike Still On

One more music publishing firm has signed an agreement with Local 802, A. F. M., whose members are striking for union recognition and higher wages. The union has now concluded individual agreements with 16 music companies, out of a total of 92 against which the strike was originally called. The union is continuing its policy of separate settlements of the strike.

Pittsburgh Tent to Move

PITTSBURGH, April 6.—Variety Club will give up its headquarters in the two-story building on William Penn Way, which has housed it for several years, and will take up quarters again in the William Penn Hotel.

Several rooms in the hotel are being set off for the club.

Cesar Romero Signed

HOLLYWOOD, April 6. — Because Humphrey Bogart will not finish "Bullets or Ballots" in time, Warners have signed Cesar Romero for the role of heavy in "Public Enemy's Wife."

Transfer Robert Manley

BOSTON, April 6. — Robert Manley, formerly assistant to Stanley Gosnell at Loew's State, has been shifted to Loew's Orpheum as treasurer for Manager Vic Morris.

Talks on Trade Practices To Be Arranged This Week

(Continued from page 1)

to his home at Columbus, Miss., from where he will get in touch with distributors during the next few days. He plans to be in Washington next Monday for the resumed hearings before the House Patents Committee on the Duffy Copyright Bill, by which time arrangements for the trade practice discussions will have been completed, it is expected. He plans to go direct to New York from Washington for the opening of the conferences.

Present indications are that the discussions will be general in nature, touching on a possible basis for agreement between exhibitors and distributors on the 10-point program outlined by Kuykendall at the recent Washington hearings on the Pettengill Bill. These may require no more than a day or two, following which an adjournment will probably be taken to study the suggestions made and submit them to legal scrutiny. The sessions are expected to be reconvened thereafter for the formal drafting of whatever agreements are made.

The M.P.T.O.A. conference program includes proposals for an unconditional rejection of 20 per cent of the number of pictures licensed; removal of conditions and restrictions in the 10 per cent rejection clause now in use; the establishment of local grievance committees; the negotiation of uniform clearance and zoning schedules; solutions of the overbuying evil and unfair, cut-rate competitive practices, including the use of premiums and multi-feature programs; adoption of a standard form of exhibition contract; elimination of the score charge, designated play dates and the forcing of shorts with features.

To Manage 7 Theatres

ALBIA, IA., April 6.—M. E. McClain, manager and part owner of the King here, has been appointed field manager for seven Iowa theatres owned by Central States Theatre Corp. His headquarters will be in Charles City. Mike Galer, former manager of the Strand, Fort Dodge, will manage the King.

$1,064 to Rogers Fund

PROVIDENCE, April 6.—Rhode Island's contribution to the Will Rogers Memorial fund totaled $1,064, according to Edward M. Fay, committee chairman. A letter was received from national director Eddie Rickenbacker, expressing thanks for the donation.

Von Sternberg Is Out

HOLLYWOOD, April 6.—Joseph Von Sternberg ended his contract with Columbia with the completion of direction on "The King Steps Out" and went off the company payroll.

John Boyle to Boston

BOSTON, April 6. — John Boyle, formerly assistant manager at Loew's State in Providence, has been shifted here as assistant to Stanley Gosnell at Loew's State.

The Ox Road?

Hollywood, April 6.—It's a far cry from crooning with Paul Whiteman's orchestra to a guest soloist with the Philadelphia Symphony, but Bing Crosby has hurdled the span.

When Leopold Stokowski wields the baton in a nation-wide radio broadcast on April 30 from here, Crosby will be on the program. His selections so far are a matter of mystery.

Verschleiser Rites Are Held on Coast

(Continued from page 1)

a son. The remains will be sent to New York where a second service will be held at an announced date.

Ben Verschleiser was born in New York on Sept. 29, 1887, and had been active in Hollywood as a supervisor for a number of years. In 1933, he produced "Devil's Mate" and "Broken Dreams" for Monogram. In 1934, he supervised "A Woman's Man," "Money Means Nothing" and "Jane Eyre" for the same company, subsequently resigning to join Universal. His last picture was "Three Kids and a Queen."

Edmund Breese Dead

Edmund Breese, veteran actor, died yesterday at the Hospital for the Ruptured and Crippled. He was taken ill last Thursday at the Hotel Beverly and was rushed to the hospital on Saturday. He played the district attorney in "The Night of January 16th," which closed Saturday night.

Breese was born in Brooklyn, June 5, 1871. His first stage experience was in "My Awful Dad" in 1895 at Eureka Springs, Ark. He had appeared in many pictures. Among the last of which were: "International House," "Duck Soup," "Laughing at Life," "Ladies Must Love," "Above the Clouds," "Come on Marines" and "Beloved."

Joe Lewis Is Signed

HOLLYWOOD, April 6. — Joe Lewis, Chicago night club entertainer who has been appearing in local midnight spots, has been signed by Twentieth Century-Fox and assigned to "Private Number" as his first.

Television Firm Formed

ALBANY, April 6. — Television & Projector Corp. has been chartered with Elias T. Stone as president, and 200,000 shares to be offered to the public.

Cut Terre Haute Scales

TERRE HAUTE, April 6.—Summer scales of 35 cents top have been inaugurated at the Indiana and Grand here and the opening date has been shifted to Saturday.

Precedent Is At Stake in M-G-M Appeal

(Continued from page 1)

cally subject to damages aggregating approximately $2,000,000, since the film played in some 8,000 houses.

The precedent involved centers about the original source material, from which both the play by the plaintiffs in the action and a novel by Mrs. Belloc Lowndes was taken. M-G-M purchased the Lowndes novel, and from it made the picture. Both were based on the sensational poisoning trial in Scotland in 1857 of Madeleine Smith, who was acquitted of murder. Intimate details of the trial were published in a series of "Notable British Trials" in 1927, admittedly the basis of the Sheldon-Barnes play.

M-G-M, in its appeal petition, contended that the original material was in the public domain and consequently available to anyone. It also claimed that there were differences in plots, characters and "emotional results" as between the play, novel and picture, and that these differences were such as to relieve it of the charge of plagiarism.

M-G-M also pointed out that hundreds of films have been based on similar sources which were the "public domain of literary or dramatic material," among them "Abraham Lincoln," "Oliver Twist" and "The Scarlet Letter."

It is indicated that if the Supreme Court refuses to hear the M-G-M appeal, the way may be open for other legal actions of the same nature, involving pictures which are based on material in the public domain, when that same material may have been used, prior to the release of a picture, as the basis of a play or other work.

Have to April 24 to Answer

WASHINGTON, April 6.—It may be several weeks before the Supreme Court decides whether it will hear the M-G-M appeal in the "Letty Lynton" case. Attorneys for Edward Sheldon and Margaret Ayer Barnes have until April 24 to file a brief protesting the appeal, and the high court will not make known its decision until some time after the brief is filed.

Hoffman Promises 30

MIAMI, April 6.—M. H. Hoffman, Jr., head of Pan American Studios, says his company intends to spend $4,500,000 in making 30 features this year. A sound stage now under construction will be rushed to completion, he said, and five others will be built later.

Ryan Sues E. M. Loew

BOSTON, April 6.—George S. Ryan today filed suit against E. M. Loew for $60,000 in Middlesex Superior Court. He claims the money is owed him as attorney's fees. He withdrew some time ago from Loew's $5,000.000 ant-trust suit against Paramount.

Staub Finishes Pact

HOLLYWOOD, April 6.—Ralph Staub has completed his contract at M-G-M and is off that lot.

EXTRA!

"SUTTER'S GOLD" BEATS "MAGNIFICENT OBSESSION" FIRST FOUR DAYS AT ORPHEUM THEATRE, SAN FRANCISCO!... AND LEADS EVERYTHING IN DENVER AT THE DENVER THEATRE, *says Variety!*

STEP OUT WITH UNIVERSAL!

Short Subjects

"Voice of Experience No. 10"

(Columbia)

Murder is the issue about which the plot of this number turns. The story is disconnected and hazy as it reveals the motive for the slaying and the eventual emotional consequences. The murderer, appealing to the Voice, is advised to go to the District Attorney with a lawyer and explain the case. When he does so, the case brought against him and for which he must face trial is that he had killed a dead man. The acting in the film is unconvincing, the logic sketchy. The possibilities are in selling to the rabid radio fans. Production Code Seal, No. 0380. Running time, 11 mins. "G."

"Screen Snapshots No. 8"

(Columbia)

This issue, following the procedure of the others, gives glimpses of the stars in their off-the-set moments. Lila Lee's and Patsy Ruth Miller's dress shop and the customers, Ruth Chatterton landing her airplane, George Breakston and Jackie Cooper shooting on a rifle range, Binnie Barnes and Mona Barrie falling all over themselves while roller skating and the gathering of practically all the thespians at the tennis matches. The audience should like this one. It is excellent for the addicts. Production Code Seal, No. 1,969. Running time, 10½ mins. "G."

"Caught in The Act"

(Columbia)

Spring and the effect it has on Andy Clyde as he pursues his amours give this story impetus. However, he is mistaken for a kissing madman and his troubles with the law begin. The reliable chase is present and the usual Clyde antics prevail as he goes through routine thrill situations. Some good gags are played and delivered and it should please where the comedian is liked. Also in the farce are Anne O'Neal, John T. Murray and Bobby Gordon. Production Code Seal, No. 1,975. Running time, 18 mins. "G."

"Spark Plug"

(Columbia)

Exciting animation and color blended with a far-fetched version of horse racing featuring Barney Google's horse and the characters of the cartoon strip give amusement to this short. Spark Plug fails to get away from the post in the first race and he is ostracized by his mascot, jockey and the world in general. However, in the second race he comes through and wins against Man O' War. Production Code Seal, No. 1,895. Running time, 7 mins. "G."

"Thrills with Daredevils"

(Columbia)

This number in the News World of Sports has moments which will make the audience catch its breath as they witness a collection of shots that contains plenty of movement, action and excitement. Trick motorcycle riding, horsemanship, an airplane landing on one wheel, hopping onto a glider from a speedboat, wire walkers, and a flying trapeze act in addition to much more that will be found interesting. Production Code Seal, No. 0906. Running time, 11 mins. "G."

Looking 'Em Over

"King of the Pecos"

(Republic)

John Wayne is a routine but active western. This should please the youngsters and the adults who still get a kick out of lively, horse-and-gun excitement on the screen. With Wayne are Muriel Evans and such western standbys as Yakima Canutt, Jack Clifford and Cy Kendall.

Wayne's father and mother are killed in the Pecos country by the land-grabber, Kendall, when Wayne is a boy. He vows to get even. As a young lawyer, years later, he goes into the Kendall bailiwick and finds the latter dominating the territory and robbing the ranchers of their cattle and land. Miss Evans is the daughter of a newly-arrived racher, also being victimized.

After a victory in court, won virtually by force of arms, Wayne organizes the cattlemen for a big drive as the price of steers goes up. Kendall and his men try to stop them from obtaining water at the only available waterhole en route. A lively battle, in which Wayne leads the ranchers, results in the rout of Kendall's men. Wayne pursues and disposes of the two men responsible for the death of his parents, and concludes the film in expected fashion with Miss Evans. Joseph Kane directed from a story by Bernard McConville.

Previewed without production code seal. Running time, 54 minutes. "G."

"The Mysterious Avenger"

(Columbia)

Rival cattle barons are suffering from a gradual depletion of their stock from the depredations of rustlers who ingeniously change the registered brands. Edward Le Saint and Lafe McKee, the ranchers, get together and try to solve the trouble. Charles Starrett, a Texas Ranger and son of McKee, is assigned to the case. After his father is murdered and as he is about to give a solution to the missing cattle, Starrett, motivated by a spirit of revenge, sets out and brings in the outlaws. It is good western drama played against an outdoor setting.

Wheeler Oakman, the heavy, grimaces and goes about his villainy in good style as usual. Joan Perry, as Le Saint's daughter, is an intelligent heroine and her performance is effective. Hal Price, as her brother, carries his part well. Charles Locher is the sheriff and delivers what humor is present. The rest of the cast, including a musical troupe, plays its small part well, generally helping to put the film over.

There are the required action and riding sequences which are effectively directed and photographed, respectively by David Selman and George Meehan. The story is by Peter B. Kyne.

The picture is for dual bills and the outdoor adventure clientele.

Production Code Seal No. 1,850. Running time, 55 minutes. "G."

Knight Joins Tomlin

Hollywood, April 6.—June Knight will join the Pinky Tomlin unit starting April 10 at the Fox, Detroit, and will continue with that F. & M. stage unit for five or six additional weeks in the east.

F. & M. are lining up a personal appearance tour for Jean Parker.

Nino Martini opens his coast concert tour April 20, returning to Hollywood May 11 to start "The Gay Desperado" for Pickford-Lasky.

Rush "Mountain Justice"

Hollywood, April 6.—Warners are rushing production of "Mountain Justice," a story dealing with a backwoods girl who murders her father. Bette Davis will play the leading role, and will be starred for the first time. The story is an original by Luci Ward, and Norman Reilly Raine is writing the screen play.

Francis Gooth Married

Portland, Me., April 6.—Francis Gooth, assistant manager of the M. & P. State. has been married to Eileen Marie Cash, at Dover, N. H.

Shaw Shifts Managers

New Haven, April 6.—Harry F. Shaw, Loew-Poli division manager, has promoted Frank Henson, Bijou manager, to Loew's Broad in Columbus, O. Henson was assistant in Columbus five years ago.

William Elder, Poli assistant, will replace Henson at the Bijou, while Al Weir takes Elder's position. The Loew staffs tendered Henson a farewell dinner at Kaysey's Restaurant.

Musical Set for Talley

Hollywood, April 6.—Marion Talley's first for Republic will be a musical, "Follow Your Heart," instead of "My Old Kentucky Home." The latter has been indefinitely postponed. Leonard Fields, Lester Cole and Nathaniel West will do the screenplay from the Dana Burnett original, "Spotlight." Aubrey Scotto will direct.

Victory Starts New Film

Hollywood, April 6.—Victory Pictures has started production on "Rio Grande Romance." The cast is headed by Eddie Nugent and Maxine Doyle. The story is based on a Peter B. Kyne novel. Robert Hill is directing.

Variety Club

Cleveland

Cleveland, April 6.—Variety Club is planning a luncheon on April 13, with the entire Cleveland baseball team and its owner, Alva Bradley, as guests. This will be the first appearance of the team this season, and will precede its opening game. Four "kings" have been appointed to take care of the guests. They are Ed Bang, sports editor of *The News;* Fred Meier of *The News;* John D. Kalafat and Myer Fine of Associated Theatres. Tables will be set in the shape of a diamond.

The annual benefit show is now in process of planning. It will take place late in April on a date to be named later.

I. J. Schmertz, president, and Nat Holt, past president, will represent the club at the Columbus Variety banquet April 18-19, and Frank D. Drew, M-G-M, will represent the national organization.

Omaha

Omaha, April 6.—A lease has been signed with the Fontenelle hotel by Variety club to take over the former Mayfair Club which will be redecorated and made ready for occupancy by June 1. The new quarters will be more spacious than those at the Paxton and will be air cooled.

D. V. McLucas, chief barker, and H. J. Shumow, former chief barker, will be delegates to the national convention at Columbus. Alternates are Eddie Shafton and Everet Cummings.

Washington

Washington, April 6. — Variety has had its first amateur show with Harry S. Brown as king for the day.

With Frankie Bauer, from Baltimore's Penthouse, as master of ceremonies, the acts were run off, with all participants lining up later to be judged by applause for the prizes. Petite acrobatic dancer Betty Cavanaugh took first; Cleo "Tiny Tim" Homan, hefty tap dancer, second, and Tommy Hier and His Harmonica Harmonizers, third.

Others participating were Robert Cochran, crooner; Jack Brent, Irish tenor; Miss Fontaine, blues singer; D. E. Gartner, imitator, and Betty Boorman, girl hill-billy.

All the performers have been prize winners at the amateur shows conducted at theatres under the control of Sidney B. Lust, and were presented through arrangements with Dave Ginsberg.

The smoker scheduled for April 6 has been cancelled. Formal activities of the tent will be resumed on April 13, when the Committee on Social Activities. with A. Julian Brylawski, chairman, will sponsor a smoker.

Pittsburgh Casino Cuts

Pittsburgh, April 6.—With a change in policy from pictures and stage units to double features, George Jaffe has also put into effect a drastic price reduction at his independently-operated Casino.

The scale has been lowered from 25. 35 and 40 cents to 20 cents from opening until 1 P.M. and 25 cents from then until closing. This makes the Casino top. 15 cents cheaper than that of any other first run house in town.

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D.C., High Intensity Lamps—Condenser Type

Amperes	Positive Carbon	Negative Carbon
120-130	13.6 mm. x 22″ National High Intensity White Flame	$\frac{3}{8}$″ or $\frac{7}{16}$″ x 9″ National Orotip Cored Projector
140-160	16 mm. x 20″ National High Intensity White Flame	$\frac{7}{16}$″ x 9″ Extra Heavy Coated, National Orotip Cored Projector

D.C., "High-Low," Reflector Arc Lamps

Amperes	Positive Carbon	Negative Carbon
60-85	9 mm. x 20″ National "High-Low" White Flame	$\frac{5}{16}$″ x 6″ or 9″ National Orotip Cored Projector

D.C., High Intensity Lamps with Non-rotating Positives

Amperes	Positive Carbon	Negative Carbon
42-50	7 mm. x 12″ SUPREX Cored	6 mm. x 9″ SUPREX Cored
56-65	8 mm. x 12″ SUPREX Cored	6.5 or 7 mm. x 9″ SUPREX Cored

A.C., High Intensity Lamps

Amperes	Carbon
60-65	7 mm. x 12″ National Copper Coated A.C. High Intensity
75-80	8 mm. x 12″ National Copper Coated A.C. High Intensity

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Time Magazine Does an Overboard On Wells Pic

"Things To Come" barged into the pages of "Time" with a bang, and the results are still being heard around town.

The "Time" reviewer rolled up his sleeves, let his hair down, and delivered himself of a rave review on the Alexander Korda-H. G. Wells film.

What more can you ask than this terrific plug: " 'Things To Come' is therefore magnificent entertainment and a tribute to the sound showmanship that has made Producer Korda the kingpin in England's booming cinema industry."

That "Things To Come" is a special of such size and scope and importance that it will probably set the industry on its ear is indicated in the following excerpt: "As a spectacle 'Things To Come' compares favorably with its Hollywood rivals, from 'Intolerance' to 'The Crusades.' "

Of the author, H. G. Wells: "The climax of the picture is an even more explicit description . . . than that foresighted author has ever divulged to his reading public."

To sum up, "Time" issues a challenge to the industry: " . . . it is likely to make bigwigs in Hollywood scratch their heads about a future much more immediate than 2036!"

"Things To Come" will move into the Rivoli (New York) immediately after "These Three" ends its run at that theatre. Shortly after that it will be released throughout the country by United Artists.

"Things To Come" Shows Fashions of the Future

"Things To Come" presents:

The greatest fashion show ever staged in the history of motion pictures—a PRE-VIEW of TOMORROW'S CLOTHES!

In "Things To Come" the camera reveals:

Short skirts are coming back—for men and women!

The bathing suit of 1936 is the street dress of 2036! 750 pairs of shapely legs prove it.

No more boiled shirts for men! No more belts, no more buttons, no more hats, no more pockets. Wells predicts freedom for men!

Wrist telephones, wrist televisors, wrist radios—all combined in one decorative and delicate instrument no heavier than a watch!

Comfortable. low-heeled sandals for men and women. No socks or stockings, no gaiters, no runs!

All-year-round shorts for men and a light tunic instead of a polo coat.

A business suit of silver cloth for the white collar "slave" on a two-hour working day.

A permanent wave that lasts a lifetime!

A law making beauty compulsory and an educational system to teach the formula of health and beauty!

Comfort, style, uniqueness—a fashion parade of the future to inspire the envy of your audiences!

Lit Dige Praises!

Literary Digest, March 28, reviews "Things To Come," jumping on the band-wagon that has been deafening in its praise for the spectacular Alexander Korda-H. G. Wells film.

"This astonishing film," says the Digest, "is going to make the aging wish they could hold out to 2036."

In addition to its enthusiastic review the Digest also carries pictures showing a striking scene in the year 2055, from "Things To Come."

"Unequalled!" —News-Week

"News-Week" spread itself in its review of "Things To Come," the sensational Alexander Korda-H. G. Wells film.

"Alexander Korda's production," goes that magazine's rave, "is magnificent and unequalled. Its imaginative photography and excellent treatment give no quarter to anything previously done on similar lines."

Two catchy scenes from the picture adorn the page over the review.

Korda-Wells Film Debated in Legislatures of World

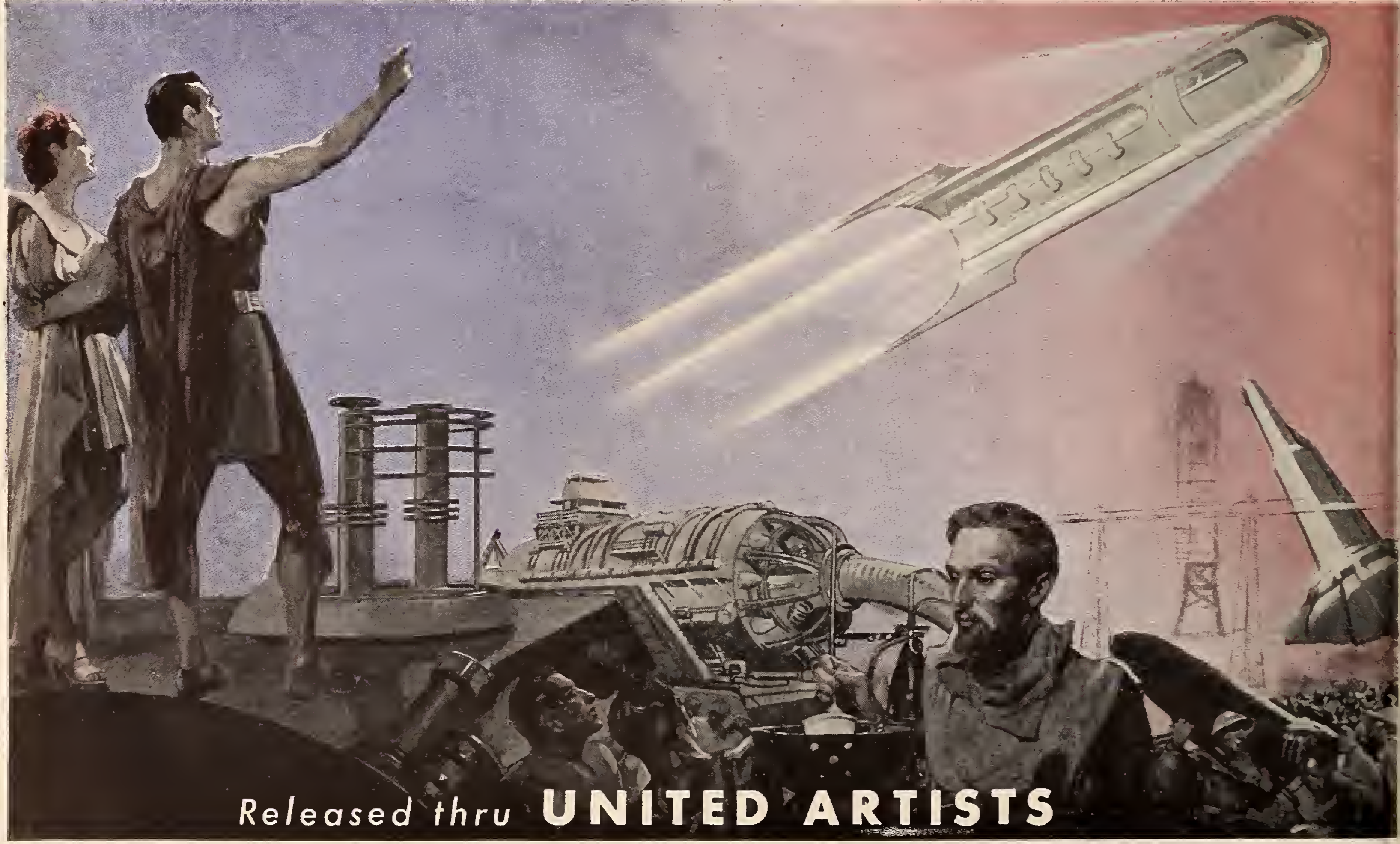
Cited by speakers in both the British House of Commons and the French Chamber of Deputies, the Alexander Korda production of H. G. Wells's "Things To Come" bids fair to become a point of reference in legislative bodies throughout the world.

Sir Philip Sassoon, Under Secretary of the Air Forces, devoted considerable time to the picture in introducing air estimates in the House of Commons recently.

"Doubtless," he said, "Members of Parliament have seen the very striking film, 'Things To Come'. Mr. Wells has with his vivid penetrative insight seized upon and illustrated two things which I believe to be profoundly true. Firstly, that there is a growing community of spirit among airmen of whatever nationality, which may ultimately exercise profound influence over world relations. Secondly, that Wings Over the World (Mr. Wells's name for his organization of airmen) in the sense I indicated may one day prove the greatest force for peace that mankind has yet seen."

The reference to the Wells film in the French Chamber of Deputies folowed a spirited debate on the political situation across the border.

Inasmuch as the film will be shown in Washington tomorrow to an audience of Supreme Court Justices, Ambassadors, Cabinet members and Congressmen. similar comment may follow in the legislative bodies of the United States.



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T DWARFS THE PICTURES OF
HE PAST AND CHALLENGES
HE PICTURES OF THE FUTURE!

H. G. WELLS'

THINGS TO COME

An ALEXANDER KORDA Production
with
RAYMOND MASSEY · RALPH RICHARDSON
SIR CEDRIC HARDWICKE · PEARL ARGYLE
PATRICIA HILLIARD · MARGARETTA SCOTT
And a cast of 20,000
Directed by WM. CAMERON MENZIES
A LONDON FILM

hings To Come" Gets Class Capitol Preview

A special showing of the Alex-der Korda production of H. G. ells's "Things To Come"—reserved Justices of the Supreme Court, bassadors and member of the eign legations, Cabinet Members, ngressmen, Commissioners, lead- of the world press and others nprising the elite of the nation's ital—will be held in Washington norrow evening (April 7).

Vashington newspapers have en giving the showing a tremen-ıs break in their columns. Indi-ions are that the preview will be najor event in the Washington ial calendar, and the guests dged to attend will represent the st distinguished audience ever to ness a motion picture.

To add to the impressiveness of occasion, arrangements have n made for a transatlantic tele-one talk from Mr. H. G. Wells in ndon to the distinguished audi-e at the Wardman Park Theatre, ere the showing will be held. ents incident to the showing will broadcast over Station WOL.

n addition to the regular Wash-ton correspondents for the lead- newspapers of the world, resentative newspapermen from timore, Wilmington, Richmond l Norfolk have been invited to end.

Things To Come" is a United ists release. Its general distribu-n to theatres throughout the ntry will follow shortly after the cial showing.

Personalities

An international incident may result from the special showing of H. G. Wells's "Things To Come" in Washington tomorrow evening. The Washington Sunday Star reports that "certain diplomats are beating each other over the head in order to get tickets and the whole town is reaching some kind of boiling point in anticipation thereof."

Raymond Massey, star of "Things To Come" will be guest of Sir Ronald Lindsay, British Ambassador to the United States, and Lady Lindsay, prior to the showing. If he gulps his cup it's because he has to be back in New York in time for the evening performance of "Ethan Frome" in which he is starring.

William Cameron Menzies, director of the Wells screen play was to have been in Washington for the opening, but could not be reached in time. After months of arduous labor on the picture, with its dizzy forecasts, its exciting climaxes, its monster machines of the future, he fled for the tall timber of the North Woods, on a much needed vacation.

Double Truck In Time

Time Magazine, in its April 6 issue, broke all precedents, and for the first time in its history turned over two full pages to still pictures plugging a movie!

Pages 45 and 46 contain a double-truck with a dozen striking scenes from the Alexander Korda-H. G. "Things To Come." When a motion which will soon be generaly released through United Artists.

This magnificent break is more than an ordinary layout. The pictures are arranged in continuity, and the captions tell just enough of the story of "Things to Come" to excite any reader of the magazine into wanting to see the picture. This gives it a "teaser" quality.

It is a tribute to the widespread interest that has been aroused in "Things To Come." When a motion picture is given such a tremendous break in a magazine of more than 600,000 circulation in which space is at a premium, it means that the picture is big, important, and demands top consideration.

"Things To Come" Biggest Screen Play of All Time

"Things To Come," produced by Alexander Korda, ace film-maker of Great Britain, and written by H. G. Wells, author of some 60 volumes of history and fiction, is the biggest picture to come out of England. It represents the greatest outlay of time, energy and ingenuity ever given to such a spectacle.

In "Things To Come" Wells shows the annihilating effects of the next world war and the reconstruction of the world on a scientific basis. He visualizes a new race, living in beautifully landscaped underground cities, free from disease, war and economic disturbances.

It is not surprising to learn that it took thirteen months to prepare, and eleven months to shoot a project of this magnitude. More than 200,000 feet of film were used to produce the final 9,000 feet which audiences will get in 90 minutes.

The brilliant trick photography employed by Ned Mann, Hollywood's camera genius, is an exciting feature of "Things To Come."

The largest number of extras required for any one scene in "Things To Come" wil be seen in the climax of the picture, where 2,000 men and women form a surging crowd which storms the base of the space gun when a boy and girl offer themselves for the experiment. George Perinal, head cameraman, spent three days arranging the hundreds of arc lights necessary to flood this set with sunshine.

ADVERTISEMENT

"Colleen" at $15,000 Top In Pittsburgh

PITTSBURGH, April 6.—With only three downtown houses open as against the customary six, the first run situation here still remains in a state of confusion as a result of the flood. One of these theatres, the Davis, has been opened by Warners as an emergency measure to take care of product accumulating from the enforced shutdown of the Penn and Stanley.

With conditions still pretty much unsettled, business for the trio that managed to get going again was only fair. The Davis made the best showing of all, getting around $5,000 with "Colleen" in six days, while the Warner, in five days with "13 Hours By Air," collected in the neighborhood of $4,000 for this abbreviated session. The Casino, switching to double features from singles and stage units, had only four days for "Waterfront Lady" and "Headline Woman" and had to be content with a trifle short of $2,000 for that period.

Total first run grosses were $11,000. Average is around $12,500.

Estimated takings for the week ending April 2:

"WATERFRONT LADY" (Academy)
"HEADLINE WOMAN" (Mascot)
CASINO—(1,800), 25c-40c, 4 days. **Gross:** 2,000. (Average, for 7 days, $3,000)

"COLLEEN" (W. B.)
DAVIS—(1,750), 25c-40c, 6 days. **Gross:** $5,000. (Average, for 7 days, $4,500)

"13 HOURS BY AIR" (Para.)
WARNER — (2,000), 25c-40c, 5 days. **Gross: $4,000.** (Average, for 7 days, $5,000)

"Snowed Under" Is Indianapolis Lead

INDIANAPOLIS, April 6.—In a week marked by dull business, the Lyric led with $8,000 for "Snowed Under" and a vaudeville program titled "Going Hollywood."

Second in line was "Love Before Breakfast," which, teamed with "First a Girl," brought $6,100 into the Indiana. A second week of "Colleen" at the Apollo took $3,500.

Five years to the day after its first opening at the Apollo, the revival of Will Rogers' version of "A Connecticut Yankee" was begun. The local showing is the first test of the revival. The first day brought hopes of a $6,000 week.

Total first run business was $26,150. Average is $28,000.

Estimated takings for the week ending April 3:

"COLLEEN" (W. B.)
APOLLO—(1,100), 25c-40c, 7 days, 2nd week. **Gross:** $3,500. (Average, $4,000).

"GIVE US THIS NIGHT" (Para.)
"PREVIEW MURDER MYSTERY" (Para.)
CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $3,150. (Average, $4,000)

"LOVE BEFORE BREAKFAST" (Univ.)
"FIRST A GIRL" (G. B.)
INDIANA — (3,200), 25c-40c, 7 days. **Gross:** $6,100. (Average, $7,000)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"YOU MAY BE NEXT" (Col.)
LOEW'S—(2,800), 25c-40c, 7 days. **Gross:** $5,400. (Average, $6,000)

"SNOWED UNDER" (F. N.)
LYRIC—(2,000), 25c-40c, 7 days. Vaudeville. **Gross:** $8,000. (Average, $7,000)

"Pine" Is $4,200 Leader in Lincoln

LINCOLN, Neb., April 6.—"Trail of the Lonesome Pine" made the chips fly this week and it reached pre-Lenten figures with $4,200, marking up the fourth straight week that the Stuart has been booming widely over the average mark. The $4,200 take represents a margin of $1,100 over par.

"Colleen" and the Orpheum composite vaudeville and film bills ran low for the week. "Colleen" was at the Lincoln and about $300 above the norm on a $2,500 take. It started well, but dropped later.

The Colonial closed last week and the policy was taken care of by the Liberty, a 1,200-seat house.

Total first run business was $10,800. Average is $9,850.

Estimated takings:

Week Ending April 1:

"MAN HUNT" (W. B.)
"LEATHERNECKS HAVE LANDED" (Republic)
" 'NEATH ARIZONA SKIES" (Lone Star)
LIBERTY—(1,200), 10c, 7 days. **Gross:** $1,100. (Average, $850)

Week Ending April 2:

"DON'T GAMBLE WITH LOVE" (Col.)
"PASSING OF THE 3RD FLOOR BACK" (G. B.)
VARSITY—(1,100), 10c-20c-25c, 7 days. **Gross:** $900. (Average, $1,300)

"COLLEEN" (W. B.)
LINCOLN—(1,600), 10c-20c-25c, 7 days. **Gross:** $2,500. (Average, $2,200)

"EVERY SATURDAY NIGHT" (20th-Fox)
"INVISIBLE RAY" (Univ.)
"BIG BROADCAST" (Para.)
ORPHEUM—(1,350), 10c-15c-25c-35c-40c, 7 days. **Gross:** $2,100. (Average, $2,100)

Week Ending April 3:

"TRAIL OF THE LONESOME PINE" (Para.)
STUART—(2,000), 10c-25c-40c, 7 days. **Gross:** $4,200. (Average, $3,100)

"These Three" Is Providence Winner

PROVIDENCE, April 6. — Exceeding expectations as an audience draw, "These Three" climbed over the usual take of $12,000 at Loew's State by $1,800 and won unanimous press raves. The only other theatre in the downtown belt to touch par was Fay's, which was $400 over its usual $7,000 with "Bridge of Sighs" and a stage revue, "Spices of 1936."

The Strand, with "13 Hours by Air" and "Dancing Feet," caught $6,000, which was $500 under, and the RKO Albee did only $4,000 with "Silly Billies" and "The House of a Thousand Candles." The house par is $7,000. At the Majestic "Everybody's Old Man" and "Gentle Julia" brought in $6,000, down $1,000 from the average gross.

Total first run business was $37,200. Average is $39,500.

Estimated takings for the week ending April 2:

"13 HOURS BY AIR" (Para.)
"DANCING FEET" (Republic)
STRAND—(2,300), 15c-40c, 7 days. **Gross:** $6,000. (Average, $6,500)

"EVERYBODY'S OLD MAN" (20th-Fox)
"GENTLE JULIA" (20th-Fox)
MAJESTIC—(2,400), 15c-40c, 7 days. **Gross:** $6,000. (Average, $7,000)

"BRIDGE OF SIGHS" (Chesterfield)
FAY'S—(1,600), 15c-40c, 7 days. Stage: "Spices of 1936." **Gross:** $7,400. (Average, $7,000)

"THESE THREE" (U. A.)
"YOU MAY BE NEXT" (Col.)
LOEW'S STATE—(3,800), 15c-40c, 7 days. **Gross:** $13,800. (Average, $12,000)

"SILLY BILLIES" (Radio)
"HOUSE OF A THOUSAND CANDLES" (Republic)
RKO ALBEE—(2,300), 15c-40c, 7 days. **Gross:** $4,000. (Average, $7,000)

"Petticoat Fever" $8,700 in Houston

HOUSTON, April 6.—"Petticoat Fever" was the money-maker here last week, grossing $1,700 above the usual $7,000 with a total take of $8,700 at Loew's State.

"A Midsummer Night's Dream," playing two shows a day at advanced prices and reserved seat policy, at the Majestic had a take of $4,500 in four days, which was up to expectations. "Trail of the Lonesome Pine," held over three days from the previous week, brought the Majestic total for the week to the average $7,000.

"Klondike Annie" at the Metropolitan fell slightly under par, with $6,800. Average is $7,000.

"The Invisible Ray," at the Kirby three days, hit par with $3,000. "Silly Billies" at the Kirby midweek was also off, the take of $1,200 being under the line by $300.

Total first run business was $27,700. Average is $26,000.

Estimated takings for the week ending April 2:

"THE INVISIBLE RAY" (Univ.)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $3,000. (Average, $3,000)

"MUSS 'EM UP" (Radio)
KIRBY—(1,450), 15c-35c, 1 day. (Bank Night). **Gross:** $1,000. (Average, $400)

"SILLY BILLIES" (Radio)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $1,500. (Average, $1,500)

"PETTICOAT FEVER" (M-G-M)
LOEW'S STATE — (2,750), 25c-40c, 7 days. **Gross:** $8,700. (Average, $7,000)

"TRAIL OF LONESOME PINE" (Para.)
MAJESTIC—(2,250), 25c-50c, 3 days, 2nd week. **Gross:** $2,500. (Average, $3,000)

"MIDSUMMER NIGHT'S DREAM" (W. B.)
MAJESTIC—(2,250), 50c-$1.50, 4 days. **Gross:** $4,500. (Average, $4,000)

"KLONDIKE ANNIE" (Para.)
METROPOLITAN — (2,600), 25c-50c, 7 days. **Gross:** $6,800. (Average, $7,000)

"Exclusive" Gets $2,200, Oklahoma

OKLAHOMA CITY, April 6.—"Exclusive Story," with a take of $2,200 at the Capital, made the best comparative showing of the week.

"Three Live Ghosts," helped by a stage show for four days at the Liberty, reached $2,150. Average for seven days is $3,000. "Colleen" was $100 under normal on a take of $4,900 at the Criterion.

Total first run business was $12,025. Average is $14,000.

Estimated takings for the week ending April 4:

"COLLEEN" (W. B.)
CRITERION — (1,700), 10c-20c-36c-55c, 7 days. **Gross:** $4,900. (Average, $5,000)

"DESIRE" (Para.)
MIDWEST — (1,500), 10c-26c-36c-56c, 7 days. **Gross:** $2,000. (Average, $4,000)

"EXCLUSIVE STORY" (M-G-M)
CAPITOL—(1,200), 10c-20c-26c-36c-41c, 7 days. **Gross:** $2,200. (Average, $2,000)

"THREE LIVE GHOSTS" (M-G-M)
LIBERTY — (1,500), 10c-20c-26c-41c, 4 days. **Gross:** $2,150. Stage: Wally Vernon with "Kit Kat Club" revue. (Average for week, $3,000)

"VOICE OF BUGLE ANN" (M-G-M)
LIBERTY — (1,500), 10c-20c-26c-36c, 3 days. **Gross:** $825. (Average for week, $3,000)

Nat Lefton Is Ill

CLEVELAND, April 6.—Nat L. Lefton, Republic franchise owner, is ill at his home.

Jews Observe Passover

Jewish members of the industry last night began observance of Passover.

"Colleen" Is $24,000 High With Hub Unit

BOSTON, April 6.—Grosses held up fairly well in spite of the approach of the closing of Lent. "Colleen" at the Metropolitan, with a stage show which consisted of the "Springtime Frolics" unit, took $24,000, over par by $2,000.

"Don't Get Personal," with a revue on the stage for a second week at the RKO Boston, also was $2,000 over the line on a gross of $19,000. All other houses hovered around par.

Total first run business was $90,500. Average is $87,500.

Estimated takings for the week ending April 3:

"COUNTRY DOCTOR" (20th-Fox) (2nd Run)
"WIDOW FROM MONTE CARLO" (W. B.)
FENWAY — (1,382), 30c-50c, 7 days. **Gross:** $4,500. (Average, $4,500)

"SUTTER'S GOLD" (Univ.)
KEITH'S MEMORIAL—(2,907), 25c-65c, 7 days. **Gross:** $11,000 (Average, $12,000)

"THESE THREE" (U. A.)
LOEW'S ORPHEUM—(2,970), 25c-55c, 7 days. **Gross:** $13,000. (Average, $13,000)

"THESE THREE" (U. A.)
LOEW'S STATE — (3,537), 25c-55c, 7 days. **Gross:** $12,000. (Average, $12,000)

"COLLEEN" (W. B.)
METROPOLITAN — (4,332), 35c-65c, 7 Stage: "Springtime Frolics" with Eddie Garr, Frazee Sisters, Wally Brown, Dan & June, Edar King, Paul Florenze troupe. **Gross:** $24,000 (Average, $22,000)

"COUNTRY DOCTORS" (20th-Fox) (2nd Run)
"WIDOW FROM MONTE CARLO" (W. B.)
PARAMOUNT—(1,793), 25c-50c, 7 days. **Gross:** $7,000. (Average, $7,000)

"DON'T GET PERSONAL" (Univ.)
RKO BOSTON—(3,246), 35c-65c, 7 days. Stage: "Folies Comique de Paris" (Second week), Edward Rosenwald and his Orches-tr.a. **Gross:** $19,000 (Average, $17,000)

Penn, Stanley Rush Repairs for Opening

PITTSBURGH, April 6.—Both the Penn and Stanley are rushing repairs in an effort to get open for the Easter business. It is indicated that the Penn will be in shape to resume Friday, with the Stanley getting under way Saturday.

Some sections of the theatres will have to be shut off for a time and work will be done at night. The Stanley will play only pictures for at least a week or two, since it will take that long to install a new stage at the Warner house.

For their reopening attractions, the Penn will have "The Singing Kid," while the Stanley will get "Small Town Girl."

The Fulton and Alvin, the two other first run houses damaged by high water, are being delayed on seat and carpet replacements and it's doubtful that they will get going again before another two weeks.

Ernst Fegte to Marry

HOLLYWOOD, April 6.—Ernst Fegte, Paramount studio designer, will plane to New York, Thursday, where he will be married to Eileen O'Keene, a non-professional.

William Robinson Dies

BELMONT, N. C., April 6.—William T. Robinson, 62, the first to operate a film theatre in this city, is dead here.

QUALITY

PRODUCERS of many special-purpose pictures must have Eastman Super X Panchromatic Negative because of its unusual characteristics. And the bulk of the industry's big feature hits regularly benefit by its unmatched photographic quality. Eastman Kodak Company, Rochester, N. Y. (J. E. Brulatour, Inc., Distributors, Fort Lee, New York, Chicago, Hollywood.)

EASTMAN *SUPER X*

PANCHROMATIC NEGATIVE

"Petticoat" Dual Louisville's Best

LOUISVILLE, April 6.—In a week marked by low grosses, Loew's State made the best showing with a dual bill, "Petticoat Fever" and "You May Be Next." At that the takings were $300 below par, on a $5,500 average.

"Woman Trap" and "The Preview Murder Mystery" failed to stir up much interest at the Rialto, taking only $4,000. "Love On a Bet," coupled with "Three Godfathers" at the Brown, failed to get going, and could do no better than $2,600, $200 below par.

Interest in the first starring vehicle of Irwin S. Cobb, native son, was at a low point, and "Everybody's Old Man," dualled with "Here Comes Trouble," could garner no better than $3,300, under the line by $200.

The National, with a well rounded vaudeville bill headed by the O'Conner Family and "Man Hunt" on the screen for four days, did fair business, but the final three days of the week's dual featuring "Transatlantic Merry Go Round" and "All Quiet on the Western Front," failed to get much attention. Gross on the seven days equalled a par $3,000.

Total first run business was $21,900. Average is $24,200.

Estimated takings for the week ending April 2:

"PETTICOAT FEVER" (M-G-M)
"YOU MAY BE NEXT" (Col.)
LOEW'S STATE—(3,000), 15c-25c-40c, 7 days. **Gross:** $5,200. (Average, $5,500)

"WOMAN TRAP" (Para.)
"PREVIEW MURDER MYSTERY" (Para.)
RIALTO—(3,000), 15c-25c-40c, 7 days. **Gross:** $4,000. (Average, $4,500)

"LOVE ON A BET" (Radio)
"THREE GODFATHERS" (M-G-M)
BROWN—(1,400), 15c-25c-40c, 7 days. **Gross:** $2,600. (Average, $2,800)

"EVERYBODY'S OLD MAN" (20th-Fox)
"HERE COMES TROUBLE" (20th-Fox)
STRAND—(1,500), 15c-25c-40c, 7 days. **Gross:** $3,300. (Average, $3,500)

"COLLEEN" (W. B.)
MARY ANDERSON—(1,000), 15c-25c-40c, 7 days, 2nd week. **Gross:** $2,600. (Average, $3,500)

"MAN HUNT" (W. B.)
"TRANSATLANTIC MERRY GO ROUND" (U. A.)
"ALL QUIET ON THE WESTERN FRONT" (Univ.)
NATIONAL—(2,400), 15c-25c-40c, 7 days. Stage: Vaudeville, O'Conner Family, Johnny Special, Abbott, Robey & Beill, Johnnie Rexola & Company, Jordan and Grace, four days, straight pictures three days. **Gross:** $3,000. (Average, $3,000)

"THE INVISIBLE RAY" (Univ.
"THE MELODY LINGERS ON" (U. A.)
"SYLVIA SCARLETT" (Radio)
"SEVEN KEYS TO BALDPATE" (Radio)
ALAMO—(900), 15c-25c, 7 days, split week. **Gross:** $1,200. (Average, $1,400)

Eddie Corcoran Passes

PHILADELPHIA, April 6.—Word has benn received here of the death of Eddie Corcoran, veteran Paramount exploitation and publicity man, who was stricken aboard a transcontinental train Saturday and died in Syracuse, Kan., yesterday.

McGowan Yarn for Radio

HOLLYWOOD, April 6. — An original by Dorrell McGowan and Stuart Edward McGowan called "White Heat" has been acquired by Radio. John E. Burch and Ernest Pogano will be co-producers.

Walsh on "Spendthrift"

HOLLYWOOD, April 6.—Raoul Walsh has been engaged to direct "Spendthrift" for Walter Wanger.

Out Hollywood Way

HOLLYWOOD, April 6.—FLOYD CROSBY, head of Pioneer camera department, shooting Technicolor tests at Monterey. . . . MARGARET BENNETT, formerly Louis B. Mayer's secretary, to share with SILVIA SCHULMAN duties of secretary to DAVID O. SELZNICK. . . . SIR GUY STANDING back at his ranch home at Malibu Lake. . . . WILLIAM WYLER back from New York, where he worked on the script of "Dodsworth," which he will direct. . . . GENE COHN in from New York as assistant in Pioneer publicity department.

NEVILLE REAY named assistant to RUSSELL BIRDWELL, Selznick International publicity chief. . . . LYLE MORAINE signed to a long term Warner contract. . . . LILI DAMITA booked for personal appearances by F. & M. . . . HAROLD KEMP, in charge of the F. & M. agency here, back from New York. . . . Republic puts next JOHN WAYNE, "The Lonely Trail" into work. . . . JANE WITHERS and her mother back from a personal appearance tour. . . . PAT O'BRIEN starts "Everybody's Sweetheart" at Warners on completion of "Public Enemy's Wife."

Warners instituting an insurance drive among employes, offering a low rate as inducement. . . . DANNY DARE signed by Paramount to direct a dance number for "Three Cheers for Love." MIGUEL MARIANO GOMEZ, president-elect of Cuba, and Mayor SHAW of Los Angeles, guests at a Paramount luncheon the other day. . . . Columbia buys "No Gold Medal," magazine story by LEONARD LEE. . . . ARTHUR ZELLNER leaves Warner publicity department for Selznick International. . . . OMAR KIAM, Goldwyn costume designer, back from New York with materials for costumes.

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Casting—VICTOR JORY, RUSSELL HARDIE, JOAN PERRY, THURSTON HALL in Columbia's "Fer de Lance." . . . NEAL FITZGERALD, MILTON OWEN and JOHN KASCIER in "Lost Horizon," same studio. . . . EDWARD EARLE, GENE STONE, CHARLES SHERLOCK and PAUL KRUGER in "Queer Money," also Columbia. . . . HENRY ARMETTA loaned by Universal for Twentieth Century-Fox's "Mercy Killer." . . . Radio sets HENRY B. WALTHALL in "Last of the Bad Men" and RALPH FORBES in "Mary of Scotland." . . . At Paramount INEZ COURTNEY in "Three Cheers for Love" and LUCILLE GLEASON in "Rhythm of the Range." . . . Republic adds LON CHANEY, JR., and LOIS WILDE to "The Singing Cowboy." . . . Warners add ROSALIND MARQUIS to "Earthworm Tractors."

ROBERT MCWADE, EDWARD NUGNET, LEONARD CAREY, BERTON CHURCHILL and HEDDA HOPPER in Radio's "His Majesty Bunker Bean." . . . LYLE TALBOT and NAT PENDLETON in Columbia's "Smart Sister." . . . VIRGINIA WEIDLER and BILLY LEE have the leading child roles in "Ah, Miss Keane." . . . JAMES CONLIN in Paramount's "And Sudden Death." . . . PAT PATERSON gets lead opposite HENRY FONDA in Walter Wanger's "Spendthrift." . . . JOHN MILJAN in 20th-Fox's "Private Number." . . . MARY ASTOR opposite LYLE TALBOT in Columbia's "Trapped by Television."

COLIN KENNY in Warners' "The Charge of the Light Brigade" and HARRY K. MORTON in the same studio's "Love Begins at 20." . . . BRENDA FOWLER added to the cast of WALTER WANGER'S "The Case Against Mrs. Ames." . . . MARGARET CALLAHAN gets feminine role in Radio's "The Last of the Bad Men." . . . LUCILLE BALL in feature role of Radio's "His Majesty Bunker Bean." . . . CHARLES RUGGLES and MARY BOLAND have leading roles in "Hotel Haywire," Paramount. . . . REGINALD OWEN in "The Duchess," same studio. . . . LUCY BEAUMONT in M-G-M's "The Witch of Timbuktu." . . . DIXIE DUNBAR in "Once Every Year," 20th-Fox. . . . SCOTT BECKETT joins the cast of "The Case Against Mrs. Ames," forthcoming Wanger production.

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Writers—Radio borrows JANE MURFIN from Samuel Goldwyn to write script for "Street Girl," next for LILY PONS. . . . ROBERT N. LEE doing screenplay for "The Devil Commands" at Republic. . . . OWEN DAVIS working on original for Paramount. . . . FRANK R. ADAMS at Palm Springs working on script of his "A Kiss in the Sun" for Paramount. . . . DALE VAN EVERY on script of "The Son of Monte Cristo" at Radio. . . . BRADFORD ROPES writing an original, "Three a Day" at Warners. . . . MARY MCCALL, JR., working on script of "Everybody's Sweetheart," same studio. . . . JULES FURTHMAN borrowed from M-G-M to assist HOWARD HAWKS, director, on script of "Come and Get It," for Samuel Goldwyn.

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Title Changes—Warners change the title of "Murder in the Big House" to "Jail Break." . . . Same studio retitles "Big Business" to "Big Noise." . . . Universal change "What Price Parole," to "Parole" and "Crashing Through" to "Crasher Donovan." . . . Radio has titled the next Wheeler and Woolsey film "Mummy's Boys."

Keighley Is Re-Signed

HOLLYWOOD, April 6. — William Keighley has been re-signed by Warners to a new long-term directorial contract. He is now directing Edward G. Robinson in "Bullets and Ballots" and recently finished co-direction of "Green Pastures" with Marc Connolly.

"Mummy's Boy" Picked

HOLLYWOOD, April 6.—"Mummy's Boy" will be the title of Wheeler and Woolsey's next for Radio. It is being adapted by Charles Roberts from an original by Lew Lipton and Jack Townley. Fred Guiol will direct.

Warners Sign Pashlan

HOLLYWOOD, April 6.—Frank Pashlan, who does a comic strip for Consolidated News Features under the pen name of "Tish Tash," has been added to the Looney Tune and Merrie Melodies story department at Warners.

Cohn Heads East Soon

HOLLYWOOD, April 6.—Jack Cohn is slated to leave for New York in a few days. He has been here conferring with his brother, Harry, on Columbia's 1936-37 program.

Fairfield County's Bank Night Ban End

BRIDGEPORT, April 6.—The Ban Night ban has been lifted throughot Fairfield County, following a confer ence between William H. Comle states attorney; Lorin W. Willis, as sistant, and D. Harold Cotter, cit prosecutor. The authorities decide that the game was not prohibited un der the state lottery law, since no con sideration except registration was re quired for eligibility to win. Screen is still prohibited, as are Beano an Bingo.

Stamford theatres are still not per mitted to use the cash awards.

Hold New Haven Benefi

NEW HAVEN, April 6.—Cooperatin in a 14-act midnight show at the Pol the Paramount, Roger Sherman an Poli and the *Journal-Courier* netted considerable sum for the benefit c flood sufferers. Harry F. Shaw, Pol New England division manager, acte as master of ceremonies. The prograr featured Lewis and Ames, Will an Gladys Ahearn, Oshins and Leshy an others. The New Haven Civic Or chestra, Seven Gables Orchestra an Harry Berman's ensemble provide the music.

Indianapolis Men Hurt

INDIANAPOLIS, April 6.—Ira Di sound engineer, and Fred Wright, pro jectionist, were burned on the face an hands in an explosion of film in th Stratford, neighborhood house. Flame were confined to the operator's boot Dix and Wright are recovering in th Methodist Hospital.

Trekolog Films Moves

Trekolog Films, Inc., distributor o the travel films produced by the Vo Baumann-Roosevelt expedition, ha moved into the RKO Bldg., Rocke feller Center.

Wall Street

Universal Gains 6¼ Pts. on Boar

	High	Low	Close	Net Chang
Columbia, vtc ..	40	39	39	— ¾
Columbia. pfd ..	48	48	48	.....
Consolidated	6⅛	6⅛	6⅛	+ ⅛
Consolidated. pfd.	18⅛	17¾	17¾	.....
Eastman	169¾	167	167	—2
Eastman. pfd.....	164¼	164¼	164¼	+ ¼
Loew's, Inc.	47½	47⅛	47⅜	— ¼
Paramount	9⅜	9¼	9¼	+ ⅛
Paramount 1 pfd..	72	72	72	+1
Paramount 2 pfd..	10⅛	9⅞	9⅞	— ⅛
Pathe Film	11	10⅜	10⅝	— ⅜
RKO	7¾	7½	7½	— ⅛
20th Century-Fox.	27½	27⅜	27⅜	— ¼
20th Century, pfd.	35⅜	35	35	— ½
Universal. pfd....	101	99	100¼	+6¼
Warner Bros.	12⅛	11¾	12	+ ⅛

Curb Off Fractionally

	High	Low	Close	Net Chang
Sonotone	3⅛	3	3	— ⅛
Technicolor	30⅞	30⅝	30¾	— ⅛
Trans-Lux	4	4	4	— ⅛

Bonds Hold Levels

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40...	28	27¼	28	.....
General Theatre Equip. 6s '40 ctf	28	27⅞	27⅞	+ ⅞
Keith B. F. 6s '46	94½	94½	94½	— ¾
Paramount B'way 3s '55	56	56	56	.....
Paramount Pict. 6s '55	89¾	89	89	— ¾
Warner Bros. 6s '39 wd	95	94¼	94¼	— ¾

(Quotations at close of April 6)

Leathernecks" Is Cincinnati Leader

INCINNATI, April 6. — Business owed a downward trend last week, h only the Strand, independent, ting into the plus column with he Leathernecks Have Landed," ich pulled $1,900, compared with 1,500 average.

'Desire" at the RKO Albee broke n at $12,000, and moved to the O Capitol. "Every Saturday ght" at the RKO Shubert, plus ajor Bowes' Amateur Unit No. 3 the stage, also got an even break h $12,000. The same was true of odern Times," playing its second wntown week at the RKO Grand, ere the take registered $2,750. herwise, minus signs predominated.

Total first run business was $49,500. erage is $60,200.

Estimated takings:

Week Ending March 31:

EATHERNECKS HAVE LANDED"
(Republic)

TRAND—(1,500), 15c-25c, 7 days. **Gross:** 00. (Average, $1,500)

Week Ending April 1:

'THE BOHEMIAN GIRL" (M-G-M)

KO LYRIC—(1,400), 35c-42c, 7 days. **oss:** $3,450. (Average, $6,500)

Week Ending April 2:

"DESIRE" (Para.)

KO ALBEE—(3,300), 35c-42c, 7 days. **oss:** $12,000. (Average, $12,000) Moved RKO Capitol.

"13 HOURS BY AIR" (Para.)

KO PALACE—(2,700), 35c-42c, 7 days. **oss:** $8,600. (Average, $10,000)

"EVERY SATURDAY NIGHT"
(20th-Fox)

KO SHUBERT—(2,150), 35c-55c, 7 days. ge: Major Bowes' Amateur Unit No. 3. **ss:** $12,000. (Average, $12,000)

"PETTICOAT FEVER" (M-G-M)

KO CAPITOL—(2,000). 35c-42c, 2nd ntown week. **Gross:** $3,700. (Average, 00)

"MODERN TIMES" (U. A.)

KO GRAND—(1,200), 25c-40c, 7 days, downtown week. **Gross:** $2,750. (Aver-, $2,750)

"SUNSET OF POWER" (Univ.)

KO FAMILY—(1,000), 15c-25c, 3 days. **oss:** $1,100. (Average, $1,250)

'MILLIONS IN THE AIR" (Para.)

KO FAMILY—(1,000). 15c-25c, 4 days. **oss:** $900. (Average, $1,200)

"COLLEEN" (W. B.)

EITH'S—(1,500). 30c-40c. 7 days. 2nd tinuous week. **Gross:** $3,000. (Average, 00)

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ilwaukee Theatres Raise Sunday Scale

MILWAUKEE, April 6.—An increase Sunday adult admission prices will effective in local theatres April 12. der the schedule, early admission ces are abolished and all houses l charge their top prices all day nday, with the exception of the verside and Princess. The former is rging 20 cents to 1 P.M., instead of usual 15 cents, and 30 cents to sing. Former top price was 25 ts. The latter is charging 20 cents 6 P.M. and 25 cents to closing.

The increase represents a general st of five cents, although for some uses charging reduced matinee admissions on Sundays the increase is high as from 15 to 20 cents. Vari- s of these houses, charging matinee mission until 5 P.M. of 15 and 20 ts, will now charge 25 and 35 cents, pectively, the entire day. The committee which drafted the new schedule luded: Charles Trampe, president, m Board of Trade; H. J. Fitz- rald, general manager, Wisconsin nusement; Harold Mirsch, Warner eatres; A. D. Kvool, Saxe Amusement, and George Fischer, Harry rlewitz and Al Bartelt, representing independents.

"These Three" Big Milwaukee Grosser

MILWAUKEE, April 6. — The big noise in a spotty week was "These Three" and "Don't Get Personal," which grossed $9,500 at the Warner, just $4,500 above par. Although $500 below par, "Prisoner of Shark Island" and "Millions in the Air" grossed $7,500 at Fox's Wisconsin for second high honors.

"So Red the Rose" and "Charlie Chan at the Circus" did $5,300 at Fox's Palace, $300 over average, while "Dizzy Dames" and the "Kit Kat Club Revue" on the Riverside stage collected $200 above par, grossing $5,200.

Despite the General Motors show at the Milwaukee Auditorium with Horace Heidt and his Brigadiers as the free attraction, business at downtown houses opened fair, but wilted under an eight-inch snow storm which began early Wednesday afternoon.

Total first run business was $27,500. Average is $23,000.

Estimated takings for the week ending April 2:

"SO RED THE ROSE" (Para.)
"CHARLIE CHAN AT THE CIRCUS"
(20th-Fox)

PALACE—(2,800), 25c-40c, 7 days. **Gross:** $5,300. (Average, $5,000)

"DIZZY DAMES" (Liberty)

RIVERSIDE—(2,300), 15c-20c-25c, 7 days. Stage: Kit Kat Club Revue with Sid Page, Marcy Bros. & Beatrice, Grenadiers & Louis, Lucille Sherri, Jackie Dolan, Russell Redmond and Earle & Robin. **Gross:** $5,200. (Average, $5,000)

"THESE THREE" (U. A.)
"DON'T GET PERSONAL" (Univ.)

WARNER—(2,400), 25c-40c, 8 days. **Gross:** $9,500. (Average, $5,000)

"PRISONER OF SHARK ISLAND"
(20th-Fox)
"MILLIONS IN THE AIR" (Para.)

WISCONSIN—(3,200), 25c-40c, 7 days. **Gross:** $7,500. (Average, $8,000)

Greek Film Imports Up Sharply in 1935

WASHINGTON, April 6.—Imports of films into Greece in 1935 amounted to 8,075 kilograms, with a value of about $22,571,218, as compared with 6,147 kilograms valued at about $17,414,849 in 1934, according to a report by Acting Commercial Attache Don C. Bliss, in Athens, to the U. S. Dept. of Commerce.

In 1935, the breakdown, as to countries of origin, was United States, 2,758 kilograms; United Kingdom, 1,736; Germany, 1,722; France, 939, and others, 920. The figures show a marked shift from the previous year, when France accounted for 2,271 kilograms, Germany for 1,597, United States for 1,406, United Kingdom for 373, and others for 500.

Imports from France are shown high in 1934 because during the most of that year American films dubbed in French studios were entered as having originated in France. However, the import difficulties which developed in the latter part of 1934 and during 1935 in connection with the Greek-French compensation agreement and the virtual embargo placed on imports from France made it necessary for American producers to accompany their film shipments from France with a declaration to the effect that the films were of American origin.

To Build K. C. Theatre

KANSAS CITY, April 6. — C. C. Nigro plans a new 1,000-seat house on property he owns here. The structure, including stores, is expected to cost $100,000.

Send for a thousand policemen - - -
Send for them right away -
I lost my man - He done me wrong
He was her man but he done her wrong
FRANKIE AND JOHNNIE
"WILL DO PLENTY AT THE BOX-OFFICE" —Hollywood Reporter
with
Chester MORRIS ★ Helen MORGAN
Distributed by REPUBLIC PICTURES

"Pasteur" Is Outstanding, Minneapolis

MINNEAPOLIS, April 6.—"The Story of Louis Pasteur" was a surprise here last week in the dullest part of the Lenten season. It took $7,000 at the Orpheum, over normal by $1,500.

At the same time "The Trail of the Lonesome Pine" was demonstrating exceptional strength for this time of the year by getting $6,500 at the St. Paul Paramount. This was up by $1,000. No other house passed normal.

Total first run business in Minneapolis was $25,000. Average is $25,500. Total first run business in St. Paul was $16,500. Average is $16,000.

Estimated takings:

Minneapolis:

Week Ending April 1:

"PASSING OF THE THIRD FLOOR BACK" (G.B.)
WORLD—(400), 25c-55c, 7 days. **Gross:** $3,000. (Average, $3,000)

Week Ending April 2:

"EVERY SATURDAY NIGHT" (20th-Fox)
LYRIC—(1,238), 20c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending April 3:

"KLONDIKE ANNIE" (Para.)
MINNESOTA—(4,000), 25c-55c, 7 days. **Gross:** $8,000. (Average, $10,000)

"STORY OF LOUIS PASTEUR" (F.N.)
ORPHEUM—(2,900), 25c-40c, 7 days. **Gross:** $7,000. (Average, $5,500)

"PRISONER OF SHARK ISLAND" (20th-Fox)
STATE—(2,300), 25c-40c, 7 days. **Gross:** $5,500. (Average, $5,500)

St. Paul:

Week Ending April 3:

"TRAIL OF THE LONESOME PINE" (Para.)
PARAMOUNT—(2,300), 25c-40c, 7 days. **Gross:** $6,500. (Average. $5,500)

"PETRIFIED FOREST" (W.B.)
RIVIERA—(1,000), 25c-40c, 7 days. **Gross:** $3,500. (Average, $3,500)

"MUSIC GOES 'ROUND" (Col.)
ORPHEUM—(2,000), 25c-40c, 4 days. **Gross:** $1,500. (Average for week, $4,000)

"YELLOW DUST" (Radio)
ORPHEUM—(2,000), 25c-40c, 3 days. **Gross:** $2,000. (Average for week, $4,000)

"PREVIEW MURDER MYSTERY" (Para.)
TOWER—(1,000), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

"FIRST A GIRL" (G.B.)
WORLD—(400), 25c-35c, 7 days. **Gross:** $1,500. (Average, $1,500)

Colombia Market Up For American Films

WASHINGTON, April 6. — Colombia offers a steadily expanding market for American films, according to a report to the U. S. Dep't. of Commerce from its Bogota office.

During the last three years, many theatres have been remodeled and the quality of projection improved. Modern buildings have been constructed and, while relatively small, they have tended to raise the standard of show houses in the leading cities.

In Bogota during 1935 attendance reached 4,608,000, as compared with 2,322,000 in 1934.

Total imports of exposed sound film from the United States during 1934 amounted to 2,915,465 linear feet.

There are from 155 to 200 theatres operating in Colombia, with 75 of these accounting for the bulk of box-office receipts. Total seating capacity is estimated at 80,000, the report states.

"Snowed" and Vanities High In Cleveland

CLEVELAND, April 6.—"Snowed Under," with Earl Carroll's Vanities on the stage, took top honors among first runs here, with a $19,000 gross at the RKO Palace where $15,000 is par.

"Little Lord Fauntleroy" went into second place, topping Loew's State $12,000 average by $1,000.

"The Ghost Goes West" was third in local popularity. It had a take of $8,500 at Warners' Hippodrome, which is $500 above average.

"Colleen," a holdover at the Allen, and "Desire," a holdover at Loew's Stillman, both playing a second week downtown, finished their runs with the house averages.

The weather was cold and rainy.

Total first run business was $47,500. Average is $42,000.

Estimated takings for the week ending April 3:

"COLLEEN" (Warner)
ALLEN—(3,300), 30c-35c-42c, 7 days, 2nd week. **Gross:** $3,000. (Average, $3,000)

"LITTLE LORD FAUNTLEROY" (M-G-M)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $13,000. (Average, $12,000)

"DESIRE" (Para.)
LOEW'S STILLMAN—(1,900), 30c-35c-42c, 7 days, 2nd week. **Gross:** $4,000. (Average, $4,000)

"SNOWED UNDER" (F. N.)
RKO PALACE—(3,100), 30c-42c-60c, 7 days. Stage: Earl Carroll's Vanities. **Gross:** $19,000. (Average, $15,000)

"THE GHOST GOES WEST" (U. A.)
WARNERS' HIPPODROME—(3,800), 30c-35c-42c. 7 days. **Gross:** $8,500. (Average, $8,000)

"Pine," on a Dual Omaha Hit, $6,200

OMAHA, April 6.—"The Trail of the Lonesome Pine," heading a dual bill with "Every Saturday Night," turned out to be just what film fans wanted here last week. The $6,200 gross at the Omaha was over normal by $1,200 and was the only one in town to get into the profit division.

"Colleen" and "My Marriage" at the Orpheum were weak with $7,400 and "Love on a Bet" and "Muss 'em Up" were off on a $3,800 gross at the Brandeis.

Total first run business was $17,600. Average is $16,500.

Estimated takings:

Week Ending March 31:

"LOVE ON A BET" (Radio)
"MUSS 'EM UP" (Radio)
BRANDEIS—1,200), 25c-35c-40c, 7 days. **Gross:** $3,800. (Average, $4,000)

Week Ending April 2:

"COLLEEN" (W. B.)
"MY MARRIAGE" (20th-Fox)
ORPHEUM — (3,000), 25c-40c, 7 days. **Gross:** $7,400. (Average, $7,500)

Week Ending April 3:

"TRAIL OF THE LONESOME PINE" (Para.)
"EVERY SATURDAY NIGHT" (20th-Fox)
OMAHA—(2,200), 25c-40c, 7 days. 2nd week. **Gross:** $6,200. (Average, $5,000)

Retire Vancouver Censor

VANCOUVER, B. C., April 6.—Joseph Smith, for many years censor here, has been retired, and his place has been taken by J. B. Hughes, who has been assistant censor for some time. Mrs. Robert Smith becomes assistant to Hughes.

Very Odd

New Orleans, April 6.—At about the same time theatres were reporting a drop in receipts because of the discharge of thousands of WPA workers the Central Trades and Labor Assembly complained to the police against overcrowding.

The police investigated and decided that the only standees were on giveaway nights and there weren't enough of them to constitute a fire hazard.

"F-Man" and Show Strong, Philadelphia

PHILADELPHIA, April 6. —"F-Man," helped by a Major Bowes' unit at the Earle, made the best showing in a dull week. The $15,000 take was over the line by $1,500.

The only other attraction to demonstrate any strength was "Klondike Annie," in its second week at the Stanton. It reached $8,500, up by $1,500, and was held over for a third week.

Sunday business was a disappointment.

Total first run business was $74,400. Average is $82,760.

Estimated takings for the week ending April 2:

"AMATEUR GENTLEMAN" (U. A.)
ALDINE—(1,200), 40c-55c-65c, 7 days. **Gross:** $7,000. (Average, $8,160)

"SYLVIA SCARLETT" (Radio) (Second Run)
ARCADIA—(600), 25c-40c-50c, 9 days. **Gross:** $2,200. (Average, 7 days, $2,800)

"PETTICOAT FEVER" (M-G-M)
BOYD—(2,400), 40c-55c, 7 days. 2nd week. **Gross:** $11,000. (Average, $14,000)

"F-MAN' (Para.)
EARLE—(2,000), 25c-40c-50c, 7 days. Stage: Major Bowes' Unit No. 2. **Gross:** $15,500. (Average, $14,000)

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days. Stage: Ed Lowry, "Ten Harlem Truckers," Lillian Dawson, Elaine Arden, Rita Roy and Reese Brothers. **Gross:** $14,000. (Average, $14,000)

"GIVE US THIS NIGHT" (Para.)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,100. (Average, $4,000)

"COUNTRY DOCTOR" (20th-Fox) (Second Run)
KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $3,600. (Average, $4,000)

"13 HOURS BY AIR" (Para.)
STANLEY—(3,700), 40c-55c, 7 days **Gross:** $10,500. (Average, $14,000)

"KLONDIKE ANNIE" (Para.)
STANTON—(1,700), 30c-40c-50c, 7 days, 2nd week. **Gross:** $8,500. (Average, $7,000)

Wallace MacDonald Out

HOLLYWOOD, April 6. — Wallace MacDonald has resigned as supervisor of writers for Republic to join the office of H. N. Swanson as an associate. MacDonald has been with Nat Levine and Republic for the past two years. He will probably not be replaced until Levine returns from Honolulu.

McClure Moves to K. C.

KANSAS CITY, April 6.—Harry McClure, district manager for Fox Midwest at Topeka, Kan., has moved his offices to Kansas City, and will handle the district from here. McClure has made his headquarters at Topeka several years.

"Music Goes," Band, Detroit Top, $18,50

DETROIT, April 6.—"The Musi Goes 'Round," with Jan Garber an his orchestra, proved a winning combination at the Fox. The take, despite the general dullness, went up t $18,500, over par by $3,500.

"Colleen" did well at the Michiga with a gross of $21,100, and a combination of "The Leathernecks Hav Landed" and "Dancing Feet" at th Adams was on the profit side of th line at $5,500, but elsewhere busines was in the doldrums.

Total first run business was $64,90 Average is $65,000.

Estimated takings for the week ending April 2:

"LEATHERNECKS HAVE LANDED" (Republic)
"DANCING FEET" (Republic)
ADAMS—(1,770), 10c-40c, 7 days. **Gross** $5,500. (Average, $5,000)

"THE MUSIC GOES 'ROUND" (Col.)
FOX—(5,100), 15c-65c, 7 days. Stage Jan Garber and Orchesrta. **Gross:** $18,50 (Average, $15,000)

"COLLEEN" (W. B.)
MICHIGAN — (4,100), 15c-65c, 7 days Stage: Xavier Cugat and orchestra: **Gross** $21,100. (Average, $20,000)

"THE WALKING DEAD" (W. B.)
"THREE GODFATHERS" (M-G-M)
STATE—(3,000), 10c-40c, 7 days. **Gross** $3,600. (Average, $5,000)

"TRAIL OF THE LONESOME PINE' (Para.)
UNITED ARTISTS—(2,070), 15c-55c, days. **Gross:** $8,400. (Average, $10,000)

"LOVE ON A BET" (Radio)
"F-MAN" (Para.)
RKO DOWNTOWN—(2,950), 15c-55c, days. **Gross:** $7,800. (Average, $10,000)

"Petticoat" Is Best On New Haven Dual

NEW HAVEN, April 6.—"Petticoa Fever," on the Poli dual wit "Farmer in the Dell," showed a $50 increase over the $7,000 average. Th College, with "Music Goes 'Round,' "Two in the Dark," and a packe Amateur Night totalled $3,100, up b $300. The Paramount, playing "Lov Before Breakfast" and "Previev Murder Mystery," went slightly unde the $4,800 line. "Rhodes, the Diamond Master" and "Snowed Under' dipped considerably under at th Roger Sherman. Managers made th usual complaint of the pre-Holy Week slump.

Total first run business was $18,900 Average is $19,300.

Estimated takings for the week ending April 3:

"THE MUSIC GOES 'ROUND" (Col.)
"TWO IN THE DARK" (Radio)
COLLEGE — (1,499), 25c-35c, 7 days. **Gross:** $3,100. (Average, $2,800)

"LOVE BEFORE BREAKFAST" (Univ.)
"PREVIEW MURDER MYSTERY" (Para.)
PARAMOUNT—(2,400), 35c-50c, 7 days. **Gross:** $4,400. (Average, $4,800)

"PETTICOAT FEVER" (M-G-M)
"FARMER IN THE DELL' (Radio)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $7,500. (Average, $7,000)

"RHODES, THE DIAMOND MASTER" (G. B.)
"SNOWED UNDER" (W. B.)
ROGER SHERMAN—(2,200), 35c- 50c, 7 days. **Gross:** $3,900. (Average, $4,700)

E. E. Jameson to Rest

KANSAS CITY, April 6. —Earl E. Jameson, president of Film Delivery here, will leave April 7 for a 30-day rest in New Mexico.

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The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 83 NEW YORK, WEDNESDAY, APRIL 8, 1936 TEN CENTS

K-A-O Change To Make Spitz Active Factor

Will Succeed Thompson; Board Meets Today

An extension of Leo Spitz's activiies in RKO theatre operation and a more direct RKO interest in the nanagement of Keith-Albee-Orpheum s foreseen in the scheduled election of Spitz to the presidency of K-A-O, succeeding Major L. E. Thompson at he annual meeting of the board and stockholders of K-A-O today.

In addition to the scheduled changes n officers of the company, the K-A-O board membership will undergo an mportant revision. David Sarnoff, RCA president; Herbert B. Swope, chairman of the K-A-O board; Frank B. Altschul of Lazard Freres, and W. G. Van Schmus, managing director of

(Continued on page 6)

Stay to 20th-Fox In "January" Suit

Twentieth Century-Fox yesterday obtained a temporary verbal stay unil Monday from the decision of the Circuit Court of Appeals, which, reversing an earlier District Court rulng, issued an injunction restraining he company from proceeding with the distribution of "Captain January," starring Shirley Temple, on which a release date of April 17 has been set.

The original injunction action was brought by L. C. Page, Boston pubisher, who claimed the talking picure rights to the book of the same itle written by Laura E. Richards in

(Continued on page 6)

Toronto Gets Glass Front Modern House

Toronto, April 7.—More than ordinary interest was shown in the opening of the Eglinton in Toronto's North End, latest link in the Famous Players' circuit.

It is the first theatre in Canada to have an upper loge circle with exclusive ventilation to permit smoking during the performance. It has a section of seats equipped with hearing devices for the deaf; there is a special children's retiring room with miniature furniture; patrons entering the theatre pass an electric eye which brings changing fountain effects; the front and tower are of glass which is

(Continued on page 6)

Canada Moves to Name Appeal Board for Copyright Control

Ottawa, April 7.—Notice has been given before the House of Commons by Fernand Rinfret, Secretary of State, of a bill to amend the Canadian Copyright Act to provide for the establishment of a Copyright Appeal Board and to provide new regulations and control of fees and royalties which may be collected. The exact details of the proposed legislation will not be known until the Rinfret Bill is actually introduced for first reading.

The Government bill has superseded a measure introduced by W. K. Esling of Kootenay West and intimation is forthcoming that it will cover the ground set out in the private member's motion. Esling sought to reduce the fees of the Canadian Performing Rights Society and otherwise to restrict the application of licenses to theatres, restaurants and community halls which pay royalties under other forms.

During the past month the Canadian Performing Rights Society has been waging a propaganda campaign in local newspapers to justify its relations with composers, amusement operators, radio stations and others.

Para. to Loan Players Only On Exchange

Hollywood, April 7.—Under a new production policy decided upon at studio conferences this week Paramount will loan stars only when it can get them in exchange. Studio schedules will be so arranged that it will not be necessary to loan contract players in order to keep them busy.

The conferences are to continue for the rest of the week with John E. Otterson, Adolph Zukor, William LeBaron, Watterson Rothacker, Russell Holman, Henry Herzbrun, George L. Bagnall, Chandler Sprague and Fred Leahy attending.

The contract list is to be built up and negotiations are now pending for

(Continued on page 8)

Frank Buck Signs To Make Para. Film

Frank Buck yesterday concluded a deal under which he will make a picture for Paramount distribution. The producer of "Bring 'Em Back Alive" and "Fang and Claw" this time will do a straight story with a cast of professional actors and will also appear in it himself. Interiors will be made in Hollywood and exteriors in the Florida Everglades.

The forthcoming film actually will be made under a direct contract between the distributor and Grantland Rice and Jack Eaton. Buck's arrangement, in turn, is with the latter two.

Racketeering Charge Made Against Ascap

By CLARENCE LINZ

Washington, April 7.—Charges of racketeering on the part of Ascap were today laid before the House Patents Committee by Harry L. Katz of Baltimore, counsel for the Music Users' Protective Ass'n.

Laying before the committee, which is holding hearings on copyright revision, a copy of a complaint against Ascap filed by his organization with the Federal Trade Commission last year, Katz urged elimination of the $250 minimum damage clause, asserting that the music association was using it as a club over the heads of small tavern keepers, cafe owners and other Maryland business men.

Katz submitted to the committee a

(Continued on page 6)

SEC Decision Seen As Court's Warning

Washington, April 7.—The New Deal Government today was seen brought further back to the principles of democracy as a result of yesterday's U. S. Supreme Court decision rebuking the Securities and Exchange Commission for "wholly unreasonable and arbitrary" action.

Holding that the commission usurped for itself powers which could not be granted it under the Constitution, the court held that it could not refuse to

(Continued on page 6)

Finds 50% of Adults Rare Picture Fans

"Fortune" Check Points Up Potential Market

Fifty per cent of the nation's adults go to pictures once a month, less than once a month or never.

The country's children are far better customers, 66.1 per cent attending in varying measure and only 33.9 per cent never at all.

These are the highlights of one portion of the fourth installment of a national survey by *Fortune*, class monthly published by Time, Inc., who also publishes *Time* Magazine and produces The March of Time. The probe was based on the divisions set up by the U. S. Census Bureau and, insofar as pictures are concerned, would indicate that a vast untouched market exists within the American public.

Fortune's first query was:

"How often do you and your children go to the movies and what do you go to see?"

The reply was this:

"Except that the moving picture in-

(Continued on page 8)

Rogers Sanitarium Week Set May 22-29

The week of May 22 to May 29 was selected yesterday for the national theatre campaign to raise funds for the maintenance and support of the Will Rogers Memorial Hospital at Saranac, which was taken over from N. V. A. and presented to the Will Rogers Memorial Commission by this industry.

National committees to conduct the campaign which, it is expected, will be aided by every theatre in the coun-

(Continued on page 8)

ITOA Seeks a Share In Trade Conference

Telegrams requesting that the I. T. O. A. be permitted to take part in any conferences held on trade practices between the M. P. T. O. A. and major distributors were sent out yesterday by Harry Brandt.

In the telegrams, which were sent to Ed Kuykendall as well as all the big company heads and the Hays office, it was pointed out that the I. T. O. A. is not affiliated with any national organization and it would contribute to a full understanding of exhibitor problems if the local outfit were included.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 8, 1936 No. 83

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

MPPDA Talks Labor, Relief and Laemmle

Hollywood, April 7.—Directors and business managers at the Hays organization meeting tonight will select a business manager's committee to accompany Victor H. Clarke, studio labor contact man, to New York for the producers' labor meeting April 14.

There will also be discussed arrangements for the farewell dinner to be tendered to Carl Laemmle and plans for flood relief.

Homer Tasker with "U"

Hollywood, April 7. — Homer G. Tasker, formerly head of the Warner Research Dept., has signed with Universal as manager of its sound department.

Lew Brown Signed

Hollywood, April 7. — Radio has signed Lew Brown to produce a musical.

Flash Preview

"The Law in Her Hands" . . . A novel, amusing treatment of a story featuring two young feminine lawyers and their dealings with and against a group of racketeers.

This film will be reviewed in full in a later issue of Motion Picture Daily.

Fun on a Rainy Day

It seems that when the weather approaches its worst and the spirits are ready for an injection of fun, Walt Disney's New York representatives catch up with their social consciousness by deciding to display the latest adventures of Mickey Mouse and the Silly Symphonies. It happened again late yesterday afternoon as it has happened on other and earlier occasions.

There were three this time and, as usual, the staff began to manoeuvre for the assignment. We went into one of those rare exercisings of authority, put our foot down gently, but firmly, and went.

Elmer Elephant and Tillie Tiger, the latter a pert young miss, and both the latest creations out of Disney's fathomless inkpot, made their debut. It was a Symphony bearing the hero's own name and it had to do with the course of young love. Its difficulties were recounted and the travail of certain denizens of the Disney forest, such as Elmer and his trunk, the giraffe and his, the ducks and their bills, narrated. The heroine gets in a hot spot which is a fire and it takes Elmer and his pals to rout the flames and to win a resounding kiss from Tillie through the enormously clever fire-fighting tactics which bring the blaze to complete rout.

Another bore the title of "Mickey's Grand Opera." It mixed up in delightful confusion the vocal efforts of Donald Duck as Romeo and Clara Cluck, the barnyard diva, as Juliet, the orchestra, led boldly by Mickey, and the set-to between Pluto, the dog, and a very magical magic hat which performed only the tricks that can be performed in the cartoon world. "Mickey's Grand Opera," furthermore and aside from its vast fun, is an extraordinary enterprise in perfect timing of movement and music.

If this reviewer has to be driven into an indeterminate corner to appraise which one of the trio was best, he probably would chose "Three Little Wolves," but not, mind you, without pressure. In this, the three little pigs, those succulent rascals, resume circulation and, in a gargantuan bout with their traditional enemy, the wolf, aided by his three offspring this time, win the laurels as audiences everywhere will cheer.

Again, as in all of Disney's joy-dispensers, the brilliance in conception and in execution, augmented by generous splashes of Technicolor, abound in profusion.

The remainder of the afternoon, as a consequence, was a cinch.

KANN

Allied Men Insist Booking Bill Alive

Washington, April 7.—Allied, in a bulletin dated Monday, raised the old bugaboo about a producer-controlled press when it charged "certain trade papers are carrying headlines to the effect that the Neely-Pettengill Bill is dead without a scintilla of proof to support the claim." The bulletin alleged "some are doing this maliciously, some to curry favor with the Big Eight and some possibly to cover their failure properly to support the bill.

"Exhibitors are cautioned to keep their feet on the ground during this period when the full force and influence of the organized industry is directed to confusing the issues, distorting the facts and playing politics. Caught unprepared because they did not think hearings would be granted, the Big Eight are seeking to make up for their miserable showing in Washington by a campaign of discouragement, falsification and mud slinging. Exhibitors will do well to note who are the allies of the Big Eight in this disreputable campaign; also they should note, for future reference, who are their friends."

Guild Pact Change Set

A membership meeting of the Dramatists' Guild today is scheduled to ratify an amendment to the organization's new basic agreement by which the proceeds from the sale of film rights to stage plays will be split 60-40 between author and producer, the former receiving the larger amount. Additional minor changes in the agreement are also scheduled for approval.

Marilyn Miller Dies From Sinus Trouble

Marilyn Miller, 37, for 15 years a star of stage and screen, died yesterday at the Doctors' Hospital in a toxic state resulting from sinus infection. At her bedside were her husband, Chester O'Brien, and two sisters, Mrs. Ruth Sweeney and Mrs. Claire Montgomery.

Miss Miller was born Marilyn Reynolds, Sept. 1, 1900, at Evansville, Ind. Her parents were professionals and she did her first stage work at the age of five, touring Europe, Hawaii and Cuba as one of the "Five Columbias" a quintet consisting of her mother, step-father and two sisters.

Eventually, Miss Miller starred in the Ziegfeld Follies and "Sally," "Sunny" and "Rosalie." Her success brought her to the attention of film producers and she played the role of "Sally" on the screen and followed this with "Her Majesty, Love."

Miss Miller was married three times, first to Frank Carter, a professional, who was later killed, and then to Jack Pickford, whom she divorced.

M-G-M All Set on "Ziegfeld" Opening

M-G-M is all set to go on "The Great Ziegfeld," which opens at 8:45 tonight at the Astor with bright lights and personalities the order of the evening. The picture is scheduled for an extended engagement on a two-a-day policy with a $2 top admission. National release date has not yet been set on the picture, in which William Powell, Myrna Loy and Luise Rainer are featured.

Legion Approves 8 Of 15 New Pictures

The National Legion of Decency, in its list for the current week, classifying pictures, has approved as unobjectionable for general patronage eight of 15 new films reviewed. Five are listed as unobjectionable for adults, and two are termed objectionable in part.

The new pictures and their classification follow: Class A-1, Unobjectionable for General Patronage—"Blazing Justice," "Lawless Border," "Little Miss Nobody," "Message to Garcia," "The Pride of the Marines," "The Singing Kid," "The Sky Parade," "Treachery Rides the Range." Class A-2, Unobjectionable for Adults—"Big Brown Eyes," "Der hohere Befehl," "Mystic Mountain," "Moonlight Murder," "Unguarded Hour." Class B, Objectionable in Part—"La Signora di Tutti," "Robin Hood of Eldorado."

Sets Final Date on Theatre Realty Plan

St. Louis, April 7.—Federal Judge George H. Moore has set May 1 as the last day for formal approval of the reorganization of the Theatre Realty Co., owner of the Fox Theatre Bldg. and leasehold and the adjoining Humboldt Theatre Bldg. here. On May 1 the court will record the confirmation of the plan and fix allowances on attorneys' fees and expenses.

Judge Moore recently declared the plan fair and equitable and decided against the objections of Max W. Kramer, representing a group of bondholders. Under the plan the holders of $4,447,000 in defaulted bonds on the property will receive stock in the new corporation which will own the property. Fanchon & Marco will take a first mortgage against the Humboldt Bldg. for $250,000, the funds to be used for expenses and to provide new working capital.

Washington Preview Attracts Officials

Washington, April 7.—Washington officialdom turned out en masse for the preview of "Things to Come" at the Wardman Park last night. The audience heard H. G. Wells say over a transatlantic telephone connection that the next war would involve the United States.

Among others present were ambassadors from England, Spain, France, Denmark, Poland and Secretary of Commerce Roper and Secretary of Agriculture Wallace.

Orders Details in Suit

A motion for a bill of particulars was granted by Justice Ferdinand Pecora in N. Y. Supreme Court yesterday to the Columbia Pictures Corp. in connection with an injunction and accounting suit brought by Pedro Llanuza, a Manhattan newspaper cartoonist. Llanuza filed a suit for an alleged misappropriation of an idea for animated shorts which he says he disclosed to Columbia. Also named as defendants are the Winkler Film Corp., Chas. B. Mintz and Walt Disney of United Artists. Justice Pecora also ruled that if the cartoonist is unable to furnish the particulars he may have an examination of the defendants to assist him.

Meet me tonight
on Broadway!

WORLD PREMIERE—8:30 PROMPTLY

THE GREAT ZIEGFELD

"Glorifying the American screen"

ASTOR
Broadway at 45th Street
TWICE DAILY
$2 ADMISSION

starring
WILLIAM POWELL
MYRNA LOY
LUISE RAINER
with Frank Morgan, Fannie Brice, Virginia Bruce,
Reginald Owen, Ray Bolger, Ernest Cossart
A ROB'T. Z. LEONARD PRODUCTION
PRODUCED BY HUNT STROMBERG
A METRO-GOLDWYN-MAYER PICTURE

"LITTLE LORD FAUNTLEROY AND SENDS RADIO CITY BUSINESS AND

"Selznick has ability to deal faithfully and tenderly with classics of literature . . . we are of the opinion that Bartholomew is a much better Lord Fauntleroy than he was a David Copperfield...approaches classical stature in the warm, sentimental and gently humorous film edition...C. Aubrey Smith's characterization splendid ...Dolores Costello Barrymore more beautitul than ever...contributes gracious and heart-warming performance...a signally successful maiden venture for Selznick's new company."

— Frank S. Nugent, N. Y. Times

"A charming and heart-warming sentimental spree...best thing of its kind since 'Little Women' ...skill and shrewdness in writing and production... Bartholomew combines genuine delicacy and sensitivity of feeling with natural boyishness...gentle gravity and youthful fervor fit handsomely with character...story offers decidedly moving quality ...C. Aubrey Smith a delight...Dolores Costello Barrymore a lovely and touching mother... John Cromwell's direction expert."

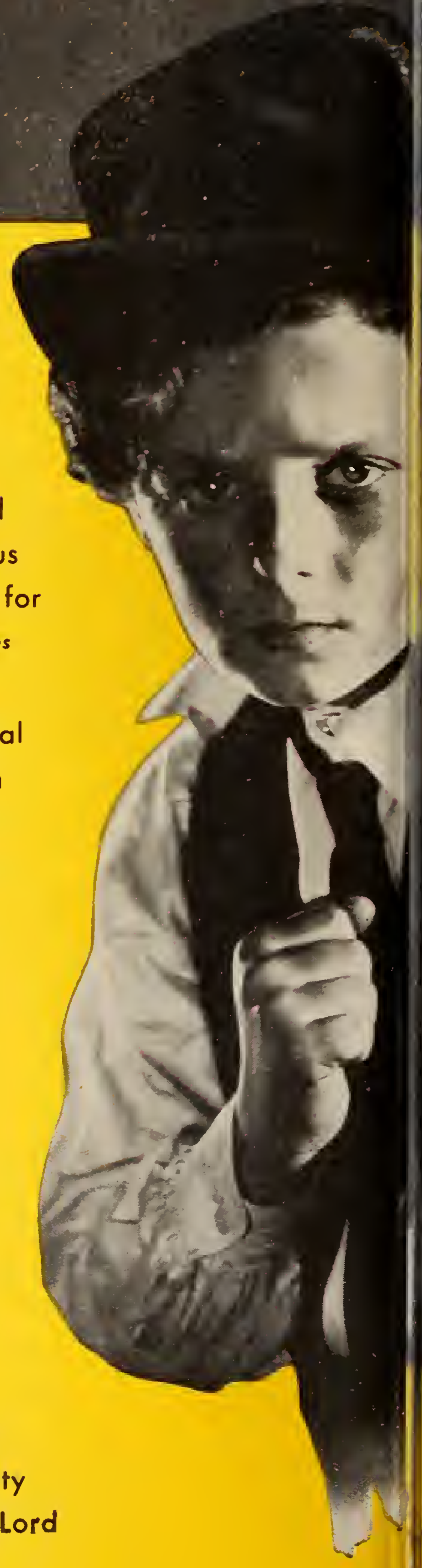
— Richard Watts, Jr., N. Y. Herald-Tribune

"No louder sobbing ever has rocked the theatre and it continues throughout the film. Handsomely produced and brilliantly acted it reflects genuine credit upon all concerned with it. Entire company does sensational work."

— Bland Johaneson, N. Y. Daily Mirror

"It would be a hard-boiled citizen who did not respond to the appeal of 'Little Lord Fauntleroy' or who could remain impervious to the winsomeness of Freddie Bartolomew, the dolorous beauty of Dolores Costello and the grumpy endearments of Guy Kibbee. 'Little Lord Fauntleroy' is a monument to good taste. You should enjoy it."

— Thornton Delehanty, N. Y. Post



SELZNICK INTERNATION
presents

ENCHES BOX-OFFICE FISTS
SIC HALL TO HOLDOVER
ITICS TO RAVE REVIEWS!

"Freddie Bartholomew overwhelms the part with his personality to such an extent that he absorbs the audience completely. His simple, lucid, magnetic playing of the title role is perfect. The whole production . . . writing, acting and direction . . . provides uncommonly fine entertainment." — *William Boehnel, N. Y. World-Telegram*

"Does great credit to David O. Selznick as a producer. Freddie Bartholomew plays the title role with all the boyish charm and grace that distinguished his performance in 'David Copperfield'." — *Kate Cameron, N. Y. Daily News*

"Film affords first rate entertainment . . . excellent histrionics apparent in star-spangled production . . . film is richly embroidered with effective episodes and liberally endowed with gentle humor . . . production exquisitely done." — *Regina Crew, N. Y. American*

"Produced with charm and taste . . . told with gentle and ingratiating humor; handsomely produced, ably adapted and smoothly directed . . . Bartholomew once again proves acting ability." — *Rose Pelswick, N. Y. Journal*

tle Lord Fauntleroy

starring

FREDDIE BARTHOLOMEW • DOLORES COSTELLO BARRYMORE

C. AUBREY SMITH • GUY KIBBEE • MICKEY ROONEY • HENRY STEPHENSON

Produced by DAVID O. SELZNICK . . . *Directed by* JOHN CROMWELL

Released thru **UNITED ARTISTS**

K-A-O Change To Make Spitz Active Factor

(Continued from page 1)

the Music Hall, will resign. Spitz and Wilford Merrill, the latter a representative of the Atlas Corp., which last fall, in conjunction with Lehman Bros., acquired one-half of RCA's investment in RKO and an option on the remainder, will become new members of the board. Successors to the other retiring members probably will not be elected as controlling factors have expressed a desire for a smaller board membership.

Coincident with the changes, the post of chairman of the board, which Swope is resigning, will become a titular, or comparatively inactive one. It will probably be filled by Merrill, it was stated yesterday. Major L. E. Thompson, K-A-O president, who resigns that post in favor of Spitz, is expected to remain on the board. The K-A-O developments do not affect his posts as president of other RKO theatre subsidiaries. Major I. E. Lambert, K-A-O secretary and counsel, also resigns.

For the past 18 months the K-A-O board has consisted of 13 members, five of whom represented RKO-RCA, five represented M. J. Meehan, who owns approximately 43 per cent of the preferred stock, and three of whom were "neutrals," that is, mutually agreeable to the two controlling factions. These three are Swope, Van Schmus and Donald K. David. They were brought into the company under an arrangement which brought about a truce between RKO and Meehan after extended conflict over company policy. Today's changes are designed to re-shuffle the board while taking into account the advent of Atlas-Lehman into RKO. According to report, Meehan is in agreement on the changes. RKO owns 99 per cent of the common stock and approximately 34 per cent of the preferred of K-A-O. In addition to Spitz and Merrill the RKO representation is expected to include M. H. Aylesworth, Lunsford P. Yandell of RCA, and Thompson.

The changes are also viewed as a pertinent realignment in advance of a pending reorganization of RKO. Observers also see indications of an eventual acquisition by RKO of the Meehan stock holdings. In the past attempts to strike a deal with Meehan have been unsuccessful.

Toronto Gets Glass Front Modern House

(Continued from page 1)

illuminated in seven different combinations while the foyer and lounges all have indirect neon lighting. Backstage everything is complete even down to hot and cold showers in each dressing room.

The seating of the Eglinton is 1,080. It was designed by Kaplan & Sprachman and the manager is Robert Eves. Prices scale up to 45c.

Famous Players also has taken over the Avalon, Ottawa, on a long term lease, with Harry Neun, formerly of Cobourg, as manager. The Avalon was formerly operated by P. J. Nolan, mayor for the past three years.

Stockholders Favor RCA's New Finances

RCA's recapitalization plan was approved by a majority of the company's stockholders and declared operative by the board at the annual meeting yesterday.

The following directors were reelected for a term of three years, Newton D. Baker, Cornelius N. Bliss, Bertram Cutler and James G. Harbord. The other directors of the company are Arthur E. Braun, John Hays Hammond, Jr., Edward W. Harden, De Witt Millhauser, Edward J. Nally, David Sarnoff, James R. Sheffield and Frederick Strauss.

More than 34 per cent of the required number of shares of all classes of RCA stock voted in favor of the plan, the company reported.

The plan was prepared by Joseph P. Kennedy, former film executive, who attended yesterday's meeting to explain its provisions to stockholders. It was approved by the RCA board in January. The plan provides for the borrowing of $10,000,000 from seven banks at 2½ per cent interest for five years, repayable in whole or in part at any time prior to maturity. The money will be used to maintain working capital at an appropriate ratio to business turnover, it was said. The banks making the loan are National City, Central Hanover Bank & Trust, Guaranty Trust, Chase, Bank of N. Y. & Trust Co., Irving Trust and Bankers' Trust.

Preferred Retirement Possible

The plan provides for the retirement of all the outstanding Class A preferred stock for cash at the call price of $55 a share, requiring $27,257,835 and accrued dividends. Provision is also made for the exchange of each share of Class B preferred, including accrued dividends amounting to $21.66 a share, at the rate of 1 1/5 shares of new convertible preferred stock and one common share for each B preferred share, and the right for five years to convert each new preferred share into five common shares.

Under the plan it is possible for RCA, within five years or less, to retire all its preferred stock and have only common stock outstanding.

The new first preferred stock will be callable at $100 a share and accrued dividends. It will be entitled to cumulative annual dividends of $3.50 a share from April 1, and will be convertible into five shares of common for each share for five years, unless redeemed sooner.

Official notice of the redemption of the "A" stock will be given today and the issue will be redeemed July 1 at the call price plus 87½ cents a share, representing the accrued dividend to that date, it was said. It is expected that certificates for the new first preferred will be available about April 15 for issuance under the plan. Principal advantages of the recapitalization, as cited by the company, are that the redemption of the "A" stock will eliminate annual dividend requirements of $1,734,600, while interest on the new bank loan will amount to only $250,000 a year.

It was also stated that the holders of common are regarded as being benefited by the elimination of all dividend arrears on the "B" preferred stock and reduction of annual charges ahead of the common stock by more than $2,000,000.

In a message to stockholders yesterday, David Sarnoff, RCA president, reported on the development of the company's activities and experimental work during the past year. In discussing television he reported the completion of a transmitting station in the Empire State Bldg. and an experimental studio in the RCA Bldg. as a part of NBC operations. Actual transmitting tests using experimental receivers located at observation points will be started June 29, Sarnoff said. He warned, however, against the forming of incorrect impressions as a result of this activity.

"This is a far cry from the expectations of such a service aroused by pure speculation on the subject," he said. "There is a long and difficult road ahead for those who would pioneer in the development and establishment of a public television service."

Show Business

Major Edward Bowes is double featured on Broadway this week.

He continues to operate the Capitol. The Roxy is playing one of his amateur units. As part of its stage show, the latter theatre is giving Bowes far more advertising display than the theatre he has managed for so many years.

Stay to 20th-Fox In "January" Suit

(Continued from page 1)

1890. Twentieth Century-Fox will seek before the full court next week a definite stay pending an appeal of the case to the U. S. Supreme Court, or a reargument of the Circuit Court appeal. Meanwhile it is expected the company will continue with releasing arrangements on the picture.

Page had originally sought an injunction against the making and releasing of "Captain January," which was denied by the District Court, and is now granted.

An arrangement had been made years ago by which Page and Mrs. Richards were to share in any rights accruing to the novel. In 1923 the silent picture rights to the novel were sold to Principal Pictures Corp. Fox bought the rights from Principal, and negotiated with Page and Mrs. Richards for the talking picture rights. The company paid Mrs. Richards $13,333 for those rights, she giving the company a quit claim.

Page contends that Mrs. Richards had no authority to sell the talking film rights to the producer. Judge Thomas W. Swan, who wrote the opinion, declared that the defendant, in proceeding without coming to terms with the plaintiff, exposed itself to a legal action.

In granting the injunction, the court indicated that an accounting may be asked for at a future date. At the time the injunction action was filed by Page, the picture had not been produced. The company went ahead with production after the injunction denial.

Racketeering Charge Made Against Asca

(Continued from page 1)

number of specific instances of alleg unfair practices on the part of the s ciety, including that of a Maryla theatre owner, who paid a license 10 cents a seat, who also operated broadcasting station, under license, a a dance hall, for which a license al was secured, and who was approach by the society with a demand for st another license for the use of phon graph records in the lobby of his th atre for advertising purposes.

When the protective organizati was in process of formation, the w ness declared, men active in its dev opment were the recipients of threa ening letters from Ascap, in whi they were ordered to cease their a tivities or face suit for libel, a where they had approached Asc licensees to urge them to join the pr tective group they were threaten with suits for aiding and conspiring infringement.

In its complaint to the Fede Trade Commission, the protective a sociation, of which Katz said a nu ber of exhibitors were membe charged that the monopoly exercis by Ascap made it "economically u sound" for exhibitors and others purchase rights from individual co posers and publishers not affiliat with the society.

"The ranks of the unemployed m sicians have been greatly increased d to the activities of the said Americ Society of Composers, Authors a Publishers demanding exorbitant cense fees from people employing chestras in public places, such f having increased over 500 per cent the last five years, as a result of whi orchestras have been taxed out of e istence," it was alleged.

SEC Decision Seen As Court's Warnin

(Continued from page 1)

permit withdrawal of a registrati statement filed with it, and to which took exception, before any official tion had been taken with respect such statement.

In the case decided by the co J. Edward Jones, dealer in oil roya shares, had filed a registration sta ment on which the commission orde hearings. He refused to appear bef the commission and sought to wi draw the statement.

In its decision, the Supreme Co flatly warned Administration bure and commissions of the Governm not to extend their powers by croachment upon the fundamen rights, privileges and immunities the people, lest, while avoiding consequences of a supreme autocra we "become submerged by a multit of minor invasions of personal rig less destructive but no less violative constitutional guaranties."

Talk Strike Conferenc

Local 802 of the A. F. M. is cons ering a conference with the Mu Publishers' Protective Ass'n, look to a conclusion of the week-long str against music firms by members of union.

- *How much leeway do managers have in San Francisco?*
- *How far will Boston newspapers go on co-op advertising and contests?*
- *What's the downtown parking situation in Cincinnati?*
- *Are street stunts and floats allowed in Milwaukee?*
- *How high do advertising budgets run in New Orleans?*
- *What's the low-down on the neighborhoods in Kansas City?*

These and a hundred other questions on theatre operation and local conditions as affect the showbusiness in key cities are covered in the Showman's Travelogue series, which is now running in the Managers' Round Table Club Department of the

MOTION PICTURE HERALD

Purely Personal

MORRIS HELPRIN and AL MARGOLIS of the U. A. publicity department returned from Washington yesterday. They attended the preview of "Things to Come" at the Wardman Park.

•

DAN S. GREENHOUSE, in charge of M-G-M distribution in Colombia, arrived by plane yesterday and will leave shortly for the coast. He will stop over several days in Chicago and will reach the coast April 19.

•

HARRY M. and MRS. GOETZ, WILLIAM WILKERSON, VICTOR ORSATTI, REGINALD WHITLEY, London film critic; JOHN S. TAPERNOUX and HARRY PERRY of the Paramount French office are all arriving today on the *Paris*.

•

GREGORY RATOFF sails for England on the *Washington* today. Also sailing on that boat are the Balabans: ABE J., MRS. BALABAN, IDA JOY, CHERRY BLOSSOM and BRUCE.

•

HARRY GOLD, assistant to GEORGE J. SCHAEFER at U. A., due back from Atlanta today. SCHAEFER expected in tomorrow.

•

ERNEST GANN sailed on the *Veendam* yesterday to direct a picture in Europe. He'll be back before fall to produce a play.

•

FRANCISCO COTO returned to Cuba yesterday to take up his duties as head of Republic Pictures of Cuba, formerly known as Monogram di Cuba.

•

EDDIE ALPERSON, SAM DEMBOW, WILLARD MCKAY and FRANK BUCK did their lunching et al at "21" yesterday.

•

THOMAS A. KILFOIL named office manager at the Pathe-First Division home office in addition to his other duties.

•

HERMAN ROBBINS heads east from Hollywood next week, but will stop off at Dallas to visit his son, ALLAN.

•

HELEN KELLER attended a showing of "Little Lord Fauntleroy" at the Music Hall yesterday afternoon.

•

SAM SPRING, film attorney, is in Hollywood, Fla., for a two-week visit with his family.

•

ANN SOUTHERN, who has been here for several weeks on vacation, left yesterday for the coast.

•

ZOE AKINS and JOHN MURRAY ANDERSON arrive today on the *Europa*.

•

BETTE DAVIS returned yesterday from Boston, her home town.

•

GARY COOPER due back from his Bermuda vacation April 20.

Elisabeth Bergner Signed

PARIS, April 7.—Samuel Goldwyn, preparing to sail for New York tomorrow on the *Aquitania* said he had signed Elisabeth Bergner for one film annually for the next five years. He also announced that he has been negotiating with the French director, Renee Claire, for a film in Hollywood.

Finds 50% of Adults Rare Picture Fans

(*Continued from page 1*)

dustry has some 18,000 theatres with a seating capacity of nearly 80,000,000 persons weekly (at the rate of one seat filled only once each day) and that there are about 70,000,000 paid admissions weekly at the average admission of 20 cents—little is known about U. S. movie-going habits. The results of *Fortune's* questions contribute a little additional data on this persistent, but no universal method of passing the time of day:

More than once a week....	13.0%
Once a week............	24.9
More than once a month..	12.1
Once a month..........	13.2
Less than once a month...	21.1
Never	15.7

"A quarter of the nation's adults, then, go to the movies once a week; a half go more than once a month. The other half, who go once a month, or less, or never, are the reason that the theatre division of the industry has an embarrassing oversupply of capacity on its hands."

The magazine next asked:

"Do you go to see any good film, or do you wait and go to see only certain pictures?"

"Any Good Picture" Popular

On this score, the survey has this to say for itself:

"The answers show that 46.7 per cent of the people go to see 'any good' picture. These are probably the backlog of the industry, thanks to which its over capacity is not worse and thanks to which even the worst of Hollywood's output gets some showing before its costs are written off. Another peculiarity is that frequency of movie-going is nearly independent of the economic circumstances of the customers. Of the prosperous, 28 per cent go once a week, 26.6 per cent of the lower middle class, even 19 per cent of the poor, who are by definition in this survey the unemployed and the partially unemployed. Only the negro is not a habitual moviegoer—45.7 per cent never go; but this is chiefly because he lives in scattered rural communities.

"Still another advantage the movies enjoy over other forms of entertainment is that children are also regular customers even better than their parents. Of the people interviewed who said they had children, the replies to this question were as follows:

"(If children) how often do they go to the movies?

More than once a week....	17.8%
Once a week............	38.6
More than once a month.	9.7
Once a month..........	10.6
Less than once a month...	16.2
Never	7.1

"With more than half the children attending once a week or more, the industry is assured of at least 17,000,000 weekly admissions to help fill its 80,000,000 seats a week, although generally at half price. And 45.2 per cent of these (54.3 per cent of those between six and eleven, 38 per cent of those between 12 and 18) get their movies in the afternoon, according to the parents in *Fortune's* sample."

Both Sides Picket

Cincinnati, April 7.—Two colored pickets, walking side by side, are patrolling in front of the Roosevelt, downtown house, which caters to colored patronage.

One carries a banner reading: "This theatre is unfair. It refuses to employ union colored operators."

The other banner reads: "Come in. This theatre employs only first class colored operators."

Rogers Sanitarium Week Set May 22-29

(*Continued from page 1*)

try, were selected by Major L. E. Thompson, chairman of the hospital fund drive, at a meeting at M. P. P. D. A. headquarters. Prominent members of the industry in all parts of the country will work on these committees.

Members of the general committee are M. H. Aylesworth, Robert H. Cochrane, E. W. Hammons, Will H. Hays, Sidney R. Kent, Carl Laemmle, John E. Otterson, Mary Pickford, Joseph M. Schenck, Nicholas M. Schenck, Spyros Skouras, Leo Spitz, Harry M. Warner and Adolph Zukor.

Assisting Thompson on the executive committee are Harold Rodner, chairman; Joseph Bernhard, John Balaban, Ed Kuykendall, N. J. Blumberg, Joseph Vogel, Nathan Yamins, Leon Netter, Charles C. Moskowitz, Charles L. O'Reilly, Charles P. Skouras, Edward L. Alperson and Harry Brandt.

The promotion and advisory committee is made up of Mark A. Luescher, chairman; Oscar Doob, Robert Gillham, Charles E. McCarthy, S. Charles Einfeld, Mort Blumenstock, Sam Dembow, Jr., John Dowd, L. Wingard, M. H. Gowthorpe and William Chambliss.

The distribution committee consists of Felix F. Feist, Abe Montague, Neil F. Agnew, Ned E. Depinet, Albert Warner, J. R. Grainger, John D. Clark and George J. Schaefer.

The exhibitors committee represents a cross section of the entire country from coast-to-coast including C. H. Buckley, Albany; Arthur Lucas, Atlanta; Samuel W. Pinanski, Boston; A. C. Hayman, Buffalo; H. F. Kincey, Charlotte; Jack Miller, Chicago; I. Libson, Cincinnati; Martin G. Smith, Des Moines; W. S. Butterfield, Detroit; Charles Olson, Indianapolis; E. C. Rhoden, Kansas City; M. A. Lightman, Memphis; H. J. Fitzgerald, Milwaukee; J. B. Clinton, Duluth; Irving Jacocks, New Haven; E. V. Richards, Jr., New Orleans; L. C. Griffith, Oklahoma City; Charles E. Williams, Omaha; Lewen Pizor, Philadelphia; John H. Harris, Pittsburgh; J. J. Parker, Portland, Ore.; Fred Wehrenberg, St. Louis; Harry David, Salt Lake City; Morgan A. Walsh, San Francisco; Hugh W. Bruen, Seattle; Frank R. Durkee, Baltimore and Morton G. Thalhimer, Richmond.

Depinet in Toronto

TORONTO, April 7.—Ned E. Depinet arrived today from New York for a meeting with N. L. Nathanson of the Famous Players Canadian Corp.

Para. Players to Be Loaned on Exchang

(*Continued from page 1*)

a number of players, it has been ma known. In the past month 10 ha been signed and the total is now 8 The studio also has 69 writers work.

Five pictures are to be started th month. Seven are now in work.

Fred Waller to Make 51

Fred Waller will make 51 shorts the east, some at the Astoria stud and others at the Paramount Nev plant. His schedule calls for 18 "Pa amount Headliners," 13 "Paramou Pictorials" and 20 "Paramount Ph tographics."

Webb Must Specify

An order signed by Judge Murr Hulbert in Federal Court yesterd directed George Webb, former hu band of Esther Ralston, to indica what portion of a magazine article referred to in connection with a su for $1,000,000 against the Dell Pu lishing Co. Webb's complaint co cerns an article published in *Mode Screen* in July of 1934, regarding h romance and life with Esther Ralstc

Bartholomew Is Sued

Herman B. Schaad, theatric agent, today brought suit in N. Supreme Court for 10 per cent the earnings of Freddie Bartholome Schaad contended he introduced t boy in this country. Millicent Ba tholomew, aunt and guardian of Fre die, was named defendant in the su

Technicolor Has Defici

Technicolor, Inc., and subsidiari report a net loss for the year endi Dec. 31, of $3,472 after taxes a other charges. For the preceding ye the loss was $282,608.

Wall Street

Universal Continues Gain Wit 14¾ Points

	High	Low	Close	Ne Chang.
Columbia, vtc. ..	39⅜	39	39	...
Columbia, pfd	47½	47⅞	47⅞	—
Consolidated, pfd..	17¾	17½	17½	—
Eastman Kodak ..	168½	167	168⅜	+1
Eastman, pfd.	164	164	164	—
Loew's, Inc., ...	46¾	46¼	46¾	—
Paramount	9⅛	8¾	8⅞	—
Paramount 1 pfd..	71	69½	69½	—2
Paramount 2 pfd..	10	9¾	9¾	—
Pathe Film	11⅜	10⅝	11⅛	+
RKO	7⅜	7¼	7¼	—
20th Century-Fox.	27	26½	26½	—
20th Century, pfd.	34⅜	34⅛	34¼	—
Universal, pfd	115	102½	115	+1
Warner Bros.	12	11¾	11¾	—

Technicolor Up 1¾ Pts. on Cu

	High	Low	Close	Ne Cha
Sonotone	3⅛	3	3	...
Technicolor	32⅛	30	31⅝	+1
Trans Lux	4	4	4	...

Bonds Rise Fractionally

	High	Low	Close	Ne Cha
General Theatre Equip. 6s '40 ctf	27½	27⅛	27⅛	—
Keith B. F. 6s '46	95	95	95	+
Paramount B'way 3s '55	56	56	56	...
Paramount Pict. 6s '55	89⅛	88¼	88⅜	—
RKO 6s '41 pp....	71½	71½	71½	...
Warner Bros. 6s '39 wd	94¾	94¼	94¾	+

(Quotations at close of April 7)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

)L. 39. NO. 84 NEW YORK, THURSDAY, APRIL 9, 1936 TEN CENTS

;ancellations

By MARTIN QUIGLEY

THE forthcoming conference
tween exhibitors and distribu-
rs on trade practice adjust-
ents promises to afford an op-
rtunity for the solution of a
imber of problems which have
ng afflicted the business of
nting films. That there is much
om for improvement in the
ide practices governing the
nting of films is a viewpoint
ainst which there is but little
gument. It is to be hoped that
it of the approaching confer-
ces, which are being entered
to in a friendly and coopera-
ve spirit on the part of both
e exhibitor representatives
d the distributor executives.
ere will issue an agreement
iich will provide for a better
id sounder way of doing busi-
ss.

Many of the existing trade
actices surrounding the rent-
g of films are the result of no
liberate and thoughtful plan;
ey are rather a conglomera-
on of trade habits which have
ken growth upon the distribu-
on machine through the years.
hat some of them are unrea-
nably burdensome and ob-
xious to all except the most
lvantageously situated exhibi-
rs is a matter of common
iowledge. It is both logical and
nsible that exhibitors and dis-
ibutors should now, with better
isiness conditions returning,
iter seriously upon the task of
arranging these matters, to the
id of a fairer deal for all con-
rned.

A SIGNIFICANT develop-
ent in the light of the approach-
g conference is the observa-
on made recently before a legis-
tive hearing in Washington by
r. Sidney R. Kent, who has
ng been one of the most for-
ard-looking and forward-think-
g men in the industry on mat-
rs of distribution. Mr. Kent
dicated that he would favor a
actice under which pictures
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(Continued on page 2)

Final NRA Report Urges Federal Rule for Films

As "Ziegfeld" Hit Broadway

ASTOR THEATRE
The GREAT ZIEGFELD
TYSON THEATRE TICKETS
THEATRE TICKETS

Street scene last night when M-G-M's latest roadshow had its premiere at the Astor. Detailed story on page 14.

Spitz Elected K-A-O's Head; Board Cut to 7

Balance of Stockholder Groups Continued

Leo Spitz was elected president of Keith-Albee-Orpheum and M. H. Aylesworth chairman of the board, following a reorganization yesterday of the RKO theatre subsidiary's directorate which resulted in a reduction of the board membership from a former 13 to seven.

The procedure, Spitz said, achieves a closer unification of K-A-O and RKO and, having the approval of all K-A-O stockholder factions, represents an important step in the composition of RKO interests preliminary to the reorganization of that company.

The reduction of the board membership by six still maintains the balance of power between RCA-RKO on the one hand and M. J. Meehan, principal preferred stockholder, on the other. RCA-RKO had five representatives on the former board. Meehan five and an additional three directors were so-called neutrals, being acceptable to both stockholder factions. On

(Continued on page 13)

Talk on Trade Practices Set For Next Week

Thursday Picked as Date To Meet Distributors

The pending conferences on trade practices between exhibitors and distributors will open here next Thursday, provided a sufficient number of distribution executives can attend on that day, it was learned yesterday.

Communications setting forth the general aims of the conference and asking company representatives to participate were received at distribution offices yesterday from the M. P. T. O. A., sponsor of the meetings. There appears to be no doubt that all large distributors will send representatives.

Five M. P. T. O. A. committeemen have definitely accepted bids to serve on the conference committee. In addition to Ed Kuykendall, organization president, they are Lewen Pizor, Philadelphia; Charles E. Williams, Omaha; O. C. Lam, Rome, Ga., and L. C. Griffith, Oklahoma City. Morris Loewenstein, M. P. T. O. A. secretary; Morgan Walsh, San Francisco; Jack Miller, Chicago, and Samuel

(Continued on page 13)

Bertrand for New Board; Opposes Legislation On Block Booking

By BERTRAM F. LINZ

WASHINGTON, April 8.—Federal control of the film industry was today recommended by Daniel Bertrand, formerly with the Amusements Division of the NRA, in the long-awaited report on the industry before, during and following the code period.

Anti-block booking legislation, however, was frowned upon as being ineffective, requiring an army to administer and, by intimation, disrupting the industry.

The report, the 34th of a series designed to deal with every industry codified under the NRA, was released by Leon C. Marshall, director of the Review Division.

Creation of a special Federal commission to deal with the industry is proposed by Bertrand, with extension of the Federal Trade Commission as a very secondary alternative, it being contended that the "unique character" of the industry and other factors make a separate organization advisable.

Included in the report is a list of persons "qualified as experts on the entire industry," who presumably could be appointed to such a commission, those names being: Will H. Hays, David Palfreyman, also of the Hays organization; Former Division Administrator Sol A. Rosenblatt; John C. Flinn, former secretary of Code Authority; Tyree Dillard, Code Authority counsel; Nathan Yamins, Fall River, Mass., independent exhibitor; Ed L. Kuykendall,

(Continued on page 11)

New Nathanson Pact About Ready to Sign

TORONTO, April 8.—N. L. Nathanson's new five-year operating deal as head of the Famous Players Canadian Corp. is understood to have approached finality today with Y. Frank Freeman and Austin C. Keough, representing Paramount, here from New York to cement the arrangement, long pending.

The contract would follow the current pact which expires June 1 and is reported to contain provisions allowing Nathanson to purchase a stock interest in the Canadian theatre company up to 10 per cent.

MOTION PICTURE
DAILY

(Registered U. S. Patent Office)

Vol. 39 April 9, 1936 No. 84

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Southern Blow Hits Trade in 31 Houses

Thirty-one theatres were in the path of the tornado which swept across parts of Georgia, Mississippi, Tennessee, Arkansas, Alabama and the Carolinas. Only one was seriously damaged, but the effect on grosses for some time to come is expected to be serious as property damages ran into the millions, and thousands of families are in need of assistance.

Tupelo, Miss., and Gainesville, Ga., were hardest hit. The Lyric at Tupelo was commandeered as a hospital. The Strand is the only other house there.

At Gainesville there are four houses, the Rex, Eitz, Royal and State. The Royal was badly damaged, and the Ritz was hit.

Other houses in the storm path were: Woods, Cordele, Ga.; Acworth, Acworth, Ga.; Princess, Booneville, Miss.; Coffeyville, Coffeyville, Miss.; Bay, Red Bay, Ala.; Elk, Princess and Grand, Granada, Ala.; Lyric and Roxy, Huntsville, Ala.; Landers and Melba, Batesville, Ark.; Gem, Melbourne, Ark.; Carolina, Criterion, Lyric and Strand, Andersonville, S. C.; Carolina, Criterion, Central, Imperial, National, Palace and State, Greensboro, N. C.

Cancellations

(*Continued from page 1*)

ascribed many beneficial accomplishments. The industry in the United States may not yet be ready for such an innovation but it obviously would entail many marked advantages over present arrangements.

The exhibitors will approach the forthcoming conference with a proposal calling for an unconditional twenty per cent cancellation clause in all rental contracts. That every exhibitor, irrespective of the conditions surrounding his theatre, should enjoy some substantial cancellation privilege is obviously an essential requirement if he is to function efficiently and constructively.

When the distributor offers a group of pictures without definite and thorough knowledge of the nature of these pictures and when the exhibitor accepts the offer, the latter, in order that he may attune his operations to many factors with which he must contend, must have the election as to the elimination of a certain percentage of the group in question. Such a cancellation arrangement has, of course, been widely in vogue for some time—at least as far as principle is concerned. In actual practice, however, the cancellation privilege has been tied with conditions which involve or actually negate the privilege. The exhibitor should have a plain, uncontestable right under the contract to exclude on his own judgment a reasonable percentage of the pictures called for in any contract.

WHAT the percentage in definite figures should be is obviously a matter for discussion and negotiation. If the contract is to be more than merely a product reservation, the cancellation privilege must be limited, but it should not be so limited that it robs the exhibitor of the freedom of action necessary with which to deal with the special and individual problems that confront his particular theatre. But whatever the figure is, the clause which gives it effect in the contract should be plain and unmistakable and should be tied to no conditions under which ordinary circumstances render it ineffective or tend to do so.

Among the exhibitor proposals at the forthcoming conference will be several questions involving seller and buyer relations upon which no ideal solution will probably be found now or at any other time. The intricacies involved in marketing film seem to make this a condition out of which there appears to be no complete escape. But this is not a denial of the fact that many helpful and constructive adjustments are possible if both parties to the conference approach their task in a spirit of fair play.

Donat Set for One Reliance on Coast

Robert Donat will do one of the pictures he is slated to make for RKO in Hollywood toward the end of the year. Ahead of it, however, is a commitment to appear in one for Alexander Korda and London Films.

The arrangement was made in London by Harry M. Goetz of Reliance, who returned yesterday on the *Paris* and thereby discounted the reports, months old, that earlier litigation with Warners will prevent Donat from working in this country.

Reliance, under its deal with RKO, will make six pictures. The company's contract, however, calls for the delivery of one more under its earlier United Artists deal. This will be "The Last of the Mohicans," by James Fenimore Cooper, which Goetz will personally handle. The RKO deal embraces Edward Small, Goetz's partner, as an associate producer, but not Goetz. Between "Mohicans" and a cleanup of detail on the Reliance-RKO deal, he expects to be busy for about another year and, therefore, is not concerning himself at this time with plans beyond that time. Mrs. Goetz returned with him.

The producer will leave for Hollywood in a week.

To Do "Geste" in Color

HOLLYWOOD, April 8.—Paramount will remake "Beau Geste" as the first of four films in Technicolor. Gary Cooper will be starred.

N. E. Allied Resents Schaefer Testimony

BOSTON, April 8.—George J. Schaefer's testimony at the Pettengill Bill hearings in Washington has stirred the ire of the New England Allied unit. Resolutions have been passed expressing the unit's resentment.

The resolution recites that Schaefer directed personal attacks at Allied officers. It criticizes the reference made by Schaefer to the box-office possibilities of "Little Lord Fauntleroy," and asserts that his opinion "depreciated" the value of the film before exhibition. Copies of the resolution were ordered sent to United Artists' owners, Mary Pickford, Samuel Goldwyn, Douglas Fairbanks, Charles Chaplin and Alexander Korda.

Mayor to Address SMPE

CHICAGO, April 8.—Mayor Edward J. Kelly of Chicago will address the opening luncheon of the Spring meeting of the Society of M. P. Engineers at the Edgewater Beach Hotel here April 27-30. Other speakers will include John Balaban and Jack Miller.

Matthews Not Loaned

Reports concerning the loaning of Jessie Matthews, G. B. star, to any other company are without foundation, Jeffrey Bernerd stated yesterday. He said that the actress is under a long term contract to G. B.

20th-Fox Retires Debentures Issu

Twentieth Century-Fox Film Corp has retired $1,696,000 of six per cen convertible debentures, which were du on April 1. The retirement paymen was made with cash on hand, no ne financing having been arranged t provide for the payment.

The annual meeting of Twentiet Century-Fox stockholders will be hel on April 21, when elections to th board of directors will take place an officers will be elected by the board It is expected there will be few if an changes in either the directorate o among the officers.

Australasian Plans Made

Twentieth Century-Fox has close a deal to take over distribution of B & D. product in Australasia.

The arrangement will be much th same as the system by which G. B Product is handled in this countr through Twentieth Century-Fox ex changes with G. B. men handling thei own sales. For about two years th company has been distributing G. B films in Australasia on the same basis

Under the new arrangement wit B. & D. Ernest Turnbull, who ha been general sales manager for B & D. in that territory will continu in this post. He is now in Londo where he has been in conference wit W. J. Hutchinson, foreign head fo Twentieth Century-Fox.

"January" Litigation Settled

Twentieth Century-Fox has settle the litigation with L. C. Page ove "Captain January" out of court. Thi became known yesterday when th U. S. Circuit Court of Appeals instructed the clerk not to issue an injunction against the showing of th picture.

The case had been in court for several months and reached the appea court after a U. S. District judge ha refused to grant a stay. Page, a Boston publisher, had had an agreemen for many years with the author of th story, Laura E. Richards, coverin sale of film rights. The film compan dealt directly with the author.

Deny Griffith Motion

Judge Murray Hulbert in Federal Court yesterday denied a motion mad on behalf of D. W. Griffith, Inc., t dismiss the complaint filed by John A Manning in a stockholder's action Manning had charged the directors and officers of D. W. Griffith, Inc. with gross mismanagement and wast of the corporation's assets.

Ampa Business Today

The luncheon meeting of the Ampa today, at the Astor, will be a business meeting to be devoted to preparations for the coming elections of the organization.

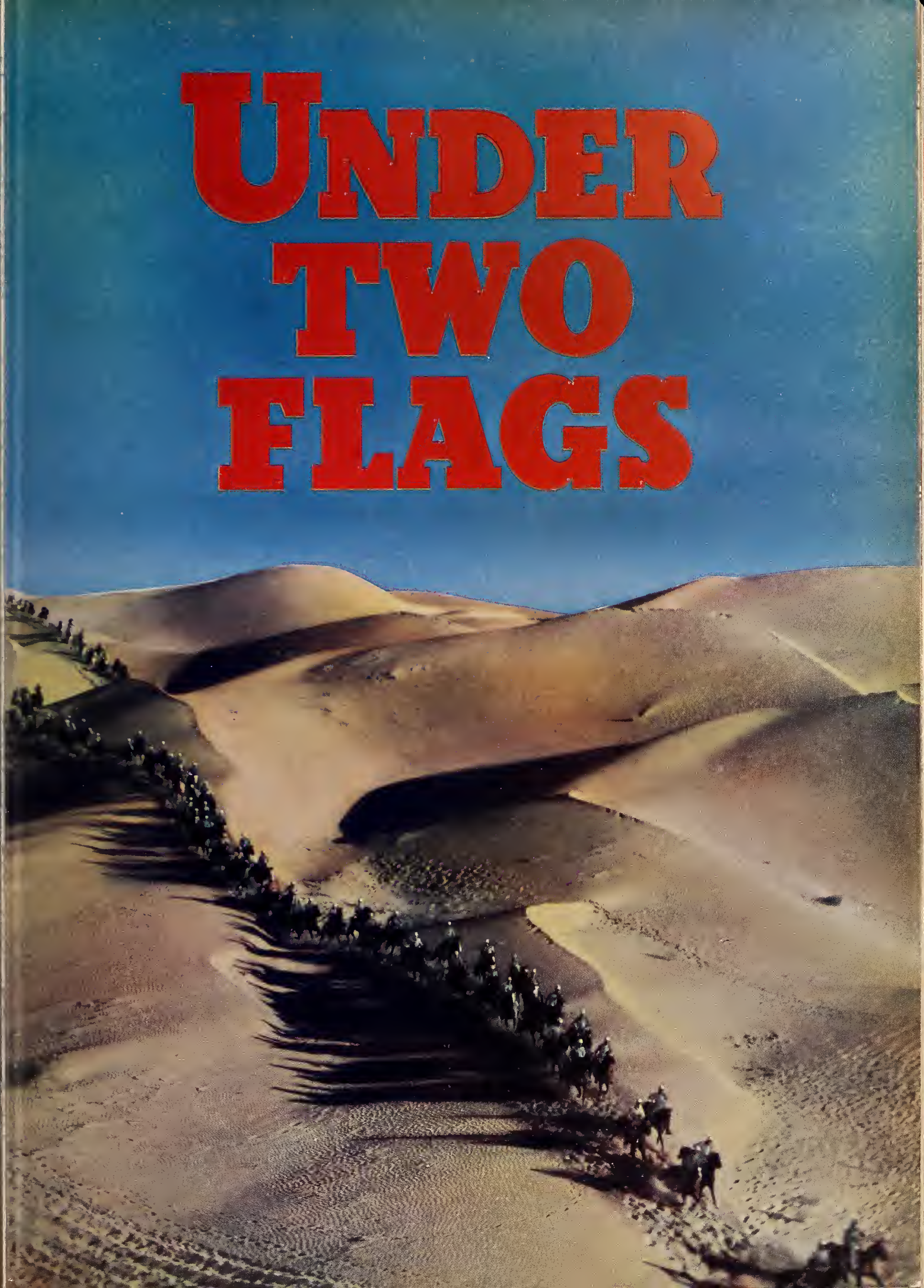
Herbert Smith on Visit

Herbert Smith, producer for British Lion in London, and brother of Sam Smith, Republic franchise holder in London, is in New York at the present time on a visit.

Fox Group to Coast

Joseph H. Moskowitz, Thomas D. Costain and Frank Underwood of Twentieth Century-Fox leave for Hollywood Monday.

UNDER TWO FLAGS



FOUR GREAT STARS

VICTOR McLAGLEN

("The Informer")

Hard-bitten, tyrannous Foreign Legion commandant . . . his rivals in romance were "lost" in battle!

CLAUDETTE COLBERT

("It Happened One Night")

As "Cigarette," dark-eyed desert beauty . . . . willing to die for the love she lived for!

RONALD COLMAN
("Beau Geste")
A fugitive from his past . . .
who found forgetfulness
in battle...and solace
in caresses!
ROSALIND RUSSELL
("Rendezvous")
Proudly aristocratic . . . till
the strong arms of a Legionnaire turned her
heart to fire!

A CAST OF 10,000

2

Mightiest EMOTIONAL SPECTACL

OUIDA'S UNFORGETTABLE LOVE STORY!

Romance of the French Foreign Legion . . . of love as burning as Sahara's sands . . . of men's heroism and women's devotion . . . of blood-mad Arabs and heat-crazed Legionnaires locked in grim conflict.

4 TOP-RANK STARS . . .

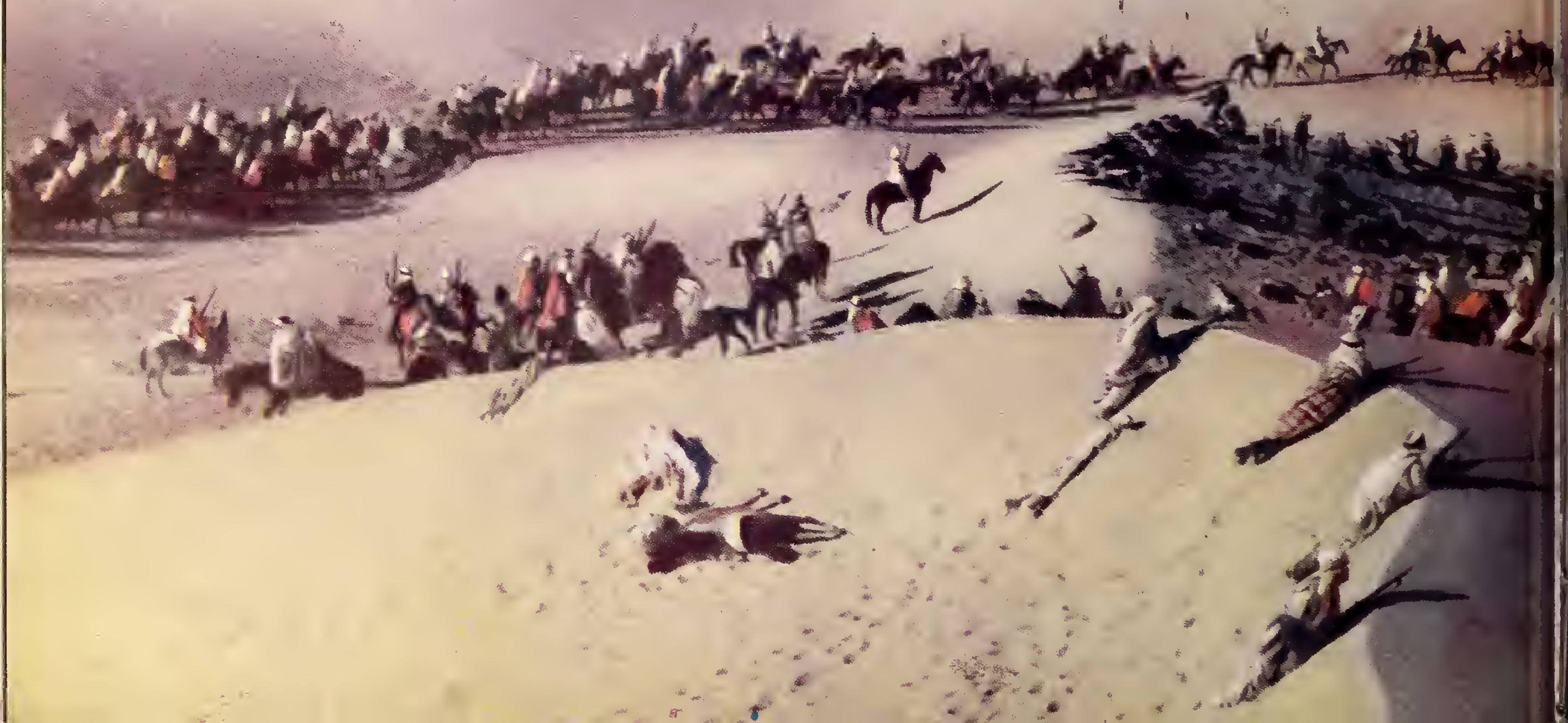
soaring to gloried brilliance in this drama so tumultuous with every emotion that it gives full scope to even their great talents!

42 FEATURED PLAYERS . . .

hand-chosen to insure each colorful supporting role's being trouped to the hilt by the one personality perfect for it!

A CAST OF 10,000 . . .

including hordes of wild-riding Arabs and fighting Legionnaires . . . mighty masses of humanity electrifying in thundering action . . . stunning in dramatic impact!



DRAMA WITHIN MEMORY!

1½ YEARS IN PREPARATION!

Brilliant production heads, writing brains, directorial minds . . . planning and plotting a production as colossal and intricate as a great military campaign.

6 MONTHS IN THE MAKING . . .

transcribing onto film its panoramic power . . . its driving drama . . . its intimate romance . . . its violent hates . . . its glorious courage!

2,785 TECHNICIANS . . .

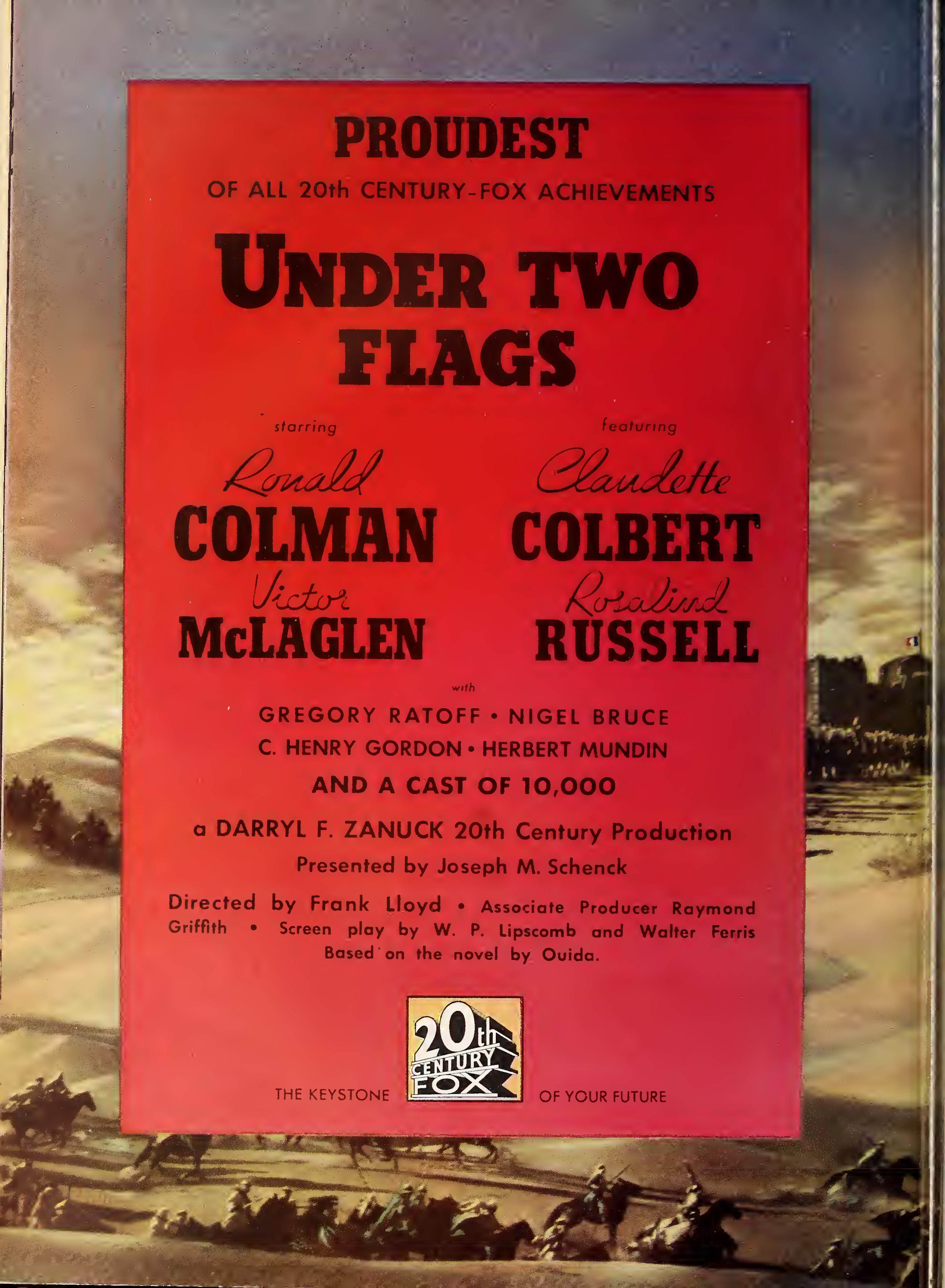
building massive sets . . . creating a tent city in a wilderness . . . making thousands of costumes . . . checking every historical point . . arming thousands of soldiers!

FILMED BY 17 CAMERAMEN . . .

braving merciless sand-storms and blistering tropic sun to capture the measureless expanse and majesty of the mysterious Great Desert!

INSPIRED DIRECTION . . .

by Frank Lloyd, master of overpowering sweep and emotional force, who directed unforgettable "Cavalcade" and "Mutiny on the Bounty"—industry immortals!



PROUDEST

OF ALL 20th CENTURY-FOX ACHIEVEMENTS

UNDER TWO FLAGS

starring

Ronald
COLMAN

Victor
McLAGLEN

featuring

Claudette
COLBERT

Rosalind
RUSSELL

with

GREGORY RATOFF • NIGEL BRUCE
C. HENRY GORDON • HERBERT MUNDIN

AND A CAST OF 10,000

a DARRYL F. ZANUCK 20th Century Production

Presented by Joseph M. Schenck

Directed by Frank Lloyd • Associate Producer Raymond Griffith • Screen play by W. P. Lipscomb and Walter Ferris
Based on the novel by Ouida.

THE KEYSTONE 20th CENTURY FOX OF YOUR FUTURE

Federal Film Control Urged In NRA Report

(*Continued from page* 1)

president of the M.P.T.O.A.; Abram F. Myers, general counsel for Allied States; John F. Knight, Paramount Theatres Service Corp.; Pat Casey, producers' representative for studio labor; George Browne, president of the I.A.T.S.E.; Louis Krouse, assistant president of the I.A.T.S.E.; Steven Newman, international representative of the I.A.T.S.E.; Joseph Weber, president of the American Federation of Musicians; Frank Gillmore, president of Actors' Equity; Professor M. P. McNair of the Harvard Bureau of Business Research; Professor Howard T. Lewis of the Harvard Graduate School of Business, and Terry Ramsaye, editor of *Motion Picture Herald.*

The principal points of which Federal control should be exercised, it was held in the report, are block booking, overbuying, monopolistic practices, and clearance and zoning. Here, it was held, "Federal assistants might prove beneficial to the industry and the general public."

The report, well over 200 pages, traces the growth of the industry from the development of the magic lantern nearly 300 years ago to the present day. Negotiation, development and application of the code is discussed at length, as are the various practices of the industry and their treatment under the code and since.

The major practices of which complaint is made, it was declared, are overbuying, clearance and zoning, block booking and cancellations, forcing of shorts, rebates on admissions, designated playdates, and non-theatrical accounts. Practically all of these, it was held, could be corrected by Federal control over the four major practices referred to above.

Anti-block booking legislation, Bertrand contended, would not solve the problem of distribution. "Block booking is, if not the most complicated, at least the most controversial problem troubling the motion picture industry," he said.

Complete Elimination Difficult

"The most common solution advanced by independent exhibitors is the complete abolition of compulsory block booking. Without going into the merits of arguments, it may be pointed out that administration of such a law would probably require the services of federal personnel exceeding the total number now employed by the Federal Trade Commission. Lack of adequate standards, it may be assumed, would result in conflicting determinations by different bodies. Moreover, the mills of the courts grind slowly. It would profit the exhibitor little or nothing to be involved in lengthy and expensive litigation.

"The second most frequently advanced solution is extension of the cancellation privilege. Increase of the percentage and removal of the restrictions on the free exercise of this right would probably satisfy most exhibitors' objections to block booking. This should allow the exhibitor to cancel inferior or unsuitable pictures and contract for quality productions if they appeared during the season.

"The producer or distributor of productions of relatively high quality would have nothing to fear from such an arrangement. Since an exhibitor must either replace a canceled picture with another, or must extend the run of some more desirable feature, the elimination of unsuitable or inferior pictures would not involve any loss of playing time to the industry as a whole."

Application of the code prohibition on the forcing of shorts and a cancellation privilege on a certain percentage of shorts bought would remedy the situation, it was contended, while the rebate evil can be reached most readily through clearance and zoning schedules.

Non-committal on Playdates

The report was more non-committal on the subject of designated playdates, pointing out that the exhibitor might naturally wish to play cheap pictures on Sunday, knowing he can fill his house, while the distributor desires to get the largest rental possible. Only four complaints were filed under the code provision, one by an operator who booked 80 Sunday playdates in one year, it was explained, and it was suggested that an agreement might be worked out similar to that applied to shorts under the code.

Following a consideration of the activities of each of the three branches of the industry, Bertrand finds that "the conclusion may be fairly made that, through its connection with and relationship to the distribution and production branches, the exhibition branch is an integral and necessary part of the entire scheme and plan of the motion picture industry." Further, in the light of court decisions in other inter-related industries, "it would seem that the motion picture industry is of such a character that the Federal Government would be justified in assuming jurisdiction over the industry as a unit."

Taking up the major point of which Federal control should be applied, the report, in a consideration of block booking, admits "the problem is not easy of solution."

"Exhibitors in general favor complete abolition of block booking," it was commented. "Distributors, on the other hand, oppose any such steps.

"As the problem stands at present, the use of the practice, without limitation, is legal. Any attempts at limitation of the use of the practice should be preceded by an intensive study of the subject by a disinterested Federal agency. Since the practice is one used by distributors, block booking is obviously within Federal jurisdiction."

Overbuying with intent to keep competitors from securing sufficient product for operation of theatres on a reasonable basis "is considered an indefensible practice throughout the industry," according to the report.

"However," Bertrand continued, "the victim of such a practice experiences difficulty when he applies to the courts for remedy.

Overbuying Remedy Simple

"It would seem simple to pass a statute forbidding an exhibitor to overbuy or forbidding a distributor to license film to an exhibitor in such quantity over his normal requirements as to prevent a competing exhibitor from obtaining sufficient product. The difficulty arises in connection with application and administration of such a statute.

"Leaving the courts to decide whether violations have occurred in specific cases would again raise the spectre of evasion.

"It might be possible to frame a statute making illegal any contract licensing the exhibition of film through which one exhibitor by overbuying prevented another exhibitor from securing adequate product, thus acting as an unreasonable restraint on trade. Rapid and inexpensive determinations as to violations might be made by small bodies under Federal supervision located in each exchange territory, easy of access to all exhibitors, as under the code. The Federal Government would then be in a position to withstand appeals to the courts in place of leaving the small and relatively helpless exhibitor to his own resources. Such a method would answer most of the objections previously referred to and would extend Government protection to the small business man."

A thorough study by a Federal agency with adequate facilities and authority to examine books and other records should be made to settle finally the question of monopolistic practices, Bertrand asserted. Admitting that such an investigation would be costly and lengthy, he held that the results would justify both the expense and the time.

"Claim and counter-claim with regard to the charges that the major motion picture companies are really monopolistic have been advanced for years." He commented that the growth of trade practices, such as block booking, forcing of shorts and designation of playdates, have tended to create a protected market for the large companies and restrict independent competition. Frequently, he added, more serious charges are made, such as collusive effort to restrain competition, and "such airs of suspicion and doubt should be cleared; whether the charges are true or false should be generally established."

Seeing only a choice "between laissez-faire and uniform schedules," for solution of the clearance and zoning problem, Bertrand holds that no difficulties exist to prevent the establishment of schedules fair to all exhibitors, but acknowledges that relation of present laws is necessary before this can be accomplished. However, such relaxation should be permitted only under a Federal check.

Uniform Schedules Prevented

"No question need be raised as to the interstate character of the practice," he said. "Formulation of uniform schedules was stopped by Federal anti-trust laws. Relaxation of these statutes would permit the industry to act. It follows, of course, that adequate Federal supervision would have to be provided to prevent any undue influence from major groups and to safeguard the rights of minority groups and the public.

"Little good is accomplished in pointing out places where use of Federal powers might be beneficial unless constructive suggestions are made as to the methods by which this power should be exercised," Bertrand declared in summation.

"The idea of a simple statute directed toward bettering any set of conditions must immediately give way to the problem of its application and administration. The first thought is to refer the matter to the courts.

"The difficulties of using the courts to curb the vicious aspects of overbuying have been commented on in this chapter. The difficulties a court might be called on to contend with in an attempt to cope with the problem of block booking have been previously suggested. No court could be called on to investigate and inquire into the industry in general in other than some specific instance and it would be hardly reasonable to ask the Federal courts to add to their already crowded dockets a review of any or all proposed uniform clearance and zoning schedules.

"Only a Federal commission would seem versatile enough to cope with these various situations. Such a commission might be a separate Federal body or might constitute an addition to the duties of the existing Federal Trade Commission."

However, it was held, a separate commission "seems to be indicated by reason of the following facts: Due to the unique character of the industry and its trade practices, the functions of such a body also would be unusual and there would seem to be no adequate reason for merging a body established to perform these functions with another body; in a single body, the element of shifting of responsibility would be minimized; centralization of control would tend toward more efficient administration and management.

With respect to the organization of the commission, Bertrand suggested appointment of a number of commissioners by the President "with or without the approval" of the Senate, with appointment made sub-

(*Continued on page* 14)

Highlights of NRA Report

Washington, April 8.—Significant observations made by Daniel Bertrand in his final NRA report of the industry which recommends Federal control follow:

Block booking legislation held ineffective. Favors further study of subject.

Creation of new Federal commission with local boards to handle arbitration is urged, or, failing this, extension of Federal Trade Commission supervision to cover films.

Industry leaders and others named as qualified to serve on such a board.

Favors cancellation extension and application of code prohibition on forcing of shorts.

Non-committal on designated playdates. Overbuying called objectionable.

Suggests Federal study of monopolistic practices.

Relaxation of laws covering clearance and zoning favored under Federal check.

Dramatists Approve Plan of 60-40 Split

The Dramatists' Guild, at a special general membership meeting yesterday at the Hotel Shelton, approved an amendment to the basic agreement of March 1, providing for a 60-40 split of royalties between producer and playwright, in place of the former sliding scale arrangement. The amendment gives the larger portion of the split to the playwright, instead of the 50-50 arrangement on royalties up to $35,000, and a graduated scale in favor of the author above that amount.

Sidney Howard, Guild president, pointed out that the 60-40 arrangement was of benefit to the younger members of the guild and to theatres in general. Another amendment approved, with reference to date of release, provides that the release date of a film shall not interfere with either the New York or road run of the play, and that the author shall fix the release date, the manager to be advised of it in writing.

Howard reiterated statements he had made previously with reference to the negotiation of a new agreement, sought by the League of N. Y. Theatres, that the Dramatists' Guild would not consider any revision unless the League first presented its criticisms of the guild basic agreement in writing. A telegram was received before yesterday's meeting by Howard from Dr. Henry Moskowitz, executive adviser of the league, which, replying to a letter from Howard, advised that the league would send its criticisms if the guild consents to negotiate. With reference to the telegram, Howard declared he would not open the basic agreement to "endless discussion." He said the managers "negotiation" would mean "tearing up" the guild's basic agreement and throwing away 10 years of guild organization.

Washington's Ascap Case Awaits Ruling

Seattle, April 8.—The Supreme Court has taken under advisement the latest move in the long-drawn-out controversy between Ascap and the state. This move deals with a transfer of the Ascap case from the court of Judge Wright of Thurston County to the court of Judge Wilson in the same county.

Wright, who last year restrained Ascap from operating in Washington and appointed Tracy Griffin of Seattle as receiver, appeared before the Supreme Court last week and reported monopolistic conditions the same as previously. A decision is expected soon.

Orders Fox Testimony

A motion for an examination before trial was granted yesterday to Joseph E. Cohen in connection with his suit for $300,000 damages against William Fox and the Fox Film Corp. The complaint sets forth that the defendant made a contract to install devices manufactured by the Sentry Safety Control Corp., of which Cohen was president. Cohen says he delivered stock of Sentry to the defendant and spent large sums in advertising these devices. He also charges the defendant entered into a fraudulent conspiracy to obtain the stock. Justice Miller ordered W. C. Michel, vice-president of Fox Film, to appear for examination on April 23.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Law in Her Hands"

(Warners)

Hollywood, April 8.—Entertainment is here offered in a novel and effective fashion. While not a "big" picture in the generally accepted sense, the story has a strong, interest-holding quality resulting from a nice blending of romance, comedy and drama held together by well-grounded suspense. The show should be popular among audiences that prefer their entertainment without frills.

Margaret Lindsay and Glenda Farrell are novice attorneys starting out together in their profession and encountering all the difficulties which are common to fledgling barristers. Miss Lindsay, falling in love with district attorney Warren Hull, learns that success in the profession depends upon the understanding of the tricks and technicalities of the craft. Becoming the mouthpiece for racketeer Lyle Talbot, she outwits Hull in a series of sensational cases. A rift between the lovers is caused by this association with Talbot. Hull declares that he will get Talbot, and adds that in doing so he will show up Miss Lindsay as a shyster lawyer.

Talbot becomes involved in the milk poisoning racket, whereupon Miss Lindsay refuses to defend him. Put on the spot by gangsters, she makes a deal with Talbot to fight the case. During the trial she appears to be losing the battle and Hull gloats over her impending defeat. Finally, however, she reveals that the suspect on trial is Talbot's double; she calls on him to prove the point and accuses him of murder, paving the way for conviction. Upon his being sentenced Miss Lindsay gives up the law to become Hull's wife.

In addition to the convincing performance of Hull, Talbot and Miss Lindsay in the romantic and dramatic phases there is much laugh-provoking comedy contributed by Glenda Farrell and Eddie Acuff, process server, who looks always as if he has been run through a meat chopper. In an effective bit as a racketeer collector, Matty Fain, strong-arm man, did a job that brought applause from the preview audience. The work of the principals is ably supplemented by the supporting cast.

If the exploitation campaign features the assertion that knowledge of legal tricks and technical loopholes can circumvent factual evidence in a case, the picture should do well.

Production Code Seal No. 2,070. Running time, 62 minutes. "G."

Universal Adds 13 Writers at Studio

Hollywood, April 8.—Universal has added 13 new writers to the scenario staff, in charge of Jerry Sackheim. They are: A. E. Thomas, who is adapting "Love Insurance"; Leonard Praskins, adapting "Roxana"; Humphrey Pearson, working on "Time Out of Mind"; Lynn Starling, adapting an untitled original by Norman Krasna; Isabel Dawn and Boyce DeGaw, adapting "Reno in the Fall"; Vera Caspary, who is working on an original, and Adele Buffington and Kubec Glasmon, who are collaborating on "Night Life."

In addition to these, Lillian Barker is here to do the screenplay of "Where Are My Children?" Also back on the lot working on various assignments are Harry Clork, Morris Ryskind, Eric Hatch, Doris Malloy and Samuel Hoffenstein. William Koenig, general studio manager, states that at least 10 more writers will be signed within the next two weeks.

Extradition Refused

Sacramento, April 8.—Governor Merriam today denied the application for the extradition to New York of Duncan Renaldo, film actor, on the charge of non-support of his son. The governor maintained that Mrs. Renaldo "has not given Duncan a chance to carry on his work as an actor and earn money."

Bills Against Films Beaten in Missouri

St. Louis, April 8.—With the present session of the Board of Aldermen ending *sine die* today, four bills aimed at the film industry died in committee. Measures calling for two projectionists in theatres, for the levying of a one-cent tax on all admissions of 25 cents or more, a tax of a tenth of a mill on rented films and the elimination of standing room admissions were all beaten.

In the forefront of the fight against the bills was Fred Wehrenberg, president, M. P. T. O. of St. Louis, Eastern Missouri and Southern Illinois.

Named for Labor Meet

Hollywood, April 8.—The board of directors of the Producers Ass'n. today selected Fred Pelton of M-G-M, H. K. Bachelder of Twentieth Century-Fox and Keith Glennon of Paramount to accompany Victor Clarke to New York for the basic labor agreement conferences.

Appeal Bank Night Case

Boston, April 8.—Attorney George S. Ryan has filed an appeal in the U. S. Circuit Court of Appeals from U. S. District Judge Sweeney's dismissal of a Bank Night infringement suit against Parlay Cash Night operated by Meyer Gruber and Harry Bloomberg on the ground that both were lotteries.

"Times" Strong in 3rd Portland Week

Portland, April 8.—In its third week at United Artists, "Modern Times" held up to $6,000, or over the regular take by $1,000.

"Trail of the Lonesome Pine," plus "Every Saturday Night," enjoyed splendid business at the Paramount with a take of $8,000, over the usual take by $3,000.

"Desire" and "Preview Murder Mystery" at the Orpheum came up to expectations, securing $7,000, above par by $2,000.

The weather was fair and cool.

Total first run business was $31,700. Average is $24,700.

Estimated takings for the week ending April 5:

"VOICE OF BUGLE ANN" (M-G-M)
"SNOWED UNDER" (F.N.)
BROADWAY — (1,912), 30c-35c-40c, 7 days. **Gross:** $5,000. (Average, $5,000)

"IN OLD KENTUCKY" (20th-Fox)
"I FOUND STELLA PARISH" (F.N.)
(2nd run)
BLUE MOUSE—(1,700), 20c-25c. 7 days. **Gross:** $1,700. (Average, $1,700)

"EAST OF JAVA" (Univ.)
"PADDY O'DAY" (20th-Fox)
MAYFAIR—(1,700), 30c-35c-40c. 7 days. **Gross:** $4,000. (Average. $3,000)

"DESIRE" (Para.)
"PREVIEW MURDER MYSTERY" (Para.)
ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $7,000. (Average, $5,000)

"TRAIL OF THE LONESOME PINE" (Para.)
"EVERY SATURDAY NIGHT" (20th-Fox)
PARAMOUNT — (3,000), 30c-35c-40c, 7 days. **Gross:** $8,000. (Average, $5,000)

"MODERN TIMES" (U.A.)
UNITED ARTISTS—(945), 30c-35c-40c, 7 days, 3rd week. **Gross:** $6,000. (Average. $5,000)

Principal Pictures Plans 100% Increase

Hollywood, April 8.—Principal Pictures will double last year's program during the coming season, according to plans completed yesterday at the annual meeting of the board of directors attended by Sol Lesser, Louis R. Lurie and Mike C. Rosenberg. The program calls for a minimum of twelve pictures with the possibility of an increase to sixteen.

Two films are planned starring Bobby Breen, also a series of six Harold Bell Wright and Zane Grey westerns for Twentieth Century-Fox release. There will be six "Whispering Smith" stories by Frank H. Spearman.

Sternard Golf Victor

Hollywood, April 8.—Steve Sternard led the field of golfers in the annual 20th Century-Fox tournament with a low gross of 75. More than 250 showed up at the Fox Hills course. Close behind Sternard were Jack Lebovitz, with 76; Al Lebovitz, with 78, and H. J. Bachelder, with 79. High score was registered by H. Harold Travis who had 168.

Davilla Sues on Song

Joseph J. Davilla, composer of "You Made Me Like It, Daddy," has filed suit in U. S. District Court for $25,000, charging infringement, against Brunswick - Balke - Collender Co. Brunswick Record Corp., Warners, Tony Parenti and the Brunswick Radio Corp. Herman Starr has filed a demand for a bill of particulars and denies all charges.

Plan to Raise Flood Relief Fund Outlined

Plans to raise funds for the benefit of flood and tornado sufferers by means of a coast-to-coast broadcast, appeals to theatres and the circus and through a large benefit show at the Metropolitan Opera House were discussed yesterday at a luncheon meeting in the Hotel Commodore. Representatives of the stage, screen and radio who are aiding the Red Cross in the drive attended.

Among those present were: Eddie Cantor, Florence Reed, Leon Leonidoff, Henry Chesterfield, Donald Brian, Brandon Tynan, Bette Davis, Arthur Byron, H. Wayne Pierson, General Davis of the Red Cross, Charles Mosconi, Douglas Leavitt and Allen Correlli of the American Federation of Actors, Mort Blumenstock, E. W. Wingart, Arnold Van Leer, representatives of the T. O. C. C. and others.

Major Edward Bowes is chairman of the entertainment groups cooperating in the drive, but he was unable to be present because of illness. Pierson presided in his absence.

Pierson assured those present that the big broadcasting chains had agreed to cooperate, and Cantor explained that plans were under discussion to put on a program over the combined networks with all the principal radio stars participating during which appeals would be made for contributions. He estimated that it might be possible to raise $1,000,000 in this way.

Red Cross Work Described

General Davis said that the southern tornados had increased calls for relief to such an extent that the Red Cross is now furnishing both emergency relief and carrying on rehabilitation work in 18 states, with 118,000 families sharing in the benefits. This makes it necessary, he said, to go beyond the original $3,000,000 quota set for the purpose.

Cantor suggested that representatives of the circus now playing at Madison Square Garden be contacted, so that ringmasters could appeal to circus audiences for small contributions.

It was urged by another speaker that the principal newsreels be asked to assemble flood and tornado clips into a Red Cross reel, with commentators asking for contributions and that these be given wide distribution in theatres.

April 27 will inaugurate the final week of the drive. At that time ceremonies are to be held at the City Hall, with Mayor LaGuardia and the borough presidents and other city officials participating. The proceedings will be broadcast. A big benefit will be held at the Metropolitan Opera House the night of May 2.

Tynan was appointed chairman of a group of legitimate theatre producers to arrange for appeals by actors. Representatives of the American Federation of Actors agreed to present the plan to the council of the organization, with the hope that it will be approved so that appeals can be made by members working in vaudeville acts and night clubs throughout the country.

Details of how circuit theatres and others represented in the T. O. C. C. will participate will be worked out later. The Red Cross committee in charge of the general plans is maintaining headquarters at the Commodore for the purpose.

The organization committee includes: Col. Frederick H. Allen, Gene Buck, Charles Buckley, Cantor, George M. Cohan, George H. Coombs, Jr., U. S. Senator Royal S. Copeland, Howard S. Cullman, Eddie Dowling, James A. Farley, Donald Flamm, Morris Gest, William Griffin, Robert M. Harriss, Harry Hershfield, Joseph F. Higgins, Alfred J. McCosker, Peter J. McGuinness, Charles L. O'Reilly, Martin Quigley, Theodore Peyser, Lee Shubert, Sidney Silverman, U. S. Senator Robert F. Wagner, Frank C. Walker, Albert Warner and John A. Weis. John Bernard Reiger of the National City Bank is treasurer.

Looking 'Em Over

"Children of the Revolution"

(*Amkino*)

Produced in 1934 in Russia, and giving considerable evidence of it, this rather inept importation offers little or nothing in the way of interest or entertainment for the average American audience. Indicative of its production several years ago are the facts that it is a silent, with musical background, and that the occasional subtitle translations appear on separate frames instead of by superimposition.

It deals with the manner in which peasants conducted their collective farms in the early days of the Soviet and the way in which they dealt with traitors to the Soviet cause. Through it all runs the theme of the spirit of the children under the new regime, their pride in the product of their farm and the generosity they show toward one child whose father is revealed as having helped the White Guards in the civil war years before, and killed the mother of one of the children. In other words, the film is almost out-and-out propaganda for at least this one phase of the Soviet method.

The performances are for the most part lacking in finish and the production as a whole is of little consequence, except to those who are particularly interested in the concept behind the film.

Reviewed without production code seal. Running time, 75 minutes. "G."

"Outlaws of the Range"

(*Spectrum*)

Beginning with a fast-moving pace, this western maintains that speed as the tale of cattle rustlers, murder and dark villainy unwinds. Bill Cody rescues Catherine Cotter from a runaway bronco which she had tried to lasso and takes a job as a cowhand on her father's ranch. He does a little investigating when he is aware of the rustling and uncovers information which would jail the gang. At this point Miss Cotter's father is murdered and the evidence, a frameup, points to Cody. Bill Cody, Jr., "springs" the senior Cody from jail and they ride, arriving in time to prevent Miss Cotter from signing away the ranch to the designing schemers, who are properly dealt with. A few good fist fights when Cody brushes with the adverse elements enliven the piece. The film is standard fare for double bills and children. Plenty of gun play and riding is present to satisfy the thrill seekers.

Also in the cast, aiding considerably, are William McCall, Gordon Griffith, Wall West and Dick Strong. The story is by Zara Tazil, Al Herman directed and Bill Hyer handled the cameras.

Production Code Seal No. 1,929. Running time, 59 minutes. "G."

"Gentle Julia," tonight's preview at the Roxy, was reviewed on April 2.

"Smalltown Girl," tomorrow morning's opener at the Capitol, was previewed by wire from Hollywood on April 1.

"Desire," which will make its debut at the Paramount, Soturdoy morning, was reviewed by wire from Hollywood on Feb. 1.

"A Message to Garcia," now current at the Center, was previewed by wire from Hollywood on March 3.

Trade Practice Talk Set for Next Week

(*Continued from page 1*)

Pinanski, Boston, also are expected to serve on the committee, but have not yet advised the M. P. T. O. A. that they will be able to attend.

Distributors yesterday were reported in a definitely favorable frame of mind for the impending conferences. As a result, it is felt that the voluntary, cooperative effort may be more productive of trade practice concessions than any similar industry move in recent years.

Fairbanks, Jr., Better

LONDON, April 8.—Douglas Fairbanks, Jr., ill at a nursing home here for some time, was reported yesterday to be much improved. His physicians have indicated that he will have to take a long rest.

Spitz Elected K-A-O's Head; Board Cut to 7

(*Continued from page 1*)

the new board, despite Meehan's absence from it, the two factions will have three representatives each, and one neutral member.

The new board consists of Spitz, Aylesworth and Lunsford P. Yandell, the RCA-RKO representatives; Malcolm Kingsberg, P. J. Maloney and Monroe Goldwater, Meehan representatives, and Donald K. David, a neutral. All but Spitz were members of the old board. Retired directors are Herbert B. Swope, former chairman; David Sarnoff, RCA president; Frank Altschul of Lazard Freres; W. G. Van Schmus, managing director of the Music Hall; Jay Eddy of Harris Upham, Major L. E. Thompson, former K-A-O president, and Meehan. Thompson remains as executive liaison on theatre operations for Spitz, who succeeds him as K-A-O president.

Officers of K-A-O elected yesterday, in addition to Spitz and Aylesworth, are Kingsberg, vice-chairman, and Leon Goldberg, treasurer. The latter was reelected. No successor to Major I. E. Lambert, retiring secretary and counsel for K-A-O, was named.

Swope Is Asked to Remain

A change in the by-laws of the company approved yesterday makes the presidency the chief executive post, instead of the board chairmanship, as heretofore. Swope, the retiring chairman, was urged to remain with the company but declined. It was stated that he considers the job for which he was invited into K-A-O, that of bringing about internal harmony between the two principal stockholder factions, has been completed. In his term of one year and eight months as K-A-O head the company was placed in the black and many advantageous operating policies were consummated. It was estimated yesterday that K-A-O would more than double its dividend requirements this year and may net in excess of $1,000,000. The board yesterday voted Swope a resolution of thanks and appreciation and a bonus. A letter from Sarnoff complimenting Swope on his service to the company was also read at the meeting. Swope will make his headquarters temporarily with Joseph P. Kennedy in the RCA Bldg.

It was stated that similar steps to integrate the RKO organization preparatory to the company's reorganization as a single working unit are now being undertaken. It is reported that these will result in bringing Peter Rathvon and W. J. Merrill, both of whom are Atlas Corp. representatives, into RKO or K-A-O in executive capacities. Rathvon was considered by the Atlas-Lehman interests for the presidency of RKO immediately following the purchase by them of one-half of the RCA investment in RKO last fall for $5,000,000 and the obtaining of an option for the remainder at $6,000,000. Spitz, however, was eventually chosen for the presidency. Merrill has been engaged for months on a study of RKO corporate problems in connection with the drafting of a plan of the reorganization.

Federal Film Control Urged In NRA Report

(*Continued from page* 1)

ject to a condition it would be illegal for any commissioner to accept a position in connection with the industry within a certain period after termination of his Government service. Deputy commissions should be appointed for each exchange territory, with liaison committees composed of local members of the industry to assist in preparing clearance and zoning schedules, settling complaints, etc.

Possibilities of censorship are indicated in a suggestion that "that commission might be intrusted with the duty of seeing that satisfactory standards be maintained with regard to all films entering into interstate commerce."

Warner Music Firms File 36 More Suits

Four music publishing subsidiaries of Warner Bros. Pictures, Inc., namely, Harms, Inc., M. Witmark & Sons, Remick Music Corp. and T. B. Harms Co., have filed 36 additional suits alleging infringement of their copyrights. The defendants in the actions include radio stations, night clubs, hotels and restaurants in New York and out of town. The damages asked total $56,000, ranging from a low of $250 to a top figure of $10,000.

The companies are represented in New York by Wattenberg & Wattenberg and out of town by correspondent legal representatives.

Barton a Suicide

Arthur ("Red") Barton, a former press agent for Columbia and co-playwright with Ed Chodorov, also at the time a press agent with the same company, of "Wonder Boy," was found dead yesterday in his apartment at 309 E. 23rd St. The police blotter recorded the death as suicide by gas. An explanatory note explained Barton was fearful of losing his eyesight.

Hold Breese Service

Funeral services for Edmund Breese, who died Monday, were held yesterday at the Little Church Around the Corner.

Miller Rites Today

Services for Marilyn Miller, who died Tuesday, will be held at 2:30 today at St. Bartholomew's Episcopal Church. The burial at Woodlawn Cemetery will be private.

Plan St. Louis House

St. Louis, April 7.—Contracts are expected to be awarded shortly for the construction of a new theatre and store building to cost $100,000. The house will seat 1,500. The site, at Grand Boulevard and Natural Bridge Ave., was the location of the old North Grand Theatre. Leko Realty Co. is erecting the building.

Howard Gould to G. B.

Omaha, April 7.—Howard Gould has left here for Kansas City to join the G. B. Sales Staff.

"Great Ziegfeld" Opening Sets Broadway Milestone

By J. M. JERAULD

Broadway's emotions were ruffled last night by the opening of "The Great Ziegfeld" at the Astor, only a few hundred yards north of the spot where the man whose name has become a synonym for splendor first turned the page of a new chapter in American theatre history.

For many of those present it was like sitting for a time by the roadside and waiting for the pageant of memories of half a lifetime to catch up. For others it was the portrayal of a magnificent tradition. For more than a few it was a reminder that an astute showman had started them up the ladder of success. And for some—they were there, too, trying to get by a poker-faced doorman—it was a bitter rediscovery that Broadway is not kind to its failures.

If there was an occasional swallowing of a lump in the throat, it was not to be wondered at. There were plenty of men and women in the audience to whom the extravagant press agentry of Anna Held's milk baths seemed like an incident of yesterday. There were others—Kelcey Allen, to name one—who had seen every show Ziegfeld had ever produced.

Few openings in recent years have been distinguished by so much dignity. It seemed as though the unfolding of the past required a tinge of reverence. Arc lights were there, of course, but, oddly enough, they were shining across Times Square from beneath a marquee emblazoned with "Modern Times."

Crowd Handled Well

Thousands gathered to watch as usual, but the police kept the sidewalk crowds moving, and even in the lobby strong-voiced and strong-armed officers urged ticket-holders inside and pushed non ticket-holders outside, including a few half-forgotten Broadway figures who sought to crash the gate, and, failing in that, contented themselves with shaking hands with their former associates upon whom Lady Luck had smiled.

Celebrities filtered in. Few of them stopped before the microphone or the newsreel cameras. M. H. Aylesworth spoke briefly. Burly Jack Oakie, accompanied by his bride, paused a moment. Then he tried to hand his tickets to the girl passing out programs, and seemed surprised when she refused to take them.

"I want to see the moom pitcher," he muttered, embarrassed.

She grinned. "Please do."

Joseph M. Schenck came in, accompanied by Harpo Marx. They posed for pictures. And Harpo talked.

Somebody tried to congratulate Schenck.

"What tha—; I had nothing to do with it," he expostulated.

"Congratulations, anyway," persisted the enthusiast.

"Thanks, anyway," replied Schenck. "I wish I owned it."

The procession went steadily on—Ed Sullivan, Joseph Plunkett, Martin Quigley, Colvin Brown, Fanny Brice, Seymour Felix, Kitty Carlisle, Harriet Hoctor, "Goldie," Ziegfeld's former secretary; Frank Colletti, Ziegfeld's former stage manager; Alice Poole, his former telephone operator; Sam Marz, Ruth Waterbury, J. Robert Rubin and Mrs. Rubin, Charles C. Moskowitz, Louis K. Sidney, Tom Connors, Joe Vogel, Si Seadler, Lee Shubert, William Klein, Monroe Greenthal, George White, Don Mersereau, Abel Green, Sherman Krellberg, Irving Barry, Evelyn Jacques and many others.

Watching them, glumly, lost amid the recollections of the triumphs he himself had helped to make famous, was Bernard Sobol, Ziegfeld's former press agent. Time turned back aroused emotions which he strove to conceal.

Occasionally he greeted women as they passed. All of them were former Ziegfeld beauties. The years have been kinder to some than to others since their "glorification."

If the ghost of Joseph Urban stalked in that gaily clad assemblage, it must have admitted as the first half of the picture unreeled that creative genius has grown with the years. Its sheer beauty and opulence stirred a feeling akin to awe. The vitality of William Powell's portrayal of Ziegfeld was impressive. The kaleidoscopic emotional shadings of Luise Rainer's conception of Anna Held were a delight. Buddy Doyle's presentation of one of Eddie Cantor's early dances drew cheers. When A. A. Trimble appeared as Will Rogers the audience gasped.

Tawdry Broadway will wait a long time for something more impressive than this opening. It was a tribute and a triumph.

What the Critics Say

New York film critics this morning say this of "The Great Ziegfeld."

American—A splendid picture, dazzling in the magnitude of its conception, brilliant in the magnificence of execution***

Daily Mirror--Elaborate, magnificent and gorgeous***Filled with fun, melody and loveliness, it is three hours of sheer entertainment and amusement***Superlatively handsome.

Herald-Tribune—*** it is, as was fitting, a typical Ziegfeld show. It is beautiful, expensive, costly, tuneful, romantic, a bit lacking in humor and somewhat overpowering as to quantity***It should have been fairly simple to cut "The Great Ziegfeld" down to a more comfortable size.

Times—So thoroughly Ziegfeldian***it would be easy to pretend it had been produced by the Great Glorifier himself rather than Hunt Stromberg. For the picture has the opulence, the lavishness, the expansiveness and the color of the old Follies; it has the general indifference to humor which was one of Ziegfeld's characteristics***If the picture overcrowds the screen, at least we must admit it is an impressive kaleidoscope and probably nothing short of that could reflect the gaudy career of America's foremost showman.

Splurge on "Ziegfeld"

Chicago, April 7.—An advertising budget of $11,000 has been set by M-G-M for the opening of "The Great Ziegfeld" at the Erlanger Easter Sunday. More than $9,000 will be spent for newspaper space.

Kantor Seeks Two More

Samuel Kantor, connected with Kenroe Theatres, Inc., is negotiating for two houses in upper Washington Heights, he says. He has just taken a long term lease on the Arverne at Rockaway Beach.

Purely Personal

William Wilkerson, publisher of *The Hollywood Reporter;* Victor Orsatt, Reginald Whitley, the London film critic; John S. Tapernoux, and Harry Perry of the Paramount office in France arrived yesterday on the *Paris.*

•

At Jack and Charlie's yesterday, the throng included Mrs. Nicholas M. Schenck, M. H. Aylesworth, Ned E. Depinet, Leslie E. Thompson, Sam Dembow, Sam Marx, Bill Fadiman, Willard McKay, Norma Talmadge, Joe Pollak, Joe Friedman.

•

Harry Rice, U. A. exploiteer, left yesterday to conduct campaigns on "These Three" and "Little Lord Fauntleroy," in Bridgeport and New Haven.

•

Sam Marx, M-G-M scenario editor, is in town from the coast on his usual quick in-and-out trip. Leaves here for the west again on Friday.

•

Jules Levy and his family spent the Passover ceremony with his father, a rabbi, in Toronto. From there, Levy went to Detroit.

•

Tim McCoy opened yesterday at the Madison Square Garden with his western show, part of the circus.

•

John Balaban, Walter Immerman and Abe Kaufman, all of B. & K., arrived from Chicago yesterday for a brief stay.

•

Fay Wray floated into Newark Airport yesterday. She will be heard on the radio Monday night in a playlet with Lee Tracy.

•

Betty Grable left New York yesterday by train for the Radio studio, following a personal appearance tour with Jackie Coogan.

•

Richard Heartt, First Division branch auditor at the home office, confined to his home with the grip.

•

Gregory Dickson likes to walk up and down the stairs at 729. Says it's good exercise.

•

Al Friedlander, First Division vice-president, has returned from a tour of company exchanges.

•

Gus J. Schaefer, Paramount's Central European manager, left Tuesday on the *Washington.*

•

Ned E. Depinet is back from Toronto.

•

Bill Jaffe is back from his Hollywood trip.

•

Austin Keough and Y. Frank Freeman are due from Toronto today.

•

Henri Ellman, mid-western distributor, is here from Chicago.

•

Charles B. Paine is up for membership at Westchester Country Club.

•

Ed Churchill of Donahue & Coe is in Bermuda. Vacation, naturally.

FIFTEEN CENTS

April 6, 1936

TIME

The Weekly Newsmagazine

Time salutes the film
that dwarfs all pic-
tures of the past and
challenges all pictures
of the future!

Volume XXVII

Number 14

Circulation Office 350 East 22nd Street, Chicago

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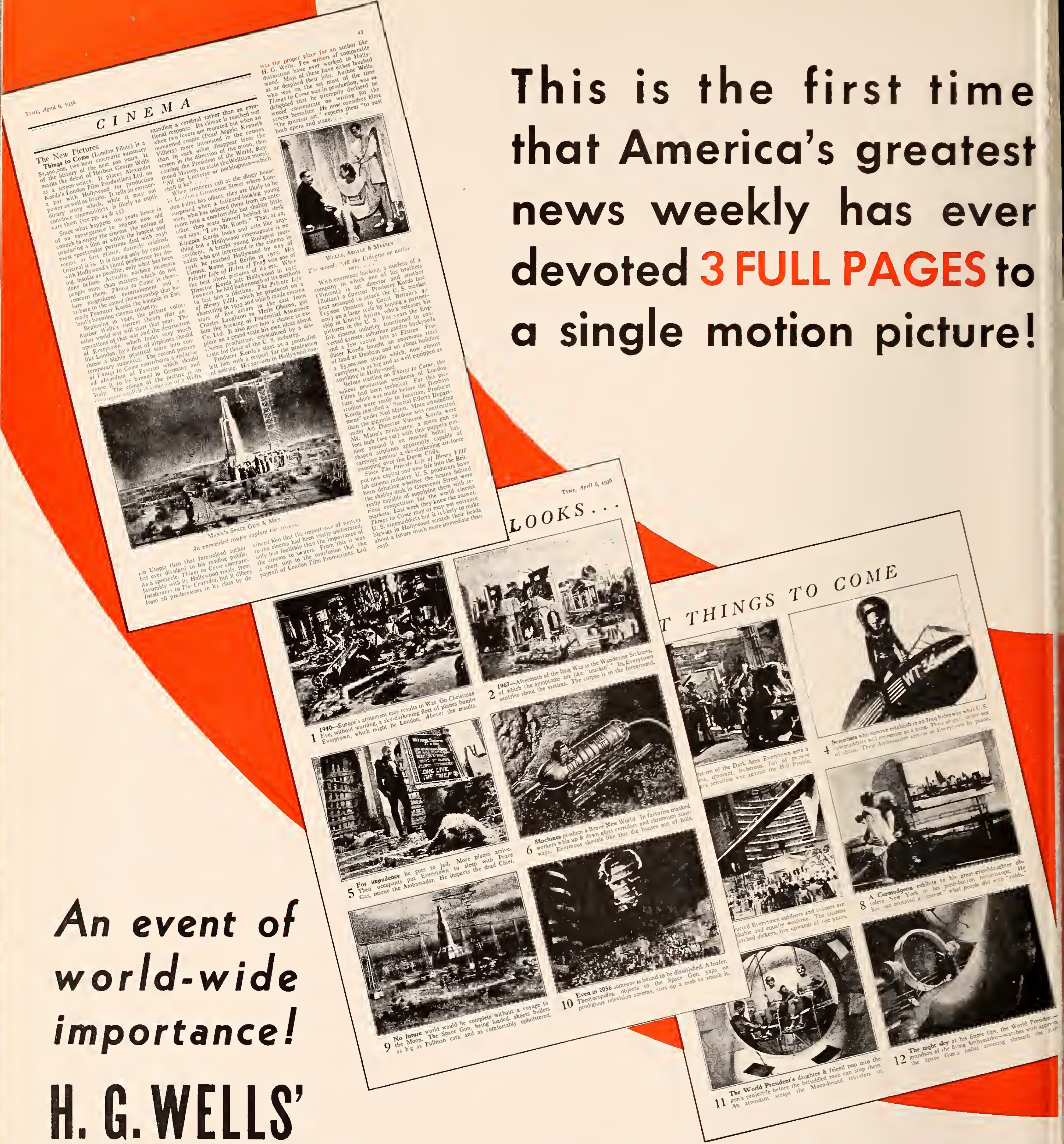
This is the first time that America's greatest news weekly has ever devoted 3 FULL PAGES to a single motion picture!



TIME, April 6, 1936

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CINEMA

The New Pictures

Things to Come (London Films) is a $1,400,000, two-hour cinematic summary of the history of the next 100 years. It marks the debut of Herbert George Wells as a screen-writer. It places Alexander Korda's London Film Productions Ltd. on a par with Hollywood for production power as well as brains. It tells an extraordinary story which, while it may not convince cinemaddicts, is likely to captivate them (see pp. 44 & 45).

Since what happens 100 years hence is of no consequence to anyone now old enough to enjoy the cinema, the notion of producing a film of which the longest and most spectacular portions deal with 2036 seems at first glance, daringly original. Original it is. It is daring only by contrast with Hollywood's timid preference for doing, insofar as possible, only what has been done before. Actually, nothing interests people more than matters which do not concern them. *Things to Come* is therefore magnificent entertainment and a tribute to the sound showmanship that has made Producer Korda the kingpin in England's booming cinema industry.

Beginning in 1940, the picture voices Author Wells's current theory that another world war will start that year. The operations of that war and the destruction of Everytown, which looks very much like London, by a fleet of airplanes should throw a highly practical scare into contemporary audiences. The second portion of *Things to Come* contributes a *reductio ad absurdum* of Fascism which should cause it to be banned in Germany and Italy. The climax of the picture is an [illegible] explicit description of a Wellsian Utopia than that foresighted author has ever divulged to his reading public.

As a spectacle, *Things to Come* compares favorably with its Hollywood rivals, from *Intolerance* to *The Crusades*, but it differs from all predecessors in its class by demanding a cerebral rather than an emotional response. Its climax is reached not when two lovers are reunited but when an unmarried couple (Pearl Argyle, Kenneth Villiers) more interested in the cosmos than in each other disappear from the screen in the direction of the moon, thus causing the President of the World, Raymond Massey, to state the Wellsian moral: "All the Universe or nothingness—which shall it be? . . ."

When strangers call at the dingy house in London's Grosvenor Street where London Films has offices, they are likely to be surprised when a fatigued-looking young man, who has ushered them from an anteroom into a comfortable but shabby little office, then seats himself behind its desk and says: "I am Mr. Korda." That, at 42, Kingpin Korda looks and acts like anything but a Hollywood cinemagnate is no accident. A bright young Budapest journalist who got interested in the cinema in 1916, he reached Hollywood by way of Vienna, Rome and Berlin in 1925. His *Private Life of Helen of Troy* was one of the best silent pictures of its era. When Director Korda left Hollywood in 1928, however, he had had enough of its methods to last him a lifetime. *The Private Life of Henry VIII*, which he produced on a shoestring in 1933 and which made cinema stars of five actors in the cast from Charles Laughton to Merle Oberon, got him the backing of Prudential Assurance Co. Ltd. It also gave him a chance to explore on a grand scale his own ideas about cinema production, crystallized by a distaste for those of the U. S. industry.

Producer Korda's start as a journalist left him with a respect for the profession of writing. His sojourn in Hollywood convinced him that the importance of writers to the cinema had been vastly underrated, only less foolishly than the importance of the cinema to writers. From this it was a short step to the conclusion that the payroll of London Film Productions, Ltd. was the proper place for an author like H. G. Wells. Few writers of comparable distinction have ever worked in Hollywood. Most of these have either laughed at or despised their jobs. Author Wells, who was on the set most of the time *Things to Come* was in production, was so delighted that he promptly declared he would concentrate on writing for the screen hereafter. He now considers films "the greatest art," expects them "to oust both opera and stage. . . ."

WELLS, ARGYLE & MASSEY

The moral: "All the Universe or nothingness. . . ."

With enormous backing, a nucleus of a company in which one of his brothers (Vincent) is art director and another (Zoltan) a director, Producer Korda last year arranged to attack the U. S. market (15,000 theatres to Great Britain's 4,000) on a large scale by buying a partnership in United Artists, which releases his pictures in the U. S. For years the English cinema industry functioned in converted garrets, suburban garden backyards and a few vacant lots at Elstree. Producer Korda bought an enormous tract of land at Denham and set about building a $5,000,000 studio which, now almost complete, is as big and as well equipped as anything in Hollywood.

Before starting on *Things to Come*, the salient production weakness of London Films had been technical. For this picture, which was made before the Denham studios were ready to function, Producer Korda installed a "Special Effects Department" under Ned Mann. More astounding than the gigantic outdoor sets constructed under Art Director Vincent Korda were Mr. Mann's miniatures: a space gun 20 feet high (see cut) with tiny puppets running around it on moving belts; bat-shaped airplanes apparently capable of carrying armies; a sky-darkening air-force swooping over the Dover Cliffs.

Since *The Private Life of Henry VIII* put new capital and new life into the British cinema industry, U. S. producers have been debating whether the brains behind the shabby desk in Grosvenor Street were really capable of supplying them with serious competition for the world cinema markets. Last week they knew the answer. *Things to Come* may or may not entrance U. S. cinemaddicts but it is likely to make bigwigs in Hollywood scratch their heads about a future much more immediate than 2036.

MANN'S SPACE GUN & MEN

An unmarried couple explore the cosmos.

TIME, April 6, 1936

LOOKS . . .

T THINGS TO COME

1 **1940**—Europe's armament race results in War. On Christmas Eve, without warning, a sky-darkening fleet of planes bombs Everytown, which might be London. *Above:* the results.

2 **1967**—Aftermath of the long War is the Wandering Sickness, of which the symptoms are like "truckin'." In Everytown sentries shoot the victims. The corpse is in the foreground.

return of the Dark Ages Everytown gets a
ess, ignorant, lecherous, full of pe[illegible]ce
rs senseless war against the Hill People.

4 **Scientists** who survive establish in an Iraq hideaway what U.S. cinemaddicts will recognize as a gang. Their object: order out of chaos. Their Ambassador arrives in Everytown by plane.

5 **For impudence** he goes to jail. More planes arrive. Their occupants put Everytown to sleep with Peace Gas, rescue the Ambassador. He inspects the dead Chief.

6 **Machines** produce a Brave New World. In factories masked workers whiz up & down glass corridors and chromium stairways. Enormous shovels like this dig houses out of hills.

ructed Everytown outdoors and indoors are
shable and equally *moderne*. The citizens
arched dickeys, live upwards of 100 years.

8 **A Curmudgeon** exhibits to his great-granddaughter obsolete New York in his push-button historiscope. He has just imitated a "sneeze," what people did with "colds."

9 **No future** world would be complete without a voyage to the Moon. The Space Gun, being loaded, shoots bullets as big as Pullman cars, and as comfortably upholstered.

10 **Even in 2036** someone is bound to be dissatisfied. A loafer, Theotocopulos, objects to the Space Gun, yaps on prodigious television screens, stirs up a mob to smash it.

11 **The World President's** daughter & friend pop into the gun's projectile before the befuddled mob can stop them. An attendant straps the Moon-bound travelers in.

12 **The night sky** at his finger tips, the World President—grandson of the flying Ambassador—watches with approva
the Space Gun's bullet zooming through the star

An event of world-wide importance!

H. G. WELLS'

THINGS TO COME

an **ALEXANDER KORDA** production

with RAYMOND MASSEY • RALPH RICHARDSON • SIR CEDRIC HARDWICKE • PEARL ARGYLE • PATRICIA HILLIARD • MARGARETTA SCOTT

and a cast of 20,000

A LONDON FILM · Directed by WILLIAM CAMERON MENZIES

Released thru UNITED ARTISTS

U. S. Pictures In Japan Rise To 256 in '35

WASHINGTON, April 8.—The widespread popularity of films in Japan is strikingly revealed in a recent report to the U. S. Dept. of Commerce from its Tokyo office.

During 1935, a total of 730 features were passed by the censors, of which 414 were Japanese, 256 American, and 60 European. The corresponding figures for 1934 were 396, 234, and 44, respectively.

While official statistics are not available, it is reliably estimated that 335 features were imported in 1935, of which 270 were of American and 65 of European origin.

Estimates place the total number of theatres in Japan at 1,800, of which between 1,000 and 1,200 are wired for sound.

At present a number of favorable factors exist in connection with the continued showing of foreign films in Japan. The chief of these is the inability of domestic producers to make quality films, and the popularity of foreign films, particularly American, in the urban centers. At the same time, Japanese producers are not taking steps to modernize their studios and improve their technique.

Distributors of American films have been handicapped by the fact that Japanese producers control the principal circuits of theatres. Practically all distributors believe that the only solution is to be found by securing an interest or control by contract of certain first run houses in key cities.

Conn. Unit Holds Meet

NEW HAVEN, April 8.—The constitution and bylaws of the newly organized Independent M. P. T. O. of Connecticut were approved at a regular meeting here recently. Joseph Davis, executive secretary, was instructed to invite a prominent speaker to a luncheon meeting to be held shortly, when pending Federal legislation will be discussed.

Ohio Parents to Meet

CINCINNATI, April 8.—The Motion Picture Committee of the Cincinnati Council of the Parent-Teachers' Ass'n will hold an all-day institute April 22 to discuss pictures. Mrs. H. P. Strater, Toledo, state chairman, will be one of the speakers.

Fox Midwest to Move

KANSAS CITY, April 8. — Fox Midwest will move the general offices of the circuit from the Country Club Plaza, where they have been located about four years, to the third floor of the Uptown, June 1. The circuit recently took title to the Uptown building.

Set Next Crosby Film

HOLLYWOOD, April 8.—"Beach of Dreams" will be the next Bing Crosby film for Paramount. The story is an original by Harry Hervey, and Frank Butler and Don Hartman are now writing the screenplay. Lewis Gensler will produce and Norman Taurog will direct.

Light Opera May Go To K. C. Auditorium

KANSAS CITY, April 8.—J. J. Shubert attended the official opening of the Municipal Auditorium here. He is considering a proposal to bring a season of light opera to the auditorium this summer. He indicated he had in mind the possibility of a circuit of cities for the production of such programs. Shubert produced the popular St. Louis concerts and is giving them for a second season this year in Detroit. He said merchants' business in St. Louis increased 15 per cent with the introduction of opera there.

The new auditorium is considered strong film competition. It has attracted huge crowds this winter—125,000 for the food show, one week; 75,000 for the General Motors show, and a like number for the Better Homes Show.

Exhibitors to Swell Tornado Relief Fund

MEMPHIS, April 8.—Film theatres, from 100 to 200 of them throughout the mid-south will open Sunday for the benefit of the Red Cross tornado relief fund, it was decided at the semi-annual convention of the M.P.T.O. of Arkansas, Mississippi and Tennessee. Special attention will be given Tupelo, Miss., which was devastated by the storm.

No election was held at the meeting which was attended by more than 150 exhibitors. M. A. Lightman presided.

Vancouver Men Shifted

VANCOUVER, April 8.—An extensive shakeup among Famous Players Canadian managers has been caused by the departure of Lloyd Dearth, manager of the Capitol, to become district manager, Hollywood Pantages.

Maynard S. Joiner, former Orpheum manager, goes into the Capitol, No. 1 house in Vancouver; Ivan Ackery, formerly Strand manager, takes over the Orpheum; Charles Doctor, manager of the Capitol in Nelson, goes to the Strand, and Claude Smith of Calgary replaces Doctor at Nelson.

MacLane in Circus Film

HOLLYWOOD, April 8.—Warners will star Barton MacLane in "The Bengal Killer," an original by Earl Felton. The story deals with circuses and centers around the career of a tiger tamer.

Stores for Theatre Site

OKMULGEE, Okla., April 8.—S. H. Kress Co. has begun clearing the debris on the site of the $250,000 Hippodrome, destroyed in a spectacular fire more than a year ago, preparatory to the construction of a three-story business building.

Zeidman Readies Two

HOLLYWOOD, April 8.—With production on "Angels in White" completed, B. F. Zeidman is now preparing his next two, "In His Steps" by Charles Monroe Sheldon and "Rogue's Gallery" by Willard Keefe.

Interstate Shifts Wilson

EAST LIVERPOOL, O., April 8.—Fred Wilson, manager of the State, an Interstate house, has been transferred to Portsmouth to take charge of the recently acquired Garden.

No Special Session Called in Missouri

JEFFERSON CITY, April 8.—Gov. Guy B. Park has declined to call a special session of the Missouri legislature to supply new relief funds, now exhausted. He indicated he believed the calling of a session would be unwise, and that legislators' answers to his inquiries on a session disclosed little hope of effective relief legislation.

It is pointed out that although state relief has been cut off, the imposition of the one per cent sales tax continues. The tax was passed solely on the basis of providing relief funds. In the admission group, during January, for example, film houses contributed $15,902.

To Decide Kan. Session

TOPEKA, April 8.—A decision on a special session of the Kansas legislature to bring state laws on social security into line with Federal will be made shortly after April 15, when a special committee will report on the constitutionality of such a session.

Ryan Suit Believed Holding Up Olympia

BOSTON, April 8.—George S. Ryan's suit against E. M. Loew for $60,000 in attorney's fees which he alleges is due him despite the failure of the proposed settlement of Loew's suit against Paramount is believed to be holding up the reorganization of Olympia Theatres, a Paramount subsidiary.

This is said to be the only remaining Paramount unit still in receivership.

Withers Goes Southward

KANSAS CITY, April 8.—Robert Withers, manager of the Republic-Midwest Exchange, and Mrs. Withers, have gone to New Orleans from where they will sail to Havana and other points in the Caribbean.

Wall Street

Fractional Losses on Board

	High	Low	Close	Net Change
Columbia, vtc	38⅛	39¼	39	.....
Columbia, pfd	47½	47	47	— ⅞
Consolidated	5¾	5¾	5¾	— ⅜
Eastman Kodak ..	168¾	168	168	— ⅜
Loew's, Inc.	47⅜	46⅝	47	+ ¼
Loew's, pfd	107¼	107¼	107¼	.....
Paramount	9	8½	8½	— ⅜
Paramount 1 pfd..	69	67	67⅝	—1⅞
Paramount 2 pfd..	9⅞	9½	9½	— ¼
Pathe Film	11⅜	10¾	10¾	— ⅜
RKO	7¼	6¼	6½	— ¾
20th Century-Fox.	26¾	26¼	26¾	+ ¼
20th Century, pfd.	34½	33½	34½	+ ¼
Universal, pfd ...	113¾	112	113⅞	—1⅛
Warner Bros.	11⅝	11¼	11⅜	— ⅜

Curb Issues Off

	High	Low	Close	Net Change
Sonotone	3	3	3	.....
Technicolor	31⅝	31⅛	31¼	— ⅜
Trans-Lux	4⅛	4	4	.....
Universal Pict. ..	12½	12⅜	12⅜	.....

Bonds Decline

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	27½	26½	26½	—1½
General Theatre Equip. 6s '40 ctf	27¾	26½	26½	— ⅝
Paramount Pict. 6s '55	88⅝	87	87⅜	—1
RKO 6s '41 pp..	70	76	70	—1½
Warner Bros. 6s '39 wd	95	94⅝	94¾	.....

(Quotations at close of April 8)

Italy Starts New Financing Plan on Films

WASHINGTO, April 8.—For the encouragement of the Italian picture industry, an independent section is to be created in the Banca Nazionale del Lavoro for extending credit to producers who have been approved by the Ministry of Press and Propaganda, according to a report to the U. S. Department of Commerce from Commercial Attache Charles A. Livengood in Rome.

The new section will have its own assets and will operate independently of the Banca Nazionale del Lavoro. Under the surveillance of the Ministry of Finance, it will act on its own initiative or in concert with the Ministry of Press and Propaganda.

Its president and directorate will be those of the Banca Nazionale del Lavoro, but it will have a separate council of administration composed of seven members: a representative of the Ministry of Press and Propaganda; a representative of the Ministry of Finance; the president, director general, and two representatives of the Banca Nazionale del Lavoro (members of the latter's council of administration); and a representative of the National Theatre Federation.

Strike End Ups Grosses

AKRON, O., April 8.—Theatre receipts are expected to show an appreciable improvement as a result of the settlement of the Goodyear Tire & Rubber Co. strike. The strike, which has been in effect for several weeks, threw 15,000 employes out of work.

Bucyrus House Is Sold

BUCYRUS, O., April 8. — The Bucyrus Opera House, local landmark for 50 years, and partially destroyed by fire in January, was sold at public court auction, and purchased by the Standard Oil Co. for $16,000. The site will be used for a filling station.

Interstate Takes Two

HOUSTON, April 8.—The Delman in Houston and the Rivoli in Fort Worth have been leased from I. Adelman, owner, by Interstate Theatres, Inc., for 10 years under terms which will share takes at these theatres 50-50 between Adelman and Interstate.

Armstrong Quits J-VonH

SEATTLE, April 8.—Robert Armstrong has resigned as advertising director for Jensen-Von Herberg here. Leroy V. Johnson, general manager, is assuming the direction of the ad department in addition to his other executive duties.

Vaccinate Circuit Men

CHICAGO, April 8.—All circuit employees here have been vaccinated against typhoid fever. This is being done as a precaution against a possible epidemic resulting from floods. So far no increase in the disease has been reported by the Board of Health here.

"Petticoat" Washington's $24,000 Hit

Washington, April 8.—Despite a general falling off in grosses during the first week of real spring weather, "Petticoat Fever" shot the take at Loew's Fox to $24,000 to better par by $3,100.

Repeat runs held best along the rialto, with "The Private Life of Henry VIII" at the Belasco taking $4,600 on the first seven days of a 10-day run, during which a total gross of $6,400 was accumulated. House average is $3,000 on the first run week.

The second week of a return engagement of "The Story of Louis Pasteur" at the Metropolitan grossed $5,400, bettering the first run par by $1,100.

A return engagement of "Wife vs. Secretary" at Loew's Columbia took $3,500, slipping $100 under the first run average. The Earle, with "Colleen," grossed $18,500, over par by $100.

Weakening on its fourth week, "Follow the Fleet" was moved from RKO-Keith's after five days during which $4,000 was taken. "Love Before Breakfast" went in. "Modern Times" in its second week at Loew's Palace, dropped to $10,000, which was $11,500 under the first week and also $5,900 under the first week average.

Total first run business was $71,800. Average is $76,700.

Estimated takings, exclusiae of tax:

Five Days Ending March 31:

"FOLLOW THE FLEET" (Radio)

RKO-KEITH'S—(1,836), 25c-55c, 5 days on 4th week. **Gross:** $4,000. (Average, first week, $10,600)

Week Ending April 2:

"COLLEEN" (W.B.)

EARLE—(2,218), 25c-77c, 7 days. Stage: Paul Lukas, Ada Brown, Boy Foy; Starnes, Annavan & Seymour Dance Revue. **Gross:** $18,500. (Average, $18,400)

"WIFE VS. SECRETARY" (M-G-M)

LOEW'S COLUMBIA—(1,264), 25c-40c, 7 days (return engagement). **Gross:** $3,500. (Average, first run, $3,600)

"PETTICOAT FEVER" (M-G-M)

LOEW'S FOX—(3,434), 25c-66c, 7 days. Stage: Herman Timberg, Herman Timberg, Jr., Jack Powell; Mae Wynn & Zella Co.; Tin Pan Alley Quintet. **Gross:** $24,000. (Average, $20,900)

"STORY OF LOUIS PASTEUR" (F.N.)

METROPOLITAN — (1,591), 25c-40c, 7 days (return engagement, 2nd week). **Gross:** $5,400. (Average, first run, $4,300)

Week Ending April 3:

"MODERN TIMES" (U.A.)

LOEW'S PALACE—(2,370), 35c-55c, 7 days, 2nd week. **Gross:** $10,000. (Average, first week, $15,900)

Ten Days Ending April 3:

"PRIVATE LIFE OF HENRY VIII" (U.A.)

BELASCO—(1,140), 25c-65c. 10 days. **Gross:** $6,400. (Average, $6,400 (first seven days, $4,600). (Average, first run, 7 days, $3,000)

Theatre a Hospital

Tupelo, Miss., April 8.—One of the two theatres here is being used as a hospital for treatment of those injured in the hurricane. The other is closed.

Harry Shumow Gaining

Omaha, April 8.—Harry Shumow, M-G-M branch manager, has recovered sufficiently to pay brief visits to the office.

"Colleen" Is K. C. Winner With $11,000

Kansas City, April 8.—"Colleen" demonstrated plenty of strength in a dull week marked by cold weather. It reached $11,000 at the Newman, above normal by $4,000.

"Petticoat Fever" was profitable on a take of $12,800, over the line by $1,300, and "The Country Doctor," in its second week at the Uptown was still strong at $4,300. Other spots suffered.

"Hell Ship Morgan" fell $1,000 under $7,000 par at the Tower, and "Road Gang" disappointed with a take of $5,700 at the Mainstreet.

Total first run business was $39,800. Average is $38,000.

Estimated takings:

Week Ending April 2:

"ROAD GANG" (F.N.)

MAINSTREET—(3,100), 25c-40c, 7 days. **Gross:** $5,700. (Average, single bills, $8,000)

"PETTICOAT FEVER" (M-G-M)

MIDLAND — (4,000), 25c-40c, 7 days. **Gross:** $12,800. (Average, $11,500)

"COLLEEN" (W.B.)

NEWMAN—(1,900), 25c-40c. 8 days. **Gross:** $11,000. (Average, 8 days, $8,000)

"HELL SHIP MORGAN" (Col.)

TOWER—(2,200), 25c-35c, 7 days. Stage: Happy Harrison's "Day at the Circus," Harry Holmes, Peters and Wells, and Catherine Mullins. **Gross:** $6,000. (Average, $7,000)

Week Ending April 3:

"THE COUNTRY DOCTOR" (20th-Fox)

UPTOWN—(2,000), 25c-40c, 7 days, 2nd week. **Gross:** $4,300. (Average, $3,500)

See Operator Bill Dead in St. Louis

St. Louis, April 8.—It is expected that the proposed local ordinance, sponsored by the projectionists, calling for one operator for each projection machine, even where no admission is charged, will die in committee. A storm of public protest sent the bill back to the committee of public safety. With the board of aldermen scheduled to adjourn tomorrow, it is considered unlikely that the bill will be acted upon.

Theatre owners objected to the measure on the ground that it was an attempt to make a city ordinance of a procedure that is already a part of the working agreement between theatres and operators. It was the contention of union officials that the proposal was in the interests of public safety.

Cooperate on Screenings

St. Louis, April 8.—The local operators' union has agreed to furnish projectionists without cost for the showing for school use of educational films approved by the M.P.P.D.A. The films would be shown at theatres in cooperation with the theatre owners. Robert Thomson, union business manager, declared the union's willingness to cooperate.

First Division Adds Two

First Division has added Ed Kennedy as salesman in the New Orleans exchange and M. C. Howard as salesman in Atlanta.

Already Soaked

Pittsburgh, April 8.—John H. Harris of the Alvin tells this one from the days of the Great Flood. Ira Cohn of the local Fox exchange called him and excitedly suggested he use the 1,500 feet of "marvelous" flood scenes Cohn had just received. Harris' lack of enthusiasm was explained by the fact that at that moment the water was 15 feet deep in the Alvin.

It wasn't until later that Cohn was able to explain that he meant the films for a suburban house, not the downtown Alvin.

"Fleet," $13,500 Montreal's Leader

Montreal, April 8.—"Follow the Fleet" was outstanding in the surrounding first run dullness here. It reached $13,500, over the line by $2,500, at the Palace and was held over.

The Capitol had a fairly good run at $9,000 on a double bill headed by "The Petrified Forest" while the take at Loew's was around the same figure with a program made up of two features and six acts of vaudeville.

"The Amateur Gentleman" topped the bill at the Princess and the result was $6,000, which was below the line. The Imperial continued its policy of second runs until after Easter. A couple of hockey finals provided opposition, but there wasn't much else.

Total first run business was $39,000. Average is $41,500.

Estimated takings for the week ending April 4:

"THE PETRIFIED FOREST (W.B.)
"EVERY SATURDAY NIGHT" (20th-Fox)

CAPITOL—(2,547), 25c-35c-40c-50c-60c, 7 days. **Gross:** $9,000. (Average, $9,500)

"STRIKE ME PINK" (U.A.)

IMPERIAL—(1,914), 15c-20c-25c-34c, 7 days. **Gross:** $1,500. (Average, $3,500)

"IT HAD TO HAPPEN" (20th-Fox)
"SONG AND DANCE MAN" (20th-Fox)

LOEW'S—(3,115), 30c-34c-40c-50c-60c, 7 days. Six acts on the stage. **Gross:** $9,000. (Average, $10,500)

"FOLLOW THE FLEET" (Radio)

PALACE—(2,600), 25c-35c-40c-50c-65c, 7 days. **Gross:** $13,500. (Average, $11,000) Held over for second week.

"THE AMATEUR GENTLEMAN" (U.A.)
"IT'S A COP" (British)

PRINCESS — (2,272), 25c-30c-35c-50c-65c, 7 days. **Gross:** $6,000. (Average, $7,000)

Alleged a Bankrupt

A petition in bankruptcy has been filed in the Federal court for the Southern District against Charles H. Streimer, trading as the Streimer Ad Service. The petitioners are Lena Yunusoff with a claim of $618, Welgot Trailer Service, Inc., with a claim of $78 and Harry Stitt with a claim of $20.

Theodore Hannon Wed

Boston, April 8.—Theodore Hannon, publicity assistant to Joseph A. DiPesa, local Loew exploiteer, and Claire Staples were married at the home of Helen Eager, film editor of the *Boston Traveler*.

"Desire" Is $13,500 Top In St. Louis

St. Louis, April 8.—"Desire" made the best comparative showing of the week, going $4,800 above average with a gross of $13,300 at Warners' Orpheum.

"Little Lord Fauntleroy" at Loew's had the best gross with $13,900 which was $4,900 above average for the house. The Orpheum's average is $500 less than for Loew's, the former house being 56 per cent above average and the latter up 54 per cent. A very close race for top honors. These were the only houses to break into the profit class.

During the week the Ambassador, formerly a first run, passed into a new classification. It is now a subsequent first run. This means that it will follow immediately behind the Fox, the local first run of the F. & M. interests. Under the new policy the Ambassador opened with "Rhodes, the Diamond Master" and had a take of only $3,500 for the five and a half days. Perhaps $6,000 would be the proper average henceforth instead of the old mark of $10,000.

Weather of the week was mixed, but average for this period of the year here.

Total first run business was $49,650. Average is $45,300.

Estimated takings for the week ending April 2:

"RHODES, THE DIAMOND MASTER" (G.B.)

AMBASSADOR—(3,018), 25c-35c-40c. 5½ days. **Gross:** $3.500. (Average, $6,000)

"SUTTER'S GOLD" (Univ.)
"HOUSE OF 1000 CANDLES" (Republic)

FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $10,950. (Average, $12.000)

"MORALS OF MARCUS" (G.B.)

GRAND OPERA HOUSE—(2,200). 15c-25c-35c, 7 days. Stage: Vaudeville. **Gross:** $3,000. (Average, $3,300)

"LITTLE LORD FAUNTLEROY" (U.A.)

LOEW'S—(3,162), 25c-35c-55c, 7 days. **Gross:** $13,900. (Average, $9,000)

"DESIRE" (Para.)

ORPHEUM—(1.950). 25c-35c-55c. 7 days. **Gross:** $13,300. (Average, $8,500)

"THE WALKING DEAD" (W.B.)
"SILLY BILLIES" (Radio)

SHUBERT-RIALTO — (1,725). 25c-35c-55c, 7 days. **Gross:** $5,000. (Average, $6,500)

Small Left $2,194,000

Toronto, April 8.—The will of Mrs. Theresa Small, widow of Ambrose J. Small, once widely known Toronto theatre owner, disposed of an estate valued at $2,194,000, approximately one-half of which was bequeathed to the Roman Catholic Church. The will is being contested, however, by Mary F. Small, sister of the former theatre circuit owner. Ambrose Small vanished a few moments after he had left his Toronto theatre on the night of Dec. 2, 1919, and the case has been continuously before the public since that time.

Chicago Passes "Blonde"

Chicago, April 8.—"The Unknown Blonde," made from the novel "Collusion" by Majestic Pictures about 18 months ago, has finally been passed by the Chicago Censor Board, but with a "pink" ticket.

Ben Judel who is distributing the film, says he will put the film in a Loop house even if he has to rent one.

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

VOL. 39. NO. 85 NEW YORK, FRIDAY, APRIL 10, 1936 TEN CENTS

No Restraint In Clearance, Court Decides

Detroit Decision Sets Precedent on Point

DETROIT, April 9.—That no restraint of trade is involved in the rental of ilms on a clearance basis is the rulng of U. S. Judge Edward J. Moinet n dismissing the anti-trust suit of he Colonial, headed by Jacob Schreiber, against major distributors and Cooperative Theatres of Michigan.

The court upheld the report of a naster who heard the testimony and even raised a question as to whether he element of interstate commerce was nvolved in purely local transactions.

Schreiber's counsel relied upon the Binderup vs. Pathe Exchange Case o establish his contention that conspiracy in restraint of trade was involved because he could not get films as soon as downtown houses, but the court disposed of this by saying that his complaint was due solely to the

(*Continued on page 8*)

Nathanson Pact Is Signed in Toronto

A new five-year contract for N. L. Nathanson as president and general manager of Famous Players Canadian, Paramount theatre subsidiary, was approved by the board of the Canadian company at a meeting in Toronto on Wednesday. Nahanson's current contract expires June 1.

Supplementary negotiations of an agreement which would permit Nahanson to acquire a substantial stock interest in Famous Players Canadian are being continued, it was stated yesterday following the return from he Toronto meeting of Austin Keough, Paramount secretary and counsel, and Y. Frank Freeman, head of the company's theatre department.

Ampa's Nominations Encounter a Setback

Ampa's nominating committee, of which Charles Leonard of Universal was chairman, failed yesterday to return a slate of nominees, but, instead, submitted a blanket resignation to the general membership assembled at the Hotel Astor for its weekly luncheon-meeting. Ampa, however, acted to stay he resignation, petitioning the committee to reconsider and again try to

(*Continued on page 5*)

"Signal Recognition", Then What? Is Ramsaye Reaction

In a report rendered by Daniel Bertrand, formerly with the amusement division of the NRA, and submitted by Daniel C. Roper, Secretary of Commerce, to the President, in Washington, there is proposed a commission for Federal control of the industry, along with a list of persons held to be qualified for membership on such a commission. The list includes Terry Ramsaye, who, when asked for his reactions, said:

"In all solemn sincerity I should record my appreciation of election to the imposing roster of those 'qualified as experts on the entire industry.' With equal sincerity, but with perhaps a shade less of my characteristic solemnity, I will observe that this signal recognition from the NRA is calculated to be coals of fire, or else a demonstration of unbiased and unbiasable attitude, upon my head as the first and perhaps most vigorous and persistent of the critics-in-print of the late NRA Blue Eagle as a bureaucratic buzzard with unlovely feathers.

"In other words, perhaps I am in the position of the Wall Street 'bear' who found himself on the board of a corporation, the stock of which he had been hammering, and decided: 'They put me on to represent the short interest.'

"These 20 and odd years upon the Rialto I have met all manner of movies and their menaces. The sons of the Blue Eagle do well who call me, thus officially, 'expert.' I accept the garlands of laurel, ephemeral though they be, ignoring quite that by tomorrow they will be overlaid

(*Continued on page 6*)

Comments from the other 17 men suggested as "experts" qualified to control the industry via Federal commission will be published in later issues.

Waiting for Tide

Dover-Foxcroft, Me., April 9.—The owner of the Star, which floated down the Piscataquis River during the recent flood is waiting for the tide to bring it back.

If it comes within harpooning distance he intends to spear it and tow it ashore.

Germans Make 3-Way Pact on Film Exchange

By J. K. RUTENBERG

BERLIN, April 9.—Discussions of film imports and exports between Germany, Austria and Czechoslovakia have led to a three-sided international agreement. In addition, a bi-lateral agreement will be signed between the German State Film Chamber and the Austrian Film Conference by which experiences on economic and technical questions will be exchanged and by which a preliminary agreement between the two industries in the case of international film discussions will be established.

The Austrian and German industries have thus been linked by an inside agreement. In a special convention Austro-German film exchanges from July, 1936, to July, 1939, have

(*Continued on page 6*)

RKO Is Discussing Return to Germany

BERLIN, April 9.—RKO may reenter distribution in Germany. E. D. Leishman and Michael Havas from the London office have been here carrying on negotiations for the formation of a German subsidiary for direct distribution, or to reach an agreement for distribution through a German concern already established.

RKO withdrew from the German market in 1934.

LONDON, April 9.—E. D. Leishman, chairman of the committee of management of RKO Pictures, Ltd., is unofficially reported to have resigned today after a disagreement.

Van Beuren Cartoon Division to Disband

The Van Beuren cartoon department will be disbanded following the completion of four more color subjects which remain to be delivered under the current RKO distribution agreement with the company, it was stated yesterday.

RKO formally notified Van Beuren Corp. recently that a new distribution deal for the color cartoons would not be made, as a result of RKO's re-

(*Continued on page 8*)

See No Effect On Film Bills In NRA Study

No Plan to Use Report For Legislation

By BERTRAM F. LINZ

WASHINGTON, April 9.—The recommendations made yesterday by Daniel Bertrand, formerly of the Amusements Division of the NRA, for Federal control of the film industry, is expected here to have little or no effect on the legislative situation with respect to the industry.

It was indicated that no plans have ever been made in Administration circles to use the reports on the codified industries, of which the Bertrand report was one, as a basis for legislation to revive the idea of the NRA. Furthermore, it is pointed out that there is little sentiment in Congress for Federal control of the film industry.

The conclusions and recommendations in the report represented the views of Bertrand only, and in a foreword to the lengthy document, Leon C. Marshall, director of the Review Division, commented: "There is need of further study."

"The present material," Marshall pointed out, "throws much light on

(*Continued on page 8*)

Majors to Answer In St. Louis Case

Defendants in the Government suit against Warners, Paramount, RKO and others decided yesterday to file answers on or before April 16 to the Government's complaint, instead of making counter motions by that date, as was their right under orders signed by Federal Judges Robert Patterson and Alfred C. Coxe.

The filing of the answers will put the Government in position to move for the setting of a trial date for the

(*Continued on page 8*)

Action Forecast on Jersey Censor Bill

TRENTON, April 9.—Senator Clifford R. Powell, chairman of the Miscellaneous Business Committee of the New Jersey legislature, indicated today the film censorship bill would be reported favorably next week. He said there is a possibility that a public hearing will be held.

Without committing himself definitely, Powell said there appeared to

(*Continued on page 8*)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 10, 1936 No. 85

Martin Quigley
Editor-in-Chief and Publisher
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Grainger Heads East

Hollywood, April 9.—James R. Grainger, general sales manager of Universal, is on his way to New York where he is due Sunday.

Cochrane, Weil West

P. D. Cochrane and Joe Weil leave for Universal City this afternoon to check over Universal's new production plans in preparation for the opening 1936-37 advertising and exploitation campaign. It will be Cochrane's first visit west in about a decade.

Marilyn Miller Buried

The funeral of Marilyn Miller, stage and screen star, was held yesterday at St. Bartholomew's Episcopal Church, where 3,000 gathered in a last tribute to the star. Burial followed at Woodlawn Cemetery.

Reopens Tomorrow

Springfield, Mass., April 9.—Warner's Capitol, hit by the recent floods, will reopen Saturday.

Flinn on Way East

Hollywood, April 9.—John C. Flinn left here by train last night for New York.

Insiders' Outlook

By RED KANN

REACTION to the Bertrand report suggesting Federal control of the industry, via the well-known, well-worn and well-tried commission route, was variable yesterday. It ranged from the fun and sarcasm flowing from the prolific typewriter of Terry Ramsaye, neighbor and confrere down the corridor at *Motion Picture Herald*, to a more or less solemn declaration from Abram F. Myers, general counsel of Allied, that "I was not consulted about this and am not an applicant for any Government job" to the statement, definite and flat—without necessarily being humorous on the latter score—from Ed Kuykendall who wired from the Southland that he was "unalterably opposed to Governmental regulation of this industry and, therefore, not in accord with the Bertrand report." . . .

▼

There will be more later from others of the men described by Daniel Bertrand as those "qualified as experts on the entire industry" and so likely timber for posts on any such commission if and when authorized under the law, a procedure, incidentally, somewhat removed from the definite. In the meantime and in an era which is unmatched in the nation's history for freedom of spending the public funds, here now and to come from future generations in higher and higher taxes, it becomes slightly difficult to escape a simple conclusion. It is that the Government might do very well by minding its own business. . . .

▼

It has enough business of its own and already acquired from others as well, to keep its minions very actively engaged in the task of maintaining the status quo without searching about for other private fields in which to foray and to experiment at the expense of stockholders who, once again and after all these years, are beginning to get accustomed to dividend checks. The best job to be done for the best interests of this industry and others, although the others are of no concern except through sympathy, will come from within where the endeavor ought to be launched anyway. . . .

▼

There is substantial reason to credit the impression that responsible factors in this business are currently cognizant of the necessity for a change and that about it they propose doing something. Tangibly, but always avoiding the danger in forecasts, the change is very apt to find its beginnings next Thursday when exhibitors and distributors, represented either by their presidential incumbents or their sales managers, meet in New York to consider some modernization in the practices now prevailing between those who buy and those who sell. . . .

▼

"That there is much room for improvement in the trade practices governing the renting of films is a viewpoint against which there is but little argument," wrote Martin Quigley in Motion Picture Daily yesterday. There is little argument on that score, but there may be considerable over the arguments leading to a common meeting ground. That, however, is the way of all round tables and it is important only in the light of the results which finally crystallize from the deliberations. This is an observation which it might be well to bear in mind as the trade practice parley gets into its stride. . . .

▼

The chief business of this business is to supply its customers, the public, with the highest level of entertainment its very extensive facilities can muster. If it fails, those very customers know the method, because they have used it, and will take care of matters only too well. But the question of malpractices, present certainly and adjustable emphatically, is a problem which belongs to and in the industry. As such, it is privileged matter which the business should be permitted to tackle without the burden of uninformed commissions, politically conceived, politically conducted and politically maintained. The only kind of patronage this industry wants is at the box-office. . . .

Boles-20th-Fox Split

Hollywood, April 9.—John Boles and Twentieth Century-Fox have severed contractual relationships amicably.

Hold "Fauntleroy"

"Little Lord Fauntleroy" has been held over for a second week at the Music Hall.

Warners Shift Title

Hollywood, April 9.—Warners have retitled "There's Millions in It" as "Hot Money." Ross Alexander and Beverly Roberts play the leads.

Yates on the Way

London, April 9.—Herbert J. Yates is aboard the *Manhattan*, which sailed for New York yesterday.

Press Music Strike As 22 Firms Settle

With 22 of the 92 music publishing companies in New York already signed to individual agreements with Local 802 of the A. F. M., the union is continuing its strike against the publishers with renewed vigor, putting 300 pickets on the street in the past two days. Seven of the 22 publishers who have signed individual agreements are members of the Music Publishers' Protective Ass'n., whose original suggestions for a settlement of the strike were viewed as unsatisfactory by the union.

Union officials declared yesterday they had received a report from Chicago indicating that New York publishers had sent work there, in an effort to have Chicago copyists and arrangers handle it. The material was returned without the work having been done, according to the union. The negotiation of individual agreements will be continued, it was indicated.

J. Arnold Renamed By Cinematographers

Hollywood, April 9.—John Arnold was reelected president of the American Society of Cinematographers for the sixth consecutive time at the annual election meeting of the society. Vincent Milner was returned as first vice-president, Charles Lang was elected second vice-president, James Van Trees was named third vice-president. Fred Jackman continues as treasurer and Frank Good was re-elected secretary.

The new board will consist of Arnold, Jackman, Milner, Van Trees, and Ray June.

F. D. Current List Is 85% Completed

First Division has completed 85 per cent of the feature program announced for this season, with the release of "Southern Maid," Alliance, and "August Week-End," Chesterfield.

Already released have been six Alliance films and 16 from Chesterfield and Invincible. In addition four Hoot Gibsons have been released with four more to be produced. Of the seven starring Rex Bell, the first, "Too Much Beef," is set for release April 20.

Llanuza Suit Dismissed

Justice Joseph M. Callaghan in N. Y. Supreme Court yesterday dismissed the complaint of Pedro Llanuza, newspaper cartoonist, against United Artists. His suit against Columbia, Winkler Film Corp., Charles B. Mintz and Walter Disney remains. In dismissing the complaint Justice Callaghan said that the complaint failed to charge United Artists with any breach of confidence or trust or show that United Artists had a knowledge that Columbia or its agents were guilty of any wrong toward the plaintiff, nor is there any allegation in the complaint that United Artists showed any caricatures which were identical with or simulations of those submitted by the plaintiff to Columbia.

Selznick Gets Rathbone

Hollywood, April 9.—Basil Rathbone, stage and film star, has been signed for the role of Count Anteoni in David O. Selznick's "The Garden of Allah."

AS ALL THE WORLD WANTS HER

...in the story the whole world loves!

Captain
January

A DARLING LITTLE LIGHTHOUSE LADY!

Happy new songs . . . tappy new dances . . . highlight this famous story of a winsome sea waif to make it Shirley's most endearing picture!

Shirley
TEMPLE
in
Captain January

with **GUY KIBBEE**
SLIM SUMMERVILLE
JUNE LANG   BUDDY EBSEN
SARA HADEN   JANE DARWELL

Associate Producer B. G. DeSylva
Directed by David Butler
Screen play by Sam Hellman, Gladys Lehman and Harry Tugend
Based on a story by Laura E. Richards • Dances staged by Jack Donohue

A FOX PICTURE

DARRYL F. ZANUCK
in Charge of Production

20th CENTURY FOX
THE KEYSTONE OF YOUR FUTURE

3 NEW SONG HITS
all sung by Shirley
"AT THE CODFISH BALL" "EARLY BIRD" by Lew Pollack and Sidney D. Mitchell. "THE RIGHT SOMEBODY TO LOVE" by Jack Yellen and Lew Pollack

Fox Midwest Takes Two Houses at Iola

KANSAS CITY, April 9.—Fox Midwest has taken over, on lease, Ira D. Kelley's two theatres at Iola, Kan., the Kelley and the Iola. Fox has not been in the town before.

Charles Morehead, who has been in charge of the circuit's interests at Hays, Kan., will manage the two houses.

Several other personnel changes have been made by Fox as a result.

Bill Souttar, who has been managing the Palace at Wichita, succeeds Morehead at Hays. C. A. Stewart, Fox manager at Beatrice, Neb., has been transferred to the Orpheum, Topeka. Hugh Siverd goes from the Grand, Topeka, to Marshall, Mo. Phil Hill, formerly at the Gem, Topeka, goes to the Grand there, and Ed Allison has been promoted to manage the Gem. Allison has been assistant manager of the Grand. Glen Hall, asistant manager of the Midland, Pittsburg, Kan., has been transferred to the Colonial there as manager under City Manager Tom Steele.

Hoffman to Produce 30 for Next Season

M. H. Hoffman will produce 30 features and two series of westerns for next season's lineup. He will sail for England on the *Paris* tomorrow to arrange for distribution and investigate the possibilities for producing abroad. The newly reorganized Liberty company will distribute the films here, operating on a nationwide basis.

Hamrick-Evergreen Meet

SEATTLE, April 9.—Hamrick-Evergreen Theatres held its first quarterly meeting here yesterday. Cash bonuses were awarded to Hal Drigler, of the Paramount, Portland; Morrie Nemmer, Wenatchee; Carl Mahne of the Egyptian here, and George Appleby of the Coliseum here. The banquet, attended by 35, was addressed by Frank L. Newman, Sr., John Hamrick, Al Rosenberg and Al Finklestein.

Memphis Sees "Deeds"

MEMPHIS, April 9.—This town turned out in a big way last night for a special Red Cross benefit premiere of "Mr. Deeds Goes to Town" at the Malco. The regular program of the house was suspended at 6 o'clock and the Columbia film went on at 8 o'clock. City officials and prominent citizens were conspicuous.

Dineen Yarn for Goldwyn

Samuel Goldwyn has bought "Murder in Massachusetts" by Joseph F. Dineen, crime reporter for the *Boston Globe,* and based on the activities of the Murton Millen gang. His story of the gang was published in *Harper's Magazine* for March. The film will be released on the current season's program.

McCoy in 3-Year Deal

HOLLYWOOD, April 9.—Tim McCoy has signed a three-year contract with Imperial Pictures for eight films a year. The pictures will be supervised by William Pizor and Clifford Sanforth. The producers are considering using color in some of the films.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Three on the Trail"

(*Sherman Prod.-Paramount*)

HOLLYWOOD, April 9.—Better production values, a more gripping story and the usual high acting standards make this the best of the Hopalong Cassidy series to date. William Boyd, Jimmy Ellison and George Hayes, portraying the title roles, work smoothly together, making the characters more believable and arousing greater audience sympathy.

The story concerns a battle between ranchers, led by Boyd, and the Bar 20 outfit and Onslow Stevens, cafe keeper, whose gang rustles cattle and holds up stages under the protection of John St. Polis, crooked sheriff. Stevens makes the heavy thoroughly despicable, and his final rout when the ranches storm his cafe, eventually setting it afire, provides a suitable climax for a series of chases and kidnappings.

Stronger romantic interest is provided by a love plot which has Boyd and Ellison contending for the favor of Muriel Evans, school teacher, with Ellison the final winner.

The supporting cast includes Clara Kimball Young, Claude King and William Duncan, who give good performances. Howard Bretherton's direction paces the action shrewdly and allows no letdown. The photography by Archie Stout does full justice to the beauty of the locations and credit is also due Mel Wolf for special effects, and to Lewis Rachmil, art director. Doris Shroeder and Vernon Smith wrote the screen play from Clarence E. Mulford's novel.

As a class action picture the production should please generally.

Production Code Seal No. 2,090. Running time, 66 minutes. "G."

Ampa's Nominations Encounter a Setback

(*Continued from page 1*)

arrive at a selection. The committee had been expected to recommend the re-election of the present regime, headed by Gordon White, Herbert Berg, Ed McNamee and Gar O'Neill.

The committee, however, is not expected to make another attempt at nominating, and in that event a new committee will be elected next Thursday. The mixup necessitated the postponement of election to April 30.

Regardless, a group of eight members, acting independently, yesterday presented an independent ticket, and that will stand in opposition to any ticket selected by the general committee. On the independent slate are Hal Horne, for president; Alex Gottlieb, vice-president; Paul Benjamin, treasurer; Leon J. Bamberger, secretary; William R. Ferguson, trustee for three years, and the following nominees for directorship: Barret McCormick, Tom Waller, Marvin Kirsch, Monroe Greenthal. Kirsch refused to accept the nomination, and the independent sponsors were asked to make another selection.

The dissension in the ranks which occasioned the resignation of Leonard's committee is understood to be the committee's insistence that the board of directors be enlarged from the present seven members to nine, which, the present regime insists, is not permissible without a vote of the whole membership and the lapse of one month. This obviously could not be done in time for the election.

The incident was the cause of much quibbling at yesterday's meeting in discussions from the floor.

Hal Horne has not definitely decided whether he will run, thus leaving Ampa at this moment without any definite candidate for the presidency, and already elections have gone two weeks past the April 1 annual meeting date stipulated in the constitution.

Flash Preview

"Forget Me Not." This London Films-United Artists feature stars Beniamino Gigli, late of the Metropolitan Opera, in a production which combines excellent music with an entertaining story.

This picture will be reviewed in a later issue of MOTION PICTURE DAILY.

Extend Fox Suit Move

A stipulation filed in Federal Court yesterday extended the time for the William Fox Investing Co. and the William Fox Exhibition Enterprises until May 1 to serve a bill of particulars in connection with their suit against the American Telephone and Telegraph, Western Electric and Erpi, Inc.

Expand M-G-M Dept.

The M-G-M foreign department has taken over the entire 10th floor at the home office, necessitated by expansion of the activities of the department. Arthur M. Loew, in charge of the department, is en route to South America by air. He will return to New York in three or four weeks.

"Pine" Record Holdover

SALT LAKE CITY, April 9.—"The Trail of the Lonesome Pine" is beginning a special holdover engagement at the Paramount here. It has broken all attendance records thus far.

Ben Hill in New Post

KANSAS CITY, April 9.—Ben Hill, formerly manager of W. D. Fulton's MoKan, has replaced Robert Robertson as manager of Fulton's State, Kansas City, Kan.

Brecher Takes Another

The Renaissance on 137th St. and 7th Ave. has been added to Leo Brecher's circuit. The house was formerly operated by Benjamin Roman.

E. M. Loew Heard in Suit Against Union

NEWPORT, April 9.—E. M. Loew testified that Local 309, I. A. T. S. E., refused to furnish operators at his price, at the hearing of his suit for a permanent injunction against the union. The hearing covers a similar action brought by the Interstate Alliance of Projectionists and Stage Employes, Inc.

Last November, when Loew opened the Colonial here, he hired operators from the Interstate union. Local 309 members immediately began to picket the house. A restraining order was issued at that time limiting the picketing, but it has continued in some measure ever since.

Directors Disagree On Detail of Bylaws

HOLLYWOOD, April 9.—The Screen Directors' Guild was unable to adopt bylaws at its last meeting when independent directors protested against a clause which would give voting control only to members with two or more major pictures to their credit. The independents want full voting powers.

All other bylaws were accepted and the portion in dispute was sent back to the board for a solution to the problem.

Academy Technician Branches Gain 108

HOLLYWOOD, April 9. — The Academy Technicians' Branch has gained 108 members during the past year. The total of fully paid up members is now 287.

The branch has issued a new bulletin outlining the qualifications for membership in various sections of the branch. The various sections and their complete membership are: Art Directors, 82; Film Editors, 34; Photographic, 92, and Sound, 78.

GTE Shares Auctioned

An auction of General Theatres Equipment shares owned by Amerex Holding Corp. brought $1.65 each for 5,015 preferred shares and 45 cents each for 707 common shares. The sale was held by Adrian H. Muller & Sons.

These were part of the securities held by a syndicate managed by Pynchon & Co. and were collateral for promissory notes payable to the Chase National Bank. They had been assigned to Amerex.

Dismiss "Angels" Suit

U. S. District Judge William Bondy yesterday dismissed the complaint in a copyright infringement suit brought by Richard Barry against Howard Hughes, Caddo Co., Inc., United Artists, Marshall A. Neilan and Joseph Moncure March. The complaint had asked for an accounting and that each of the defendants be directed to pay $250 for each public performance of "Hell's Angels."

Quebec Theatres Close

QUEBEC, April 9.—Most forms of activity will come to a halt here for Good Friday. Theatres will be closed, as well as all stores except tobacconists and restaurants. Nineteen bells will be tolled on the fire alarm system as a mark of public mourning.

Germans Make 3-Way Pact on Film Exchange

(*Continued from page* 1)

been secured along the following lines:

The number of films to be brought from Austria into Germany without taxation or contingent provisions has been fixed at 14 per year. The import of a greater number of films is subject to special conventions. The unlimited number of films to be sent from Germany into Austria is normally subject to the Austrian Cinematograph Act. For the period to July, 1936, an additional export of Austrian films to Germany will be agreed upon.

Export of currencies will be settled by a special agreement between the Austrian National Bank and the German Reichsbank.

Discussions have been held between Austria and Czechoslovakia which have resulted in an agreement to put Austro-Czech film exchange on a broader basis. No state influence will be exercised upon rentals. The question of money export will, likewise, be settled by friendly negotiations which will be incorporated in the Austro-Czechoslovakian exchange system.

* * *

German production in 1936-37 will amount to about 140 features. A new system of financing, elaborated by the State Film Chamber in cooperation with the Film Credit Bank, will make the extension of production over the whole year possible.

* * *

"Broadway Melody" is continuing its sensational run here. It has played four weeks and will be extended for two more, a run unusual heretofore either for German or U. S. films.

Giveaways Continue To Gain Around K. C.

Kansas City, April 9.—This town is using more giveaways than ever before, with the ceiling not yet reached More than 20 theatres, all independent, are using varieties of glass and china ware, each attempting to offer something different, at least by name. The result is something like this: kitchenware, bakeware, rock crystalware, mixing bowls, cake plates, vegetable bowls, soup bowls, cups, "combination bridge and dinnerware," pie plates, etc. One house recently offered meat platters with "Our Daily Bread."

Fox Midwest will start the use of china giveaways at the Waldo soon, and is planning on extending the promotion to other theatres.

Use of money giveaways, including Bank Night, Screeno, etc., are as widespread as use of china, if not more so. W. D. Fulton, who has six theatres, recently decided to discontinue his Prosperity Night on Thursdays. Fox at that time hadn't used Bank Night for some weeks. Later he changed his mind when Fox resumed Bank Night.

First runs, even the Fox Uptown, have stayed away from promotions, although the Uptown, it is understood, will start Bank Night again sometime this spring.

Giveaway distributors report that more of their products are being used out-of-town than ever before.

"Signal Recognition", Then What? Is Ramsaye Reaction

(*Continued from page* 1)

with the frost of forgetfulness, as far from a commissionership of Federal control of the screen as the oft-mentioned Oscar W. Underwood from the presidency.

"What I think of Federal administration of the motion picture business is as obvious as the observation of the late Dr. Hugo Munsterberg of Harvard that it was a waste of time to ask him to speak on prohibition.

"It is my conviction that it would be fitting of the Administration to first establish some indication that it knows how to run the Government before it endeavors to take over the cosmos, including American industries, among which the motion picture is conspicuous.

"I can view with no enthusiasm projects to admit the Government, and politicians, to the conduct of and participation in American industries. I cannot enjoy or approve the reiterative endeavors of what we call 'Washington' to nationalize all living and enterprise. These United States are getting much too thoroughly united.

"Obviously Political"

"It is obvious enough that the Administration is addressing itself at a program intended to create, nourish and support a bureaucratic gang system of exploitation, under which brigand bosses may flourish even as in days of old along the Rhine valley. In the terminology of 'progress' we are being invited, cajoled, threatened by political bullies toward a reversion to the economics of feudalism.

"All of the destructive and invasive aspects of the order, or planned disorder, which pervade Russia, Germany and Italy, are being offered to us today in inept, dumb, mass hokum terms of the militant barbarism dressed in the erudite terminology of a flock of sophomores whose outgivings remind one of the conversations in Latin which result from the first meeting of the class on the academy steps.

"A commission to control and operate for the Administration the motion picture industry! We now have, Heaven preserve us, a WPA theatre enterprise. How is it going? Never mind grosses, let's see the net. We had the United States in the motion picture industry as a producer in the days of the World War in terms of the Motion Picture Division of the Dep't of Public Information. How did it do? I admit being an expert on that subject, too.

Newspaper Control Suggested

"I wonder how soon the Administration will be getting around to consideration of a project to set up a commission to run the newspaper business, too. I'd really enjoy a nomination to that kind of a commissionership even more, and with all of that modesty which typifies my business of word-mongering I will admit qualification. Why not combine the newspaper and motion picture business under one commission, anyway? If the Administration wants to run the media of expression and communication it might put them all in one basket. The only serious objection is, of course, that that would not encourage the multiplicity of jobs, patronage, the spreading of the gravy.

"As a Commissioner of Federal Control of the Motion Picture one might expect to do well with the allotments of funds in payment to several producers I know in reward to them for not making some of the pictures they have had in mind. Personally I am entitled to something right now for not putting into work my favorite feature entitled 'Uncle Sam at Work.' It will not be made on location exclusively on lands rented from the Indians, capable of seven reels per acre."

Kuykendall "Opposed"

Columbus, Miss., April 9.—Ed Kuykendall, president of the M. P. T. O. A., commenting on the Bertrand report today, said: "I am unalterably opposed to Governmental regulation of this industry, and therefore, I am not in accord with the Bertrand report."

Myers Not a Candidate

Washington, April 9.—Abram F. Myers, general counsel of Allied States, asked to comment on the Bertrand report which included his name among those it found to be experts on industry practices and qualified to serve on a Government control commission, said:

"I have not had an opportunity to study the Bertrand report and consequently do not know what jurisdiction the proposed board would exercise. I was not consulted about this and am not an applicant for any Government job. Generally speaking, I am against bureaucratic regulation and in favor of home rule under the Neely-Pettengill Bill. However, if this legislation fails, I am confident that there will be a wide public demand for strict Federal regulation and then your inquiry will be timely."

Lewis Against "Interference"

Cambridge, Mass., April 9.—Professor Howard T. Lewis of the Harvard Graduate School of Business, had this to say in reply to Motion Picture Daily's inquiry on the Bertrand report:

"I know nothing of the nature of the Bertrand study beyond brief press reports. I am personally opposed to interference with private industry by the Government except where it is absolutely demanded by the public interest. Quite aside from any question of the wisdom of such action, however, I am inclined to believe that some form of supervision over the film industry is inevitable. If so, the large companies can only create added ill-will toward themselves if they assume an attitude of undying opposition.

"They would do better to cooperate in the drafting of regulatory measures and in selecting as administrators men who sincerely appreciate the real problems confronting the entire industry, yet who, having no personal interest at stake, can secure from the many and diverse elements concerned cooperation on the fundamental issues involved. I have had no reason to change my opinions as expressed in my book published in 1933, entitled, 'The Motion Picture Industry.'"

◀ Purely Personal ▶

ARTHUR McMANUS of the ac sales department of the Twentieth Century-Fox exchange here was placed in charge of the ad sales department of the St. Louis exchange yesterday and leaves tomorrow to take over his new post. Ed Hollander formerly in charge of the St. Louis department, takes the same post at the New York exchange.

•

Paul Terry of TerryToons was guest lecturer of the Metropolitan M. P. Club, an organization of amateur film makers, at a regular monthly meeting of the group at the Pennsylvania Hotel last night.

•

Buster Keaton comes here the end of the month to start work at Eastern Service Studios on the first picture under his new Educational contract. His tickets, heretofore, have not specified work in the east.

Prize Double Bills

Case of the Lucky Legs
She Married Her Boss
—*Ali Gaga*

Dorothy Greenhill, a member of Alexander Korda's London Films scenario department, will arrive Tuesday on the *Aquitania* to attend the opening of "Things to Come" and see Broadway plays.

•

Howard Winner, Universal newsreel cameraman who reached the front with the Ethiopian army, is back from a four-month stay in the war zone.

•

Gregory Ratoff, Bert Lahr and Harry Kaufman are booked on the *Paris*, which sails tomorrow. Percy Phillipson also will be aboard.

•

Fred Stone will come north from Florida shortly to visit old friends before returning to the coast to resume his screen career.

•

Fred Quimby, short subject sales manager of M-G-M, leaves for the coast again today. It's getting to be a habit with him.

•

Thomas A. Brannon, head of Afficiated Prod., Inc., of Atlanta, Charlotte and New Orleans, is in town for a short stay.

•

Bette Davis will close her eastern vacation next week, leaving for the coast probably on Wednesday.

•

Tilly Losch left yesterday for the coast to start work in Samuel Goldwyn's "The Garden of Allah."

•

Sidney R. Kent and Joseph M. Schenck are scheduled to leave for Europe April 21.

•

Nate Manheim, the old appleknocker, is visiting his pappy in Syracuse.

•

Rosalie Stewart, now visiting, leaves for Hollywood next week.

•

Phil Cochrane and Joe Weil at Murray's for a noonday snack.

'A CONNECTICUT YANKEE' PROVES UNQUALIFIED HIT ON RETURN ENGAGEMENTS!

Tested in two widely diversified situations, "A Connecticut Yankee" showed it retained all the box office draw that made it one of Will Rogers' greatest pictures.

AT THE APOLLO, INDIANAPOLIS:

Almost equalled the great "Country Doctor" run! Reported K. T. Collins: "Audience reaction on return of 'Yankee' very good, some praising the opportunity of seeing it again, others welcoming it due to not witnessing first showing. Receiving many inquiries as to the return of other Rogers attractions. Believe public entitled to see better Rogers films and *believe theatres will profit greatly therefrom.*"

AT THE STRAND, LOUISVILLE:

Ran neck and neck with business piled up by "Shark Island" and "King of Burlesque!" Wired F. J. Dolle: "Doing excellent business. Audience reaction comparable to Rogers' latest releases. Photography and sound proved a revelation. *Will date other situations without delay.*"

Play it again

. . . profit again

WILL

Rogers

in MARK TWAIN'S

"A CONNECTICUT YANKEE"

with

MYRNA LOY

MAUREEN O'SULLIVAN

Directed by David Butler

a FOX picture

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE

See No Effect On Film Bills In NRA Study

(Continued from page 1)

the difficulties and problems of this industry." No suggestion is made, however, that the findings represent the views of any important members of the Administration.

While there is little likelihood of the report becoming anything more at this time than another volume in the national archives, it is possible that if future efforts are made to obtain legislation declaring films a public utility, the report will be cited as a basis for such demands. With the work of the current Congressional session piling up rapidly and in view of the anxiety of members for an early adjournment, it is considered that there is little chance of Congress giving consideration to the matter of film legislation this year.

Ohio May Set Wage Rate

COLUMBUS, April 9.—Inauguration of a minimum wage scale for theatre employes, similar to the one in effect during the code regime, looms as a possibility for Ohio.

The prediction is based on the precedent established by Ora B. Chapman, state director of industrial relations, who has just approved a minimum scale for hotel and restaurant employes, graduated according to population. It is based on a 48-hour week, with one and one-half the regular rate for overtime.

Although definite action has not as yet been taken as applying specifically to theatres, this is being agitated in some quarters, it is reported.

Majors to Answer In St. Louis Case

(Continued from page 1)

action. When this is done, the court is expected to decide whether the defendants' pending appeal to the U. S. Supreme Court has any effect on the proceedings in district court here. The court will either set a trial date, regardless of the appeal, or defer the setting of a date until the appeal is decided, it is expected.

The appeal was taken from the St. Louis court's denial of defense motions to dismiss the Government's equity action "with prejudice," thereby barring the way to the filing of a new suit here. The Government's motion to dismiss without prejudice was granted. If the appellants are successful in the Supreme Court, the Government action here would be automatically halted.

Sunday Bill Goes Over

BOSTON, April 9.—The bill placed before the Massachusetts legislature by Representatives James J. Kiley and Tony A. Centracchio for modification of the Sunday laws to permit stage dancing on Sunday has been put over to the next annual session. The present laws forbid any stage dancing on Sunday except that which may be interpreted as acrobatic. Theatres, as a matter of policy, did not support the measure.

N.Y. Critics Unanimous In Praise of "Ziegfeld"

New York critics sang the praise of "The Great Ziegfeld" without end yesterday. The *World-Telegram* considered the picture important enough to assign Robert Garland, drama critic, to a review as well as the usual appraisal by its film critic, William Boehnel.

Excerpts from the reviews of four morning newspapers were published day and date in MOTION PICTURE DAILY yesterday. Additional comment from other morning papers, as well as the afternoon dailies, follows:

Daily News—For once in their lives the producers of a pet picture may, with impunity, drag out the word colossal***There is enough material in it for half a dozen ordinary films, and, as it is presented at the Astor in two sections, separated by a ten-minute intermission, each half runs the length of a long feature picture***The producers are to be congratulated on every phase of the beautiful production except their lack of courage in cutting the film.

Evening Journal—***for sheer beauty, splendor and opulence, takes its place as the last word in eye-and-ear entertainment.

Produced on a tremendously lavish scale, the picture is practically a dozen or more musical pictures rolled into one. It is one elaborate scene after another of dazzling settings, of gorgeous costumes, of hundreds of decorative girls, of tall white pillars and a wealth of luxurious laces and jewels and feathers and silks. It is an extravaganza of such rich proportions that it runs three hours in length.

Powell gives a vigorous and authoritative performance in the title role and the remainder of the cast is equally satisfactory. Myrna Loy, blonde here and exquisite, plays the part of Billie Burke, and Luise Rainer enacts Anna Held with an enchanting blend of wistfulness and roguishness. Frank Morgan is hugely amusing as Billings; the alluring Virginia Bruce appears as a trouble-making chorus girl who comes between Anna Held and Ziegfeld, and there are numerous other characters, some of whom are named and others whose identities can be guessed.

Outstanding, as always, is the inimitable Fannie Brice***Harriet Hoctor dances superbly in a circus ballet. Ray Bolger features a grand novelty dance to the tune of "She's a Follies Girl." Buddy Doyle, singing "If You Knew Susie," does an excellent imitation of Eddie Cantor, and one A. A. Trimble gives an uncannily true impersonation of Will Rogers.

Morning Telegraph—The word today is "colossal." Meaning big, stupendous, overwhelming, breath-taking, awe-inspiring and similar adjectives customarily associated with it***It is a difficult matter to pick out any particular points in the film for special commendation, running as it does for almost three hours, and piling spectacle upon spectacle, extravaganza upon extravanganza, but if I were compelled to do so, I would first point to "A Pretty Girl Is Like a Melody" as one number showing the greatest possible success***Then, too, I would pick out Miss Luise Rainer as my second point for special commendation. Miss Rainer plays the role of Anna Held, the little French songstress whom Ziegfeld married and plays it with conviction, and humor, and quiet brilliance that stamps her as a really first-class actress***One lavish spectacle follows another in dizzying succession; one Ziegfeld show is piled on the next until the audience is left speechless, gaspless and—well, to be frank about it, a trifle weary.

Post—It would take more adjectives than are contained in the sorely pressed lexicon of Hollywood to describe the process by which the late Mr. Ziegfeld, premier showman of Broadway's Golden Age, has been glorified in celluloid***The source and origin of glitter, glamour and romance are compressed in this one picture. You will never see another musical film that exceeds it in opulence, in visual inventiveness in Babylonian splendor***In spite of its lavish production qualities, the picture achieves its highest distinction in the acting. William Powell does magnificently in the title role, and Luise Rainer, as Anna Held, gives a performance which for sensitivity and restraint should go down as one of the great impersonations of the year***Yet even with its incredible length, "The Great Ziegfeld" remains as imposing and fantastic a structure as Boulder Dam or the Taj Mahal.

Sun—The performances of Luise Rainer and William Powell, quietly combining pathos and humor, would have put over any film. They are, in "The Great Ziegfeld," just one more important asset***as impossible to describe in detail as a three-ring circus. Perhaps it's best just to say it's a show Ziegfeld would have been proud to own, that it's filled with the most beautiful girls I've ever seen on a screen, and that, after three crowded hours, the audience was eager for more.

Robert Garland, dramatic critic in the World-Telegram—Fact and fancy, personalities and impersonations are so consistently confused that it leaves the man who knew "The Great Ziegfeld" and his associates breathless and bewildered. But, to the majority, these are even now a legend, and the prodigious picture at the Astor glorifies the American cinema even as its central figure glorified the American girl.

William Boehnel, film critic in the World-Telegram—***hearty, amusing, highly sentimentalized and vastly engaging***Acted with spirit and understanding by an expertly directed cast, the film projects itself across the screen without losing a whit of its theatrical effectiveness***may slacken its pace once or twice during its unusually long unreeling, but it never relaxes in its ability to entertain or its ability to recapture and project the mood of the showman himself or the spirit of a golden era in showmanship, with fine and hearty skill. Seldom has the cinema put on a more lavish spectacle or offered such a fervored blend of homage, humor and heartbeat—or such a happy time***The picture is, of course, mostly William Powell's in the title role, and let it be said at once that his portrait of Ziegfeld is by far the most direct, unfretted performance of his career. But, then, the whole cast is superfine. If the brunt of the acting falls on Mr. Powell's shoulders, there are others in the cast no less brilliant—particularly the lovely Luise Rainer, whose performance as Anna Held is nothing short of magnificent.

Then, too, there is Frank Morgan, who is excellent as Billings, while as Billie Burke, Myrna Loy weaves the beauty of romance into Ziegfeld's later years. These and all the others in the cast, among them Fannie Brice, Roy Bolger and Harriet Hoctor, deserve, along with the director, Robert Z. Leonard, more than just passing salaams for giving us a film that should command your immediate attention.

Van Beuren Cartoon Division to Disband

(Continued from page 1)

cent deal for distribution of Walt Disney subjects. A decision to dissolve the department has been held in abeyance while possible deals for the cartoons with other distributors have been investigated. Van Beuren produced 13 color cartoons annually. Indications are that a new series of short subjects will be added to the company's schedule for next season. Distribution by RKO of Van Beuren subjects other than the cartoons is not affected by the Disney deal.

Action Forecast on Jersey Censor Bill

(Continued from page 1)

be considerable sentiment for it, and that hundreds of letters had been received from church and civic organizations in favor of the measure, also admitting receipt of many communications in opposition. If the bill is reported favorably, it will be ready for a final vote the following week. Eleven votes are needed for passage. The bill provides that all films shown in the state be passed by a three-member censorship board, one of whom would be a woman.

No Restraint In Clearance, Court Decides

(Continued from page 1)

fact that he could not get films when he wanted them, rather than on the fact that he could not get them at all.

In discussing this point the court said: "There is no evidence that any producer involved herein had ever refused to lease and deliver picture films to plaintiffs herein, and the facts are that they were unable to get just the very films they desired, at just the very time that they desired them for exhibition, and that therefore on account of such facts, there is a combination and conspiracy against them which is in restraint of trade and commerce. The allegations and facts involved herein failed to establish such claims."

On the interstate commerce phases of the controversy the decision read:

"The court is satisfied that the evidence fails to show that the transactions in question involve interstate commerce according to the facts and the law presented."

The case was filed more than a year ago. Testimony was heard last summer and the report of Sayres was made about the first of the year.

Mrs. David Rites Today

SALT LAKE CITY, April 9.—Harry David, vice-president and general manager of Intermountain Theatres, Inc., left here yesterday with the body of his wife, who died here recently, for San Francisco, where the funeral will be held tomorrow.

Wall Street

Paramount Issues Best Board Gains

	High	Low	Close	Net Change
Columbia, vtc	38½	38½	38½	— ½
Consolidated	5⅞	5¾	5¾	.....
Consolidated, pfd.	17½	17½	17½	.....
Eastman Kodak ..	168	167	167¼	— ¾
Eastman, pfd	164	164	164	.....
Loew's, Inc.	47	46½	46¾	— ¼
Loew's, Inc., pfd..	107½	107½	107½	+ ¼
Paramount	8⅞	8⅜	8¾	+ ¼
Paramount 1 pfd..	70	65¾	70	+2⅜
Paramount 2 pfd..	9¾	9⅜	9¾	+ ¼
Pathe Film	11⅜	10⅞	11⅛	+ ⅜
RKO	6⅝	6⅜	6⅝	+ ⅛
20th Century-Fox.	26¾	26¾	26¾	.....
20th Century, pfd.	34⅞	34⅛	34⅛	— ⅜
Universal, pfd	113	112	112	—1⅞
Warner Bros.	11¼	10⅞	11⅛	— ¼

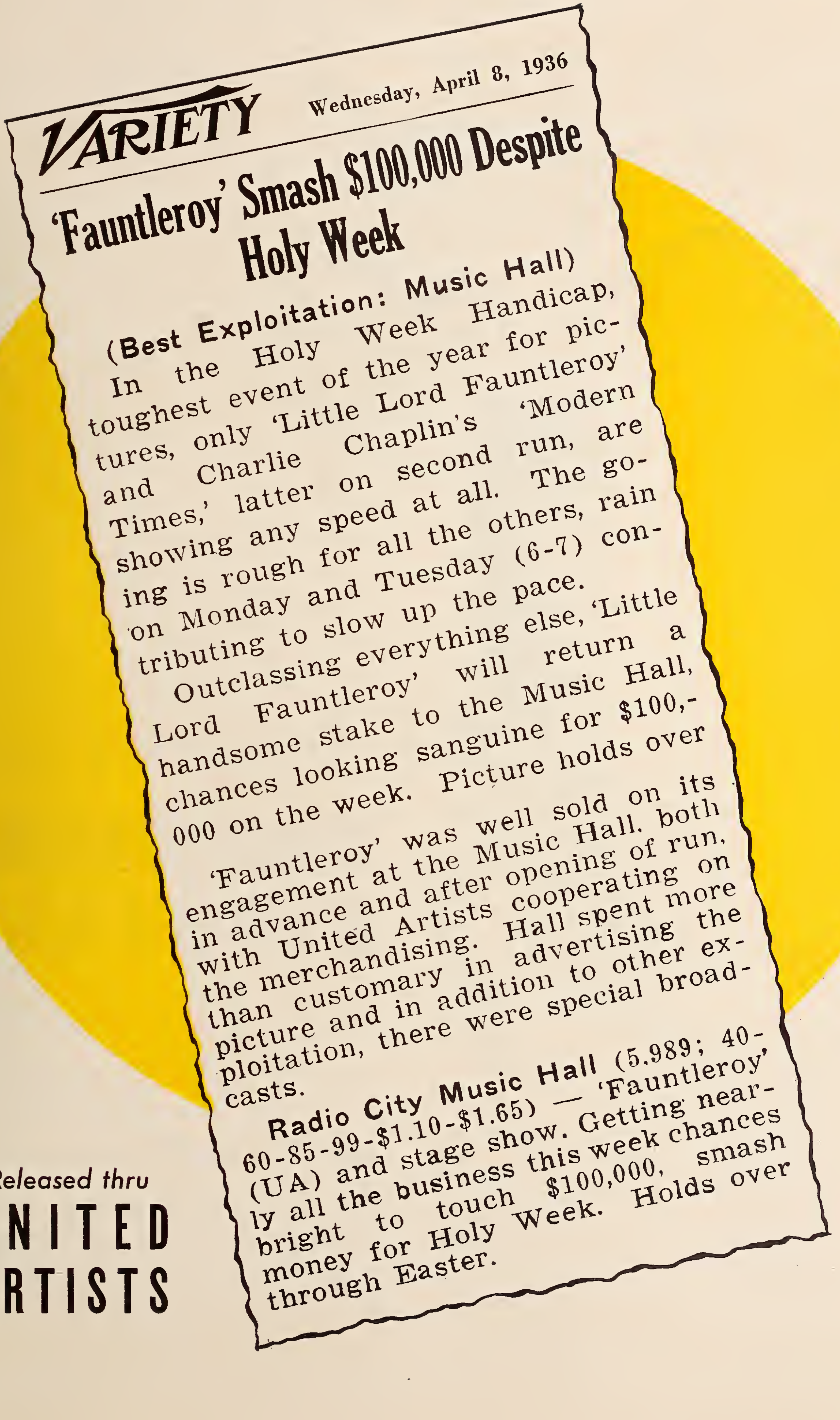
Curb Issues Off Slightly

	High	Low	Close	Net Change
Sentry Safety	¾	¾	¾	.....
Sonotone	3	2⅞	2⅞	— ⅛
Technicolor	31¼	30⅝	31	— ¼
Trans-Lux	4	3⅞	4	.....

Bonds Off a Little

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	27	26½	26½	.....
General Theatre Equip. 6s '40 ctf	27	26½	26½	.....
Keith B. F. 6s '46	94¾	94¾	94¾	— ¼
Paramount B'way 3s '55	55	55	55	—1
Paramount Pict. 6s '55	87	86⅞	87	— ⅛
RKO 6s '41 pp...	70	70	70	.....
Warner Bros. 6s '39 wd	95	94¾	93	+ ¼

(Quotations at close of April 9)



VARIETY Wednesday, April 8, 1936

'Fauntleroy' Smash $100,000 Despite Holy Week

(Best Exploitation: Music Hall)

In the Holy Week Handicap, toughest event of the year for pictures, only 'Little Lord Fauntleroy' and Charlie Chaplin's 'Modern Times,' latter on second run, are showing any speed at all. The going is rough for all the others, rain on Monday and Tuesday (6-7) contributing to slow up the pace.

Outclassing everything else, 'Little Lord Fauntleroy' will return a handsome stake to the Music Hall, chances looking sanguine for $100,000 on the week. Picture holds over.

'Fauntleroy' was well sold on its engagement at the Music Hall. both in advance and after opening of run, with United Artists cooperating on the merchandising. Hall spent more than customary in advertising the picture and in addition to other exploitation, there were special broadcasts.

Radio City Music Hall (5.989; 40-60-85-99-$1.10-$1.65) — 'Fauntleroy' (UA) and stage show. Getting nearly all the business this week chances bright to touch $100,000, smash money for Holy Week. Holds over through Easter.

Released thru

UNITED ARTISTS

Dreams come true!

THE GREAT ZIEGFELD

On its way to fame and fortune! The Astor Theatre is again the scene of a memorable M-G-M triumph. S.R.O. business at $2 top! And from Broadway the acclaim reaches across the nation where road-shows are soon to make history!

M-G-M's SHOW
OF SHOWS
starring
**WILLIAM
POWELL**
•
**MYRNA
LOY**
•
**LUISE
RAINER**
with Virginia Bruce,
Frank Morgan, Fannie
Brice, Nat Pendleton,
Ray Bolger, Harriet
Hoctor, Reginald Owen,
Ernest Cossart
and many others
Directed by
ROBERT Z. LEONARD
Produced by
HUNT STROMBERG

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 86 NEW YORK, SATURDAY, APRIL 11, 1936 TEN CENTS

Labor Confabs To Be Started Here April 16

Limited Representation Proves a Problem

Negotiation of studio labor agreements by union heads and the producers' labor committee will be opened here on April 16 if sufficient representation can be assembled by both groups, it was stated yesterday. Difficulties in assembling the producers and labor officials have caused the meetings to be set back several times and it is now apparent that they cannot be opened on April 14, the date last sought.

Only minor changes in wages and hours from the current schedules are anticipated and efforts will be made to complete the hearings in a single day, it was said. The negotiations are conducted annually under a provision of the five-year studio labor pact which permits the reopening of

(Continued on page 3)

Allied Convention Committees Picked

Cleveland, April 10.—Final arrangements have been made here by a group of Allied leaders for the national convention to be held June 3-5 at the Hollenden Hotel. Among those present were H. M. Richey of Allied of Michigan; Martin G. Smith, president of the Ohio I.T.O.; P. J. Wood, business manager of I.T.O.; G. W. Erdmann, secretary of the Cleveland M. P. Exhibitors' Ass'n., and local board members.

Richey was named general chairman. Wood and Erdmann were chosen as general secretaries to assist all committees.

Committees named were: General arrangements, Horwitz, chairman; Ernest Schwarts, Henry Greenberger, John D. Kalafat, L. G. Balwin, John Urbansky and Jack Shulman; convention arrangements, Smith, chair-

(Continued on page 3)

Suit on "Newslaugh" Deal Is Filed Here

A suit for $50,000 damages was filed in N. Y. Supreme Court yesterday on behalf of the Second National Pictures, Inc., against the First Division Exchanges, Inc., and Pathe Exchanges, Inc. Herman B. Freedman, producer, assigned the claim to Second National Pictures, Inc. According to the complaint, on February 20, 1935, Freed-

(Continued on page 3)

Circuit Deals Start Para's Selling Early

FWC Heads a Long List Prior to Convention

Early activity in the sale of 1936-37 product, with no sales conventions held as yet, is indicated in the number of large circuit deals which Paramount has closed on next season's lineup. Chief among them is with Fox West Coast, which includes not only the entire 1936-37 lineup but also the 1937-38 product.

Other circuit deals on the 1936-37 product include: Consolidated Amusement Co. of Honolulu, covering the Hawaiian Islands; the McNeil-Naify circuit, in the San Francisco area; Redwood-Midland, in northern California; Dubinsky Bros., Kansas City; Fourth Ave. Amusement Co., Louisville; Balaban & Katz, Chicago; Schine, New York State and Ohio; Century, Brooklyn and Long Island; Consolidated Theatres, New York, and Skouras in the metropolitan New York territory.

Marx Leaves to Take M-G-M Producer Post

Sam Marx, for some years scenario editor of the M-G-M studio, left for Hollywood yesterday after a short visit to take up a new post as an associate producer. Edwin Knopf will succeed him in his present position.

Marx will be answerable to Sam Katz and will work on "B" product. Knopf has been a writer at Metro for about a year. Prior to that, he directed for Universal and at one time managed a stock company in Rochester, N. Y. He is a brother of Alfred A. Knopf, the publisher.

Near Ratification

The directors of Pathe are slated to hold a meeting shortly when the appointment of Edward L. Alperson as president of their proposed new national producing and distributing company will be ratified.

The entrant into the field is, so far, without a name.

Move to Eliminate Parts of U. S. Suit

Motions to strike out two parts of the Government's complaint in the suit charging Warners, Paramount and RKO with conspiracy in violation of the anti-trust laws were made by defendants yesterday in Federal court here and are returnable Tuesday before Judge Robert P. Patterson.

The motions ask that two allegations in the Government's complaint referring to the alleged accomplishment of acts complained of "by means unknown to the plaintiff" be stricken out on the grounds of irrelevancy.

RKO Confirms Here Leishman Has Quit

Resignation of E. D. Leishman, chairman of the committee of management of RKO Pictures, Ltd., Radio's British organization, as reported by cable in Motion Picture Daily, was confirmed by Ned E. Depinet yesterday. He added no word of a successor probably will become available until Phil Reisman, vice-president of RKO Export Corp. returns to New York. Reisman sails from the other side Wednesday on the *Ile de France.*

Depinet, asked for comment on a Berlin dispatch indicating RKO's return to Germany, said:

"It looks wild to me. I have never heard it discussed."

Colonels Can Rest Easy

Louisville, April 10.—It's beginning to look as though it takes more than an attorney general to eradicate Kentucky colonels. Governor Chandler has just extended official recognition to the general staff created by his predecessor.

In a letter addressed to "My Dear General Pettijohn" the Governor's secretary says:

"Governor Chandler has received today, through M. Lawrence Aaronson, an invitation to a dinner at the Kentucky Hotel on Friday evening, May 1.

"The Governor appreciates this invitation and is making his plans to be with you."

Aaronson is chairman of the Derby Festival Committee which sponsors the annual mobilization.

MPTOA Group Is Named for Industry Meet

Half of Majors Accept; Others Expected

The M.P.T.O.A. yesterday completed the personnel of its master committee which will confer with representatives of large distribution companies, beginning next Thursday, on new trade practice agreements. More than half of the major distributors have accepted bids to the conferences and indications are that the remainder will formally accept when their top executives, now out of town, return to their offices within the next few days.

The exhibitor committee will consist of Ed Kuykendall, M.P.T.O.A. president; O. C. Lam, Rome, Ga.; Lewen Pizor, Philadelphia; Jack Miller, Chicago; E. C. Griffith, Oklahoma City, and Charles E. Williams, Omaha. Morgan Walsh of San Francisco, eligible to serve on the exhibitor committee, will be unable to attend because of business demands. Samuel

(Continued on page 4)

Grosses Here Aided By Easter Holidays

Broadway grosses were bolstered last week by the Easter holidays.

"Little Lord Fauntleroy" rated its holdover at the Music Hall on the strength of the first seven days' draw which tallied $95,000. Up to 5 o'clock yesterday, the theatre had grossed $7,100 and business, according to the management's word passed along to United Artists, was ahead of all prior days of the engagement.

"The Singing Kid" gave the Strand a nice week at about $29,500. Indicating continued strength, "These Three," in its third week at the Rivoli, grossed $19,000. It closes Thursday to make way for "Things to Come."

"The House of a Thousand Candles," playing at the Center, ended at $8,500.

Subpoenaes Asked In Wm. Fox Case

Judge Robert P. Patterson yesterday reserved decision on a motion to set aside third party subpoenaes designed to disclose allegedly hidden assets of William Fox in the current action growing out of his failure to satisfy a judgment of $235,082 obtained by the Capital Co.

The subpoenaes in question called

(Continued on page 3)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 11, 1936 No. 86

Martin Quigley
Editor-in-Chief and Publisher
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*. Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Zukor and Otterson Plan Return to N. Y.

Hollywood, April 10. — Adolph Zukor, John E. Otterson and Russell Holman, Paramount story editor, will complete company conferences here early next week and return to New York, according to current plans, on Wednesday.

The new Paramount program announcement is scheduled for release on Monday.

M-G-M to Do New Series

Hollywood, April 10.—A new series of shorts and three new individual shorts, one of them with Robert Benchley have been decided upon by M-G-M. The series will be by Carey Wilson and will be called "Side Streets of Hollywood."

Benchley's short will be called "How to Cure a Cold."

G. T. E. Plan Operative

Wilmington, April 10.—The plan of reorganization of General Theatres Equipment, Inc., has been declared operative by Chancery Court, and April 20 has been set as the date for a hearing on an application to sell the company's assets.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"And So They Were Married"

(Schulberg-Columbia)

Hollywood, April 10.—Story character, plus the engaging performances of two youngsters, Edith Fellows and Jackie Moran, combine to elevate this show to the better than average entertainment classification.

Essentially a comedy of the mistaken romantic idea brand, the picture has several tense dramatic situations, a unique vein, combative love interest and a farce-tinged parental fear climax that quickly creates and holds the attention of the audience.

In the story, man-hating Mary Astor, a widow, takes Miss Fellows, her daughter, to a mountain resort for a white Christmas. Melvyn Douglas, a woman-hating widower, does the same thing with his son, young Moran. A comedy accident has the parents at swords points. To escape the well-meant but annoying attentions of the hotel officials, Dorothy Stickney and Romaine Callender, the parents seek solace in each other's company.

The children, in whom the fear of the opposite sex is ingrained, resort to all sorts of tricks and pranks to keep their parents apart. Their mutually planned battling proving ineffective as their mother and father no longer despise each other, the kids stage a fake disappearance stunt. The frantic parents, searching for them, are arrested as kidnapers when the youngsters are found riding in the rumble seat and refuse to identify them. Identified by Miss Stickney and Callender, Miss Astor and Douglas rush into each others arms, to the great joy of the kids.

The show moves fast with smart, humor-tinged dialogue balancing the exciting action. Based on Sarah Addington's story with the screen play by Doris Anderson, Joseph Anthony and Lauria Brazee, Elliott Nugent's direction takes full advantage of the plot material and the capabilities of the players.

Geared for average audience consumption, the show has plenty of stuff to entertain and many easily adaptable exploitation angles.

Previewed without production code seal. Running time, 76 minutes. "G."

Looking 'Em Over

"The Royal Waltz"

(Ufa)

Set in Munich in 1852, this comedy-drama of romance and misunderstanding in court and other circles, is made rather delightful chiefly by reason of the appealing music by Franz Doelle and the leading performances of Willi Forst, who played in "Two Hearts in Waltz time," and Heli Finkenzeller.

Done in a light fashion, it is on the whole enjoyable entertainment, made readily understandable by the plentiful use of superimposed titles. The story tells of the delegation of Forst, young Austrian count, to seek the aid of the King of Bavaria in the suit of Franz Josef for the hand of the Bavarian King's niece.

Forst sees and falls in love with Theres, one of the two daughters of the owner of the king's favorite coffee house. But scandal arises when the action of Forst in assisting Theres' younger sister in the park is seen and misunderstood by an old friend of the girl's father. Theres succeeds in having the king declare that the offending officer must marry the girl. When it is discovered that Forst is the innocent victim of circumstances, Theres believes he has deceived her. It is only when the younger sister admits that Forst was entirely blameless that a happy ending is possible, with Franz Josef coming to claim his bride and Forst doing likewise.

It is agreeable entertainment even for those lacking a knowledge of the language.

Reviewed without production code seal. Running time, 78 minutes. "G."

"Things" Follows "Three"

"These Three" will end its run at the Rivoli Thursday. On Friday evening, "Things to Come" will be given an invitational showing and will open its regular engagement Saturday.

Studies Picketing Stay

Newport, April 10.—Decision on an application for an inunction to prevent picketing by Local 309, I.A.T.S.E., at the Colonial has been reserved by Judge Sullivan in Superior Court.

New Machines Shown By General Register

The General Register Corp. yesterday demonstrated a new line of ticket issuing machines, which are now ready for the market. They are supplementary to the former Gold Seal model, which still will be available. The new models, which are attractive in appearance, are featured by a lack of noise in operation, unit construction, which permits of additions to the original casing at the cost only of the new unit; visible numerators, a completely enclosed motor, and other factors not present in the former models.

An interesting feature of the new models is a self-printing device, which permits of the printing of tickets in virtually the same operation as the actual issuing of the ticket. The new models are available in casings housing from two to six ticket units. It was pointed out that there is comparatively little difference in price between the new and the old models.

Percy Phillipson, president of General Register Corp., will leave today for England, after a stay of several weeks here.

RCA Sound for SMPE

Chicago, April 10.—RCA Photophone will install the latest type of sound equipment at the Edgewater Beach Hotel here for the Spring meeting of the Society of M. P. Engineers, scheduled for April 27-30.

To Hear Makeup Talk

The Atlantic Coast Section of the Society of M. P. Engineers will hear details of makeup at the next monthly meeting, to be held at the Hotel Pennsylvania April 15. Fred Ryle, makeup artist for Movietone News, will address the meeting.

Edwin Gould Is Dead

Macon, Ga., April 10.—Edwin W. Gould, formerly associated with the late L. A. Mitchell and H. N. Mitchell in the operation of several local theatres, is dead of a heart attack in Hebbronville, Tex., according to information received here.

Hold Barton Services

Funeral services for Arthur Barton, former Columbia press agent and playwright who committed suicide Tuesday, were held last night at the Fairchild Funeral Parlors in Jamaica. The remains are to be cremated tomorrow.

Technicians to Meet

Hollywood, April 10. — The next general membership meeting of the Academy Technicians Branch will be held about the middle of the month. The session will be devoted to the subject of sound recording.

Blanke to Europe

Hollywood, April 10. — Henry Blanke, Warner producer, left yesterday for a six weeks' vacation in Europe. He will make "Danton" and "The Life of Beethoven" on his return.

Stock Exchange Closed

The Stock Exchange, curb and bond markets and brokerage houses in the Wall Street district were closed yesterday in observance of Good Friday.

Short Subjects

"Popular Science No. 4"

(Paramount)

Done in color and showing new scientific achievements in the home, medical and other fields, this reel is an excellent addition to any program. Testing the effects of earthquakes on contemplated skyscrapers, new devices for the modern kitchen in cooking and preparation of food, the metamorphosis of caterpillars into butterflies and the microscopic examination and their wings revealing new wonders, a new radiographic machine which is used in examining the internal structure of humans the film ends in a shop where miniature airplane models are manufactured for the power plants of model planes. There is a demonstration showing how the motors run and their use in lifting the small airplanes. This should please. Production Code Seal No. 2,018. Running time, 11 mins. "G."

"Paramount Pictorial No. 5-9"

(Paramount)

Trailing the Birds, the first part of this number shows the habits of woodpeckers and some rare shots of their family life as recorded by naturalist William L. Finley. Lake of Enchantment, part two, shows the native fishermen of Lake Patzcuaro in Mexico with their butterfly fishnets and some native customs and ceremonies. It is beautifully photographed. The last part presents the interpretation of "Swanee" by Charles Haubiel, a piano virtuoso. He plays it as he thinks. Bach, Wagner, Liszt and Strauss would have varied on the theme. The short should please where the audience demands a higher type of offering. Production Code Seal No. 0936. Running time, 12 minutes. "G."

"Midnight Melodies"

(Paramount)

Ed Paul furnishes the musical background—a nightclub—for this entertaining short. Performing there are Jack Gilford, who impersonates various film characters and does it well; Loretta Lee, a torch singer; a dancing specialty with novel camera effects by the chorus and the piece closes with the harmonious singing of "Babs" Ryan and her brothers. It starts with a snappy pace and maintains it throughout its 11 minutes. Production Code Seal No. 0815. "G."

Subpoenaes Asked In Wm. Fox Case

(Continued from page 1)

for the production of the books and records of accounts of H. L. Horton & Co., J. W. Sparks; Loeb, Alsberg & Co., B. J. Kallen & Co., and Berliner & Co.

Alex Berliner, against whom a personal subpoena was issued, called the procedure "a fishing expedition."

Moray New York-Bound

Hollywood, April 10.—Norman H. Moray, Warner short subjects head, will entrain for New York tonight, having completed executive meetings here.

Looking 'Em Over

"Dubrovsky"

(Amkino)

Done in the tradition of the screen of Soviet Russia, this tells the story of the revolt of a group of peasant serfs under the Czarist regime and their marauding and plundering of the property of wealthy landowners under the leadership of the son of a prince who has lost everything through the spite and power of a neighboring land baron.

The result is active, if somewhat unimpressive drama, lightened by little or no comedy, and suitable, it would appear, only to those whose sympathies are with the Russia of today. The theme is, as usual with the Soviet importations, the protest, armed or otherwise, of the lower orders against the cruel overlordship of the nobility. Romance is permitted to enter in the feelings of the leader, Dubrovsky, for the daughter of the man who wronged his father, but it would never do to have this romance completed—and it is not.

The film, with superimposed translations assisting the audience unfamiliar with Russian, is an adaptation of the novel of the same title by Alexander Pushkin. It was produced by Lenfilm in Leningrad.

Reviewed without production code seal. Running time, 75 minutes. "G."

Overseas Preview

"Forget Me Not"

(London Films-United Artists)

London, March 31.—The famous tenor, Beniamino Gigli, is the box-office value here. His magnificent singing of operatic numbers is an entertainment asset which partly outweighs serious defects of story and continuity in this, a version of a German picture with Joan Gardner in a part first played by Magda Schneider and which has suffered in the transition.

The story is that of a girl secretary who, after a misunderstanding with a liner officer, marries a famous tenor, whose voice over the loud speaker has been the background to her love passages with the other man. The latter reappears after some years and the girl almost yields to his attempt to carry her off. The tenor, aware of the situation, makes a last appeal to her by medium of the love song associated, without his knowledge, with the other man. When she leaves the concert hall he thinks he has lost her, but she returns to their apartment.

Apart from Gigli's singing, the high spot is a delightfully naive performance by Richard Gofe as the tenor's young son. Gigli acts well in a proposal with the aid of a dictionary and admirably in the scene of the impassioned appeal by song, but Miss Gardner does not impress. It is for those who want to hear Gigli and won't worry about other values.

Running time, 80 minutes. "G." Allan

Edwards Show Tomorrow

Gus Edwards will open his Broadway Sho-Window, which will feature two-a-day vaudeville at popular prices, tomorrow night. Fifteen acts are included in the opening bill, which will be headed by Ed Lowry, Armida and Mark Plant. Eddie Cantor, George Jessel, Georgie Price, George M. Cohan, Lila Lee and Herman Timberg, some of them originally Edwards' proteges, will be on hand for the opening.

Loews Boston Pays 15c

Boston, April 10.—Loew's Boston Theatres Co. has declared a quarterly dividend of 15 cents per share, payable May 1 to stockholders of record April 25.

Richardson to Atlanta

W. M. Richardson has been named branch manager for U. A. at Atlanta. He succeeds Clarence Eiseman, resigned.

Brandt to Go to Coast

Joe Brandt, head of Nuovo Mundo, newly formed company for the importation of Italian films, will leave on Tuesday for a month on the coast. His chief purpose will be to open a San Francisco office for the company. Branches already have been opened in Boston and Chicago, and others are contemplated in Detroit and Cleveland, Brandt said.

"U" Signs Lou Brock

Hollywood, April 10.—Charles R. Rogers, executive vice-president in charge of production of Universal, has signed Lou Brock to produce "Everybody Sings," starring Victor McLaglen.

Parkyakarkas to Radio

Hollywood, April 10.—Parkyakarkas, whose real name is Harry Einstein, has been signed by Radio to a long term exclusive picture contract.

Labor Meet Starts Here on April 16

(Continued from page 1)

hour and wage schedules every year of the life of the basic contract.

Those who will participate in the negotiations include George Browne, president, and Steve Newman, vice-president, of the I.A.T.S.E.; Joseph N. Weber, president of the American Federation of Musicians; Daniel Tracy, president of the electricians' union; W. L. Hutchinson, president of the carpenters' union; Daniel Tobin, president of the Teamsters' union; Pat Casey, studio labor contact, and members or alternates of the producers' labor committee. On this committee are Nicholas M. Schenck, Sidney R. Kent, John E. Otterson, Leo Spitz, R. H. Cochrane and Harry M. Warner.

Suit on "Newslaugh" Deal Is Filed Here

(Continued from page 1)

man and the defendants entered into an agreement for distribution of six one-reel "Newslaughs" and Freedman, according to the complaint, made several circuit deals. The complaint further alleges Pathe Exchanges, Inc., controlled and financed First Division Exchanges, but in violation of the agreement failed to back financially First Division Exchanges, Inc., and that First Division Exchanges failed to publicize the shorts after Freedman had delivered negatives to Pathe.

On Monday attorneys for the defendant will make a motion to dismiss the complaint on the ground that there is another action pending for the same cause of action by the same party.

Allied Convention Committees Picked

(Continued from page 1)

man; Robert Menchee, Sam Lind, Charles Weigel, Max Stearn, Earl Myers, Nat Charnas, L. F. Eick, Martin Perry, Joe Trunk, Ed Biggio, L. E. Miller and Ray Wallace; reception, Schwartz, chairman; H. E. Horwitz, Abe Kramer, Leo Greenberger, Paul Gusdanovic, Max Lefkowich, Frank Ferozynski and Jerry Stel; entertainment, Henry Greenberger, chairman; M. S. Fine, Maurice Kaplan, Albert E. Ptak and Jules Schwartz; banquet, Shulman, chairman; Sam Stecker, P. E. Essick; exhibits, Kalafat, chairman; Frank Gross, Theodore Vermes; transportation, John Urbansky, chairman; Howard Reif, Oscar Stotter.

Cocalis Acquires Three

Sam Cocalis has taken over three theatres, former Grossman houses, in Hudson, N. Y. The new additions, Cocalis' office said yesterday, will be operated independently of the Springer and Cocalis circuit. Cocalis also has two in New York under construction.

Tries All-Color Show

Providence, April 10.—Edward Reed, manager of the Strand, is putting on an all-color show with "The Trail of the Lonesome Pine." All the shorts are in color and tints are being used in the booth for the newsreels.

MPTOAGroup Is Named for Industry Meet

(*Continued from page 1*)

Pinanski of Boston and Morris Loewenstein of Oklahoma City, the final two eligibles for the committee, are unable to attend because of illness.

At present, indications are that the distributor representation will include the following: Neil Agnew and Austin Keough of Paramount; Al Lichtman and W. F. Rodgers of M-G-M; R. H. Cochrane and J. R. Grainger of Universal; Sidney R. Kent, W. C. Michel and John D. Clark of Twentieth Century-Fox; Albert Warner, Herman Starr and Gradwell Sears, or A. W. Smith, Jr., if either is in town when the meetings are on, from Warners; Abe Montague from Columbia and Jack Cohn, if the latter returns from the coast in time; Ned E. Depinet and Jules Levy from RKO, and George J. Schaefer and Harry Gold from United Artists.

A representation of industry attorneys may also attend the sessions for counsel on points of law which may arise during the conferences.

The meetings will probably be held in the new Cinema Club.

The objectives of the conferences are the consideration of unfair competitive practices in distribution and exhibition and the devising ot means to correct them through industry self-regulation.

Ohio Banks Reflect Gains in Business

Columbus, April 10.—"State-supervised banks now are stronger and healthier than ever before in the history of Ohio," declared Samuel H. Squires, state superintendent of banks, in a statement just released. "There is a growing feeling that business generally is showing substantial improvement. The economic outlook is such as to inspire an encouraging measure of confidence for the future."

The tabulation of 468 reporting banks, released by Squires as of March 4, shows an increase of $150,466,221 in combined resources, while combined deposits increased $150,967,123 since the call of March 4, 1935.

"This is a significant record to which reference may be made with pride, indicating progress on the part of the banks, and a more prosperous condition of the people," Squires said.

Although theatre business throughout the state continues more or less "spotty," the trend in the aggregate is definitely upward.

Roger D. Thomson Dies

Salt Lake City, April 10.—Roger D. Thomson, former Paramount exchange manager here, is dead at the home of a sister at Columbia, S. C. He had been granted an extended leave of absence to recuperate following a long illness.

James Whale Assigned

Hollywood, April 10.—James Whale has been assigned to direct Margaret Sullavan in "Roxana" for Universal. He has just finished "Show Boat."

◂ *Purely Personal* ▸

ARTHUR W. KELLY, vice-president in charge of foreign sales for U. A., is on his way north from Panama by plane and will arrive Monday. He has been spending the past month visiting exchanges in Mexico, Cuba and Panama.

•

Andre Roosevelt, who produced "Goona Goona," sailed last night on the *Santa Maria* with Cyril von Baumann on an expedition into the interior of South America.

•

Tom D. Cochrane, Paramount general manager in the Orient, arrives in San Francisco today. He will proceed directly to New York for conferences with John W. Hicks, Jr.

•

Harold Lloyd is scheduled to arrive in town Monday. He will spend about two weeks here looking over the literary mart. George Thompson accompanies him.

•

Lupe Velez, Bert Lahr, Gregory Ratoff and John Rolhs, the London representative of *Hollywood Reporter*, sail today on the *Paris*.

•

Myron Sattler, Brooklyn branch manager for Paramount, is off on the *Yucatan* for a vacation in Mexico and Mexico City.

•

Charles U. Yaeger, president of Affiliated Enterprises, Inc., owners and distributors of Bank Night, is a New York visitor.

•

L. J. McCarthy, assistant to Elmer C. Rhoden, head of Fox Midwest, here on product deals. All next season's stuff.

•

Bette Davis will be at the receiving end of a cocktail party at the Ritz Monday. Warners, her bosses, will be the hosts.

•

Julius Hagen of Twickenham Prod. of London, is expected in New York early next month.

•

Rick Ricketson, chief of the Fox Inter-Mountain Theatres, returns to New York Monday.

•

Charles L. O'Reilly due back from Ft. Worth and the Texas centennial today.

•

Henry Randell of Paramount plans a coast vacation shortly. It will be by air.

•

Samuel Goldwyn and John Hay Whitney will get in Tuesday on the *Aquitania*.

•

Captain George McL. Baynes has returned from that Florida vacation.

•

Harry Huffman, manager of first runs in Denver, is at the Astor.

•

Ernest Schoedsack is stopping at the Lombardy for a few weeks.

•

Abe Berman has gone to the coast.

•

Sam H. Harris back from Florida.

•

Milt Kusell back from Buffalo.

LOUIS I. SILBERLING, of Famous Music Corp., has won the $100 prize offered by the Paramount shorts department for a new title for the series known as "Paramount Varieties." The winning title is "Paramount Paragraphics."

•

Mary Spaulding, Spanish film correspondent, will be guest at a farewell dinner on Wednesday. Robert Socas of Republic is handling details.

•

. . . *Bridgeport*

Jimmy Conroy, manager of the Park, writing a musical comedy.

Mrs. Morris Rosenthal, wife of the manager of the Majestic, home after passing the winter in Miami.

Lily Pons will soon apply to Superior Court here for citizenship papers.

Irene Dunne has rented a country home at Sherman for the summer.

•

. . . *Omaha*

Frank Pennington, Villisica, Ia., exhibitor, in a narrow brush with death when en route to Omaha to do his weekly booking. His car was struck by a train and dragged several yards. Only injuries were to the car.

Bill Miskell, in addition to having his engagement announced to a local girl, has a new car parked in front of the A. H. Blank Orpheum.

Sidney Epstein, member of the Epstein suburban circuit operators, is engaged to Gertrude Robinson of Fort Dodge, Ia.

•

. . . *Pittsburgh*

Peggy Smith of the Penn boxoffice staff, the mother of a boy.

Ben Jaffe new manager of the Casino, succeeding Charlie Turner.

Bob Newkirk, treasurer of the Penn, has left the hospital after a tussle with pneumonia.

Donn Wermuth, assistant exploitation director for Warners, delivering talks on films before women's clubs.

C. J. Latta, spending all of his spare time in Johnstown supervising repairs to the theatres damaged by the flood there.

20th-Fox Meet May 30

Twentieth Century-Fox will hold its annual sales convention May 30 at the Congress Hotel in Chicago. John D. Clark, general sales manager, will preside. Sidney Kent, president, who will leave for Europe immediately after the annual stockholders' meeting April 21, is expected to return before the convention, and may attend.

Lasky, Jr., to Marry

Hollywood, April 10.—Jesse L. Lasky, Jr., says he will be married April 19 to Frances Drake, non-professional, whom he met in Mexico three years ago. She has been studying dancing in New York.

Assistant on Stories

Hollywood, April 10.—Marguerite Taylor, daughter of Laurette Taylor of "Peg o' My Heart" fame, has joined the Goldwyn organization as assistant story editor. She will report to the studio shortly.

"Breakfast" High Grosser On the Coast

Los Angeles, April 10.—"Love Before Breakfast" did the best business of the week, going more than $4,000 over normal at the Pantages for a total of $7,300. It slipped at the Hillstreet, however, and was $1,100 under the line at $6,900 there.

"Rhodes" was strong at $4,000 in the 4-Star, but other intakes were poor with the Lenten holidays showing a marked effect.

Total first run business was $70,820. Average is $85,150.

Estimated takings for the week ending April 8:

"PETTICOAT FEVER" (M-G-M)
CHINESE—(2,500), 30c-55c, 7 days. **Gross:** $9,500. (Average, $12.500)

"FRASQUITA" (DuWorld)
FILMARTE—(800), 30c-40c, 7 days. **Gross:** $1,200. (Average, $2,000)

"RHODES" (G.B.)
4 STAR—(900), 30c-55c, 7 days. 2nd week. **Gross:** $4.000. (Average, $3,250)

"THE GYPSY BARON" (Vienna Prod.)
GRAND INTERNAT'L—(750), 35c-40c, 7 days. **Gross:** $2.200. (Average. $1.200)

"LOVE BEFORE BREAKFAST" (Univ.)
HILLSTREET—(2,700), 25c-40c, 7 days. **Gross:** $6,900. (Average, $8,000)

"PETTICOAT FEVER" (M-G-M)
LOEW'S STATE—(2,500), 30c-55c. 7 days. **Gross:** $11.000. (Average, $14.000)

"LOVE BEFORE BREAKFAST" (Univ.)
PANTAGES — (3,000), 25c-40c, 7 days. **Gross:** $7.300. (Average. $3.200)

"GIVE US THIS NIGHT" (Para.)
PARAMOUNT—(3,595), 30c-55c, 7 days. Stage: Al Lyons and his orchestra, F. & M. revue, Jess Willard & Bill Hurley. **Gross:** $12.200. (Average, $18,000)

"THE WALKING DEAD" (W.B.)
WARNER BROS. (HOLLYWOOD) — (3,000), 25c-40c, 7 days. **Gross:** $7,420. (Average. $14,000)

"THE WALKING DEAD" (W.B.)
WARNER BROS. (DOWNTOWN) — (3.400). 25c-40c. 7 days. **Gross:** $9,100. (Average, $12.000)

"Fleet" at $8,400 2nd Buffalo Week

Buffalo, April 10. — In it second week "Follow the Fleet" was still the best draw in town. It pulled $8,400 through the Great Lakes' turnstiles to top average by $1,100.

Duals were popular, both the Lafayette, with "King of the Damned" and "Don't Gamble With Love," and the Century, with "Garden Murder Case" and "Bar-20 Rides Again," cracking par by $400. The weather was fair and cold.

Total first run business was $43,200. Average is $42,000.

Estimated takings for the week ending April 4:

"DESIRE" (Para.)
BUFFALO—(3.000). 30c-50c, 7 days. **Gross:** $11,500. (Average, $12,000)

"VOICE OF BUGLE ANNE" (M-G-M)
"BOHEMIAN GIRL" (M-G-M)
HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $7.000. (Average, $7,300)

"FOLLOW THE FLEET" (Radio)
GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $8,400. (Average, $7,300)

"GARDEN MURDER CASE" (M-G-M)
"BAR 20 RIDES AGAIN" (Para.)
CENTURY—(3,000), 25c, 7 days. **Gross:** $6,200. (Average, $5,800)

"KING OF THE DAMNED" (G.B.)
"DON'T GAMBLE WITH LOVE" (Col.)
LAFAYETTE — (3,300), 25c. 7 days. **Gross:** $6,400. (Average, $6,000)

"FRISCO WATERFRONT" (Republic)
STATE—(1,600), 15c-25c-35c, 7 days. Stage: "The Continental Revue." **Gross:** $3,400. (Average, $3.600)

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Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

VOL. 39. NO. 87 NEW YORK, MONDAY, APRIL 13, 1936 TEN CENTS

New Deal in Distribution, Exhibition, MPTOA Hope

Visions Regulation Like That in Production Code Setup

The hope that the M. P. T. O. A. conference with distributors on trade practice abuses will bring about standards of self-regulation as effective in distribution and exhibition as the production code regulations have proved to be in production is held by exhibitor leaders behind the cooperative program, it was stated here on Saturday. The conferences are scheduled to get under way Thursday at the Cinema Club with a master committee of six M. P. T. O. A. officers and a company designated list of representative distributors participating.

All of the sessions, according to present plans, will be closed. This decision has been made, it was said, with the experience of past, unsuccessful industry meetings in mind. Exploring the reasons for the failure of similar joint get-togethers of exhibitors and distributors, bent on eliminating trade practice abuses, sponsors of the current program have concluded that large, diverse groups are too easily side-tracked from their joint objectives by conflicting, individual policies on the methods of approaching them.

Exhibitor leaders behind the present move point to the failure of the historic 5-5-5 conference of 1930 to attain its objectives and to the joint exhibitor movement of November, 1932, on trade practice reforms. Aside from the Administration-forced NRA code drafting meetings of 1933, the

(*Continued on page* 11)

More Bertrand "Experts" Hit Federal Rule

Oppose Idea of Control of Film Industry

Expressed opposition to Government ntrol of the industry, as advocated n the Bertrand report winding up NRA activity which was made public n Washington last Wednesday, is oiced by several of those listed in hat report as "qualified as experts on he entire industry" and, therefore, resumably likely prospects for posts any such commission is legislatively etermined upon.

Comment in addition to that already ublished earlier in MOTION PICTURE DAILY follows:

David Palfreyman of the M.P.P. O.A. said:

"My designation as an 'expert' quali- ed to serve on a Government commission for industry control comes s a complete surprise. I feel like a une bride. This is too, too sudden. However, I understand that Government employes don't have to pay an

(*Continued on page* 11)

Lent, Flood Damage, Cold Depress Key City Grosses

A combination of the closing weeks of Lent and the after-effects of floods sent key city grosses down to a point not far removed from the Christmas low for the week ending April 2-3. The total for 174 theatres in 29 key cities was $1,373,875.

In the previous week, ending March 26-27, however, there was a pickup that sent the total up to $1,521,800, which was not far below the average that has prevailed since the beginning of the year.

The decline for the week ending April 2-3 was practicaly uniform throughout the country, with the exception of Indianapolis and Kansas City. Many spots outside of flood zones reported unseasonable cold and rain or snow.

[*Comparative tabulation will be found on page 12*]

Reade Theatre Lease Cancelled for Sale

The 20-year lease held by Walter Reade interests on the Bijou and Mo- osco, with renewal privileges, which ould have expired in 1951, has been ancelled by Frank V. Storrs, presi- ent of the Astor-Bijou-Morosco The- tres Realty Corp. The move is a esult of the current foreclosure pro- eedings on the two theatre properties nd the Astor, all of which are sched- led to go on the block next Friday o satisfy first and second mortgage olders.

All rights under sub-leases and re- ewal privileges were surrendered arlier.

Allied Moves to End Theatre Music Taxes

WASHINGTON, April 12. — Allied tates, at hearings before the House Patents Committee tomorrow, will ubmit a proposed amendment to the Duffy Bill which would eliminate the heatre music tax. If passage of the measure is endangered by the proviso, owever, Allied says its membership avors "prompt enactment of the Duffy Bill as passed by the Senate."

Allied also urges the committee not o reinstate the penalty clause in the bill.

Studios Maintain Peak, 44 in Work

HOLLYWOOD, April 12.—The record peak in production for the current season was maintained here last week, holding almost an even level with last week's figures. The major and independent studios had a total of 44 feature pictures and three short subjects shooting as compared to 45 features and the same number of shorts for the week preceding.

Studio cutting rooms were busy editing 49 features. Twenty-six films were being prepared for the cameras within two weeks. The week was not marked by a slackening of pace in any department due to the Lenten holidays.

M-G-M took the lead with nine features before the camera. Columbia

(*Continued on page* 11)

Damage in Wheeling Figured at Million

WHEELING, West Va., April 12.—It is estimated that indoor and outdoor amusements have suffered nearly $1,000,000 loss from flood waters in the past month. Five downtown theatres and three neighborhood houses were damaged in excess of $40,000, a survey has revealed. Until late last week only three of the eight had reopened, but plans were under way to have several others lighted by the end of this week. Still closed were the Liberty, Rialto, Colonial and New Rex, and the Alpine in nearby Wellsburg. The latter two were in process of remodeling when the floods came.

Directors Revise Membership Rules

HOLLYWOOD, April 12.—The board of directors of the Screen Directors' Guild, at a meeting at the Hollywood Athletic Club last night, revised the bylaws to extend membership to directors of independent features and short product.

The change which liberalized the eligibility rules provides that the applicant must have screen credit on two features and six shorts or one feature and three shorts within a three-year period. Originally no allowance was made for the direction of shorts. Ratification of the change by the membership is scheduled for some time in May. Phil Rosen will represent independent directors on the board, and Richard Wallace was named to substitute for William K. Howard on the directorate during Howard's absence in England.

Two More Pittsburgh Spots Set to Reopen

PITTSBURGH, April 12.—By next week, the two remaining firstruns downtown closed by the flood will be open again. They are the Fulton, which resumes Thursday with "Sutter's Gold" and the Alvin, due to get started again April 20 with "Rhodes."

The other houses damaged by the high waters were the Penn and Stanley, both of which have reopened.

The Stanley, showing pictures only while having its buckled stage replaced, will resume its former policy

(*Continued on page* 11)

Paramount Sets 113 Shorts for 1936-37

Paramount will release 112 one-reel subjects and one two-reel cartoon for the 1936-37 season, in addition to the regular 104 issues of Paramount News, according to Lou Diamond, head of the short subject department.

The shorts lineup includes: 12 Popeye cartoons, 12 Betty Boop cartoons, six Screen Songs, 18 Paramount Headliners, 13 Grantland Rice Sportlights, 13 Paramount Pictorials, 13 Paramount Paragraphics. There will be 18 subjects in Technicolor: six Musical Romances, six classics and six Popular Science subjects. The special two-reel cartoon, to run about 1,800 feet, is titled, "Popeye, the Sailor, Meets Sinbad, the Sailor."

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 13, 1936 No. 87

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Strauss Funeral Held

Funeral services will be held for Malcolm A. Strauss at Universal Chapel at 10 o'clock tomorrow morning. He died Thursday at Beth Israel Hospital after an operation. Strauss was 56, a portrait painter of note and a former producer. He made "Wanted By the Police," a serial for Pathe from a script by former Police Commissioner Richard E. Enright. Strauss was married to Katherine MacDonald. They separated in 1915.

Warner Heads End Stay

HOLLYWOOD, April 12.—Major Albert Warner, Gradwell Sears and S. Charles Einfeld are due in New York Tuesday, having concluded their stay here. A. W. Smith left for Vancouver by plane.

Radio-Rogers Row Ends

HOLLYWOOD, April 12. — Ginger Rogers and Radio ended their difficulties Saturday when a new five-year contract at an increase in salary was given the player.

Universal Signs Brock

HOLLYWOOD, April 12.—Lew Brock has been signed to a one-picture deal with options at Universal.

Insiders' Outlook

By RED KANN

BY training a lawyer and an in-the-background sort of fellow anyway, Leo Spitz is very sparse of comment about the changes which last week saw in the executive roster of Keith-Albee-Orpheum. You will remember that this was the development which brought about a reduction from thirteen to seven in the board, replaced the RCA representatives, including David Sarnoff, Herbert Bayard Swope and Frank Altschul of Lazard Freres and elected in their stead Spitz, M. H. Aylesworth and L. P. Yandell and effected a more harmonious working arrangement between RKO, the parent, and K-A-O, its liveliest theatre offspring. . . .

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The procedure, Spitz conceded at the time, brings about a closer unification of the two and, having the approval of all K-A-O stockholders, represents an important step in the composition of RKO interests preliminary to a general reorganization. There, however, you have only part of the story. In what is conceivable as a combination of Spitz's modesty and caution, he told only a portion. You are now about to get the rest. Several years back go its beginnings. The situation then was not pleasant. Mike Meehan, who owns forty-three per cent of the sixty thousand shares of K-A-O preferred and is popularly believed able to muster enough additional to give him control, had been raising plenty of fuss with RKO management. . . .

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The exact measure of how strained the relations were might be indicated by the plan, once afoot, for K-A-O to use its own buying power to purchase films where it could and would with complete disregard of Radio pictures. Sarnoff apparently could do little by way of appeasing Meehan's ire. Then came the move—it dates back approximately eighteen months — by which Swope was elected to the chairmanship on a platform which made of him a balance wheel committed to keep both factions placated, unruffled and calm. His administration was a good one and the ructions went from a roar to a sizzle. . . .

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The significance of what has just transpired, however, is clear and simple even if Spitz prefers, at this time, not to talk. The import of his election to the K-A-O presidency rests in the confidence which is Meehan's that K-A-O, in the stock interest of which his holdings run three millions or more, will get a fair shake. That, in turn, indicates a step beyond and it has to do with reorganization of the parent, over-all company. With peace assured in K-A-O, the most disturbing and most disturbed member of the RKO family, the indication becomes patent that Spitz now will be able to progress faster in the move to take his company out of bankruptcy. . . .

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Since this space appears to be shaping itself naturally as a general airing on matters RKO, there is a story to be told about the deal which brought Walt Disney into that corporate fold. It all began with a transcontinental telephone call from Brother Roy, whose job it is to keep Walt properly impressed with the value of the dollar and how to guard it, to "Deac" Aylesworth. "We're finishing up with United Artists. Are you interested in the product?" asked Roy, in effect, if not in verbatim language. You, or anyone else for that matter, could have blown over Aylesworth with a glance. Followed extensive conferences here with Attorney Lessing, acting for the Disneys, and a hurried trip to the coast, where Aylesworth never left Lessing's sight and vice versa. . . .

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Where Lessing went, Aylesworth was sure to follow. He even caught the former dropping off to sleep at the wheel of his car one night in Hollywood, the circumstance making Aylesworth out to be some sort of a candidate for a Carnegie medal. Finally, the point was reached when Spitz advised Aylesworth and Ned E. Depinet to forget all else and .concentrate on the Disney arrangement. Depinet now calls it a pleasant assignment, but, regardless of that, the contract finally was signed to the complete discomfiture of at least one other major distributor who had an idea his own palavers for Mickey and those Symphonies were in the bag. They were, only it was labeled RKO instead of—well, never mind. What's the use of rubbing it in? . . .

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When Phil Reisman heard about it, he issued forth with clarion calls of delight. For, overseas especially and domestically as well, the Disney product will give the rest of the RKO program a lift which will reflect in additional gross, just how much being one of those indefinable matters which defy computation. In point of terms, Aylesworth's deal—and the Disney arrangement very definitely was his from start to finish—is far and away the outstanding commitment in the entire history of the short subject field. No distributor to date has paid such a price for a series of pictures, each running under ten minutes. It is precedental, but the word also describes the sort of business RKO expects to do with the product. In Hollywood, Walt is speeding up his final batch for United Artists with the possibility no longer so remote that he will start deliveries to RKO a number of weeks ahead of the first anticipated January of 1937. . . .

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Incidental note: One of the easiest retainers earned in corporate history was the $150,000 paid by RCA to Joe Kennedy for mapping the company's financial reorganization, the one approved a few days back. Kennedy spent exactly ten minutes on the task.

Association of ideas note: Kennedy was formerly chairman of the Securities and Exchange Commission:

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Adding machine jitters: Twentieth Century-Fox is advertising "Under Two Flags" with a cast of 10,000; United Artists, "Things to Come" with a cast of 20,000.

Hands across the sea. . . .

Academy to Tender Laemmle a Dinner

HOLLYWOOD, April 12.—The Academy will tender a testimonial dinner to Carl Laemmle, Sr., at the Ambassador Hotel April 23. It will be an industry and civic affair with the Los Angeles and Hollywood Chambers of Commerce backing it.

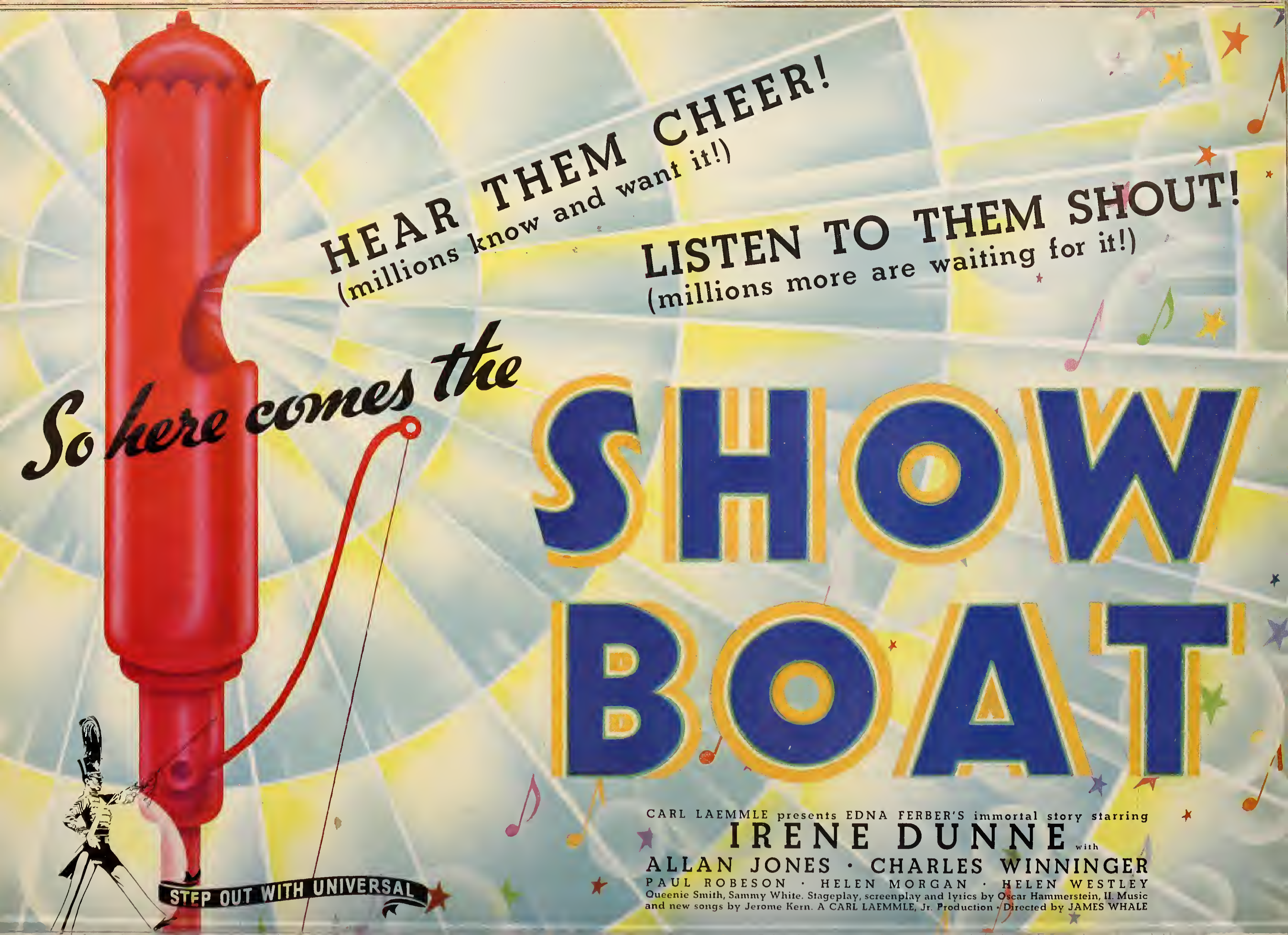
The Producer's Association had planned to give a testimonial dinner for Laemmle until it discovered the Academy had been formulating plans for a similar banquet in the last two weeks. Frank Capra has been named chairman and Irving Thalberg toastmaster of the affair.

Butler to Lecture

HOLLYWOOD, April 12.—General Smedley Butler will deliver a lecture, titled "War Is a Racket" at the Shrine Auditorium April 24. Many of the film colony will attend. Victor M. Shapiro, who saw service overseas, may return to press agentry voluntarily for this one occasion; then a return to production.

Fairbanks' First to Roxy

"The Amateur Gentleman," the first production from Criterion Prod., English company headed by Douglas Fairbanks, Jr., and Marcel Hellman, will open at the Roxy on Friday. It is young Fairbanks' first venture as an actor-producer. Elissa Landi is co-starred with him.



HEAR THEM CHEER!
(millions know and want it!)

LISTEN TO THEM SHOUT!
(millions more are waiting for it!)

So here comes the

SHOW BOAT

CARL LAEMMLE presents EDNA FERBER'S immortal story starring

IRENE DUNNE with

ALLAN JONES · CHARLES WINNINGER

PAUL ROBESON · HELEN MORGAN · HELEN WESTLEY

Queenie Smith, Sammy White. Stageplay, screenplay and lyrics by Oscar Hammerstein, II. Music and new songs by Jerome Kern. A CARL LAEMMLE, Jr. Production · Directed by JAMES WHALE

STEP OUT WITH UNIVERSAL

Rebuilding of Houses Spurts In the South

Theatre activity in recent weeks has shown its greatest movement in the south, with construction starting or plans set on many new houses, and renovation and remodeling of numerous others under way.

Denton Theatres plan a new house, seating 650, in Knoxville, Tenn. In Memphis work has started on the 950-seat Parkview, to cost $35,000. W. S. Owen will spend $18,000 on a new house in Opp, Ala. Martin Theatres has started construction of a new 1,000-seat theatre in Talladega, Ala. G. M. Coleman has sold the Lyric, which he operated in Fort Gaines, Ga., for 20 years, to Ellison Dunn, who will rebuild it, and rename it the Ritz.

Hal Macon will build a new house in Statesboro, Ga., seating 700 and costing $18,000. Cardinal Amusement Co. has bought the Strand and Colonial in Canton, N. C., from J. E. Massie, who will devote his time to the Park in Waynesville, recently opened. Mrs. Niel Able is erecting a new theatre in Saluda, S. C. The new Center at Hartsville, N. C., has been opened. Morris L. Abrams, who operates the Peerless at Georgetown, S. C., plans a new house there, seating 600, and to cost between $40,000 and $50,000.

Jefferson Amusement Co. will spend more than $100,000 on renovation of the Peoples, Strand and Pearce in Port Arthur, Tex., and an additional $100,000 on the new Lamar in Beaumont, Tex. Plans are set for remodeling the Capitol at Jackson, Miss., which has been closed for months.

Much Remodeling in N. E.

Boston, April 12.—Remodeling and renovation of theatres is being carried on extensively throughout the New England area. The Suffolk and Majestic here, recently taken over by the Steve Broidy circuit, are being remodeled. Reconditioning of the Keith at Fairhaven, Mass., is under way. Nat Hochberg is remodeling the 400-seat Roosevelt at East Weymouth, Mass. George Husson is renovating the Empire in Whitman, Mass. The Frederick E. Lieberman circuit is renovating the Willow in Willimansett, Mass., recently taken over, and the Keith in Portland, Me.

Nathan Lampert, operating in several neighboring towns, plans a new house for Modus, Conn., which never has had a theatre. The Colonial in Canaan, Conn., is being remodeled by Anthony Boscardine. Ed Fay is renovating the Rialto in Providence. The staff has been moved to the reopened Carlton in the meanwhile. Loew's State in Providence is to be remodeled.

Ohio Spots Active

Canton, O., April 12.—Warners are planning to completely remodel the exterior of the Alhambra here. Southio Theatres has reopened the recently acquired Gordon in Middletown, O., after complete renovation. Warners plan another house on the site of the New in Wheeling, W. Va., which was destroyed by fire some months ago.

Improvements to cost $15,000 are planned for the Murphy at Wilmington, O. Construction of a new theatre is under way at Eldorado, Ill., to cost $20,000. A second new house is planned for the town. Schine's Strand has reopened following extensive alterations.

Reopen Four in Colorado

Denver, April 12.—Westland Theatres has reopened four theatres in Colorado, the Liberty here, Pueblo and Chief at Pueblo and the new Mesa at Grand Junction.

Gibraltar Enterprises have bought the Princess, at Douglas, Wyo., from J. S. Ward. C. U. Yeager has added the Empress at Salida, Col., to his circuit.

Tri-States is renovating the Majestic at Fairbury, Neb., which has been closed for four years. A. S. Ames has taken over the Pastime in Massena, Ia., which was damaged by fire last year, and will remodel it.

Premier Prod. Chartered

Dover, April 12.—Premier Prod., Inc., has been formed with a capital of $1,000,000. The incorporators are Raymond J. Gorman, Harry C. Hand and Charles N. Caldwell, Jr.

Indiana Theatre Corp. was incorporated here to operate theatres, listing capital stock of 600 shares, no par value. The incorporators are M. S. Cook, A. L. Raughley and J. M. Townsend of Dover.

LeBaron on Color

Hollywood, April 12.—In addition to general supervision of all Paramount production, William LeBaron will keep a personal eye on the remake of "Beau Geste" in color. This will be Paramount's first of four in color and Gary Cooper will have the lead. Grover Jones is doing the script. Henry Hathaway will direct.

Arkansans to Meet

Little Rock, April 12.—The semi-annual meeting of the Arkansas Independent Theatre Owners' Assn. will be held April 19-20 at the Hotel Marion. One hundred and twenty-five members are expected. Ray Morrow of Malvern is president, and J. F. Norman, England, is secretary.

Out Hollywood Way

Hollywood, April 12.—May Robson signed to a new long term M-G-M contract. . . . Same studio buys "Troubadour in Trouble," by Franz Schulz and Jay Gorney, composer. . . . Igor Gorin to have lead. . . . M-G-M also buys "One Came Home," original by Grace Norton. . . . Bess Meredyth having trouble with the cows, chickens and other audible inhabitants of her farm.

Anita Loos and her father, Dr. H. Clifford Loos, off for two weeks through Mexico. . . . Edward Y. Harburg and Harold Arlen make their own 16 mm. films of every dance routine done to their songs. . . . Mack Elliott, still man for Walter Wanger, the father of a girl, born the other day. . . . Robert Bruce, producing scenic shorts for Paramount, off to Hawaii to make two Technicolor shorts. With him are Roger Mace and Sidney Zipser, cameramen.

Out of 24 studio publicity men, guests of National Screen Service on a fishing party, 22 were seasick. . . . Gary Cooper to return to the Paramount studio April 20 to start "Texas Ranger." . . . Bob Palmer, Radio casting head, the father of a second girl. . . . Richard Diggs of Paramount's editorial department, on a leave of absence, leaving for Budapest, to return July 4. . . . James Cagney, Lionel Stander and Florence Eldridge volunteer their services for a coast production of "Bury the Dead," play by Irvin Shaw. . . . Columbia buys screen rights to "Body Snatcher," magazine story by Theodore A. Tinsley.

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Casting—Nat Pendleton in Columbia's "Trapped by Television." . . . Burns and Allen added to "Beach of Dreams," Paramount. . . . Basil Rathbone and Joseph Schildkraut signed by Selznick International for "The Garden of Allah." . . . Ross Alexander and June Travis given the leads in "Shrinking Violet," story by George Bricker which William Clement will direct. . . . Leonard Fields, Lester Cole and Nathaniel West adapting "Follow Your Heart," Marion Talley Republic Film.

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Mary Gordon signed for "Mary of Scotland." . . . Maxine Jennings in "M'Liss" which George Nichols, Jr., will direct. . . . Jessie Ralph signed for "His Majesty Bunker Bean" at Radio. . . . Signed for "The Last of the Bad Men" are Martin Turner, Harry Depp, Jack Gardner, Harry Woods, Dave Preston, Landers Stevens, Jack Stoney, James Burtis, Ethel Wales and Harry Bradley. . . . Juliette Thompson in "Queer Money." . . . Lillian Leighton, Lily Stewart, Hilda Darling and Arthur Foster in "Trapped by Television." . . . George Offerman, William Benedict and Raymond Borzage added to "Fer-De-Lance." . . . Willie Fung and Victor Wong signed for "Lost Horizon" at Columbia. . . . John Marston cast in "The Case of the Velvet Claws" at Warners. . . . Charles McAvoy, Harrison Greene, Jack Rockwell and John Van Pelt added to Republic's "The Singing Cowboy." . . .

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Writers—Dorothy Parker and Alan Campbell doing screenplay of "Legal Holiday" from their own original at Paramount, with Gary Cooper and Claudette Colbert set to share the leads and Arthur Hornblow, Jr., to produce. . . . Boris Ingster and Milton Sperling writing the screenplay of "King of the Khyber Rifles," with the assistance of Lieut. Jock Baird as technical adviser. Kenneth MacGowan to produce.

Julian Street working on original, "Doctor's Wife" at Paramount. . . . Richard Maibaum and Maurice Rapf, new writing team at M-G-M, have completed an original musical, "Yellowstone or Bust," and are working on the adaptation of "We Went to College," to be Edmund Lowe's first under his new M-G-M contract. Erwin Shaw, author of "Bury the Dead," has been assigned by Radio to do the script for "The Big Game," a Pandro Berman production. . . .

"Sutter" Huge San Francisco Hit, $11,800

San Francisco, April 12.—"Sutter's Gold" turned out to be a huge hit at the Orpheum. Local patriotism helped along the exploitation and brought the natives out in droves. The $11,800 take was over par by $5,000.

"Rose Marie" also was a big draw. It ran up to $20,000, over par by $5,000, at the Warfield. "Frontier," a Russian picture at the Clay, was the only other attraction downtown to make the grade. It grossed $1,400.

Total first run business was $72,700. Average is $70,800.

Estimated takings:

Week Ending March 31:

"LOVE ON A BET" (Radio)

GOLDEN GATE—(2,850), 25c-35c-40c, 7 days. Stage show. **Gross:** $11,000. Average, $14,500)

Week Ending April 1:

"SUTTER'S GOLD" (Univ.)

ORPHEUM—(2,440), 15c-30c-35c-40c. 7 days. **Gross:** $11,800. (Average, $6,800)

'PRISONER OF SHARK ISLAND" (20th-Fox)

"SNOWED UNDER" (W.B.)

PARAMOUNT—(2,740). 15c-30c-35c.40c, 7 days, 2nd week. **Gross:** $11,000. (Average, $11,500)

"MODERN TIMES" (U.A.)

UNITED ARTISTS—(1,200), 15c-25c-35c-40c-55c. 7 days, 4th week. **Gross:** $6,000. (Average, $9,000)

Week Ending April 2:

"RED WAGON" (First Div.)

"DOUGHNUTS & SOCIETY" (Mascot)

FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $5,000. (Average, $6,000)

"COUNTRY DOCTOR" (20th-Fox)

"VOICE OF BUGLE ANNE" (M-G-M)

ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days, 3rd week. **Gross:** $6,500. (Average, $7,000)

"ROSE MARIE" (M-G-M)

WARFIELD—(2,680), 15c-30c-35c-40c, 7 days. **Gross:** $20,000. (Average, $15,000)

Week Ending April 3:

"FRONTIER" (Amkino)

CLAY—(400), 15c-35c, 7 days. **Gross:** $1,400. (Average, $1,000)

Few Cuts in Bay State

Boston, April 12.—Only eight of 383 pictures approved by the Department of Public Safety for Sunday showing were cut during the first three months of this year. Of these, "Guilty Parents" and "Soak the Rich" were the only two in which more than brief flashes were clipped.

The others cut were: "Rose Marie," "Star Reporter," "Morals of Marcus," "The Living Dead," "Newslaughs No. 2" and "Riddle Ranch."

Shift Boston Loew Men

Boston, April 12. — Vaughn R. O'Neill has been appointed treasurer of Loew's Orpheum by Manager Victor Morris. Robert Manley has been shifted from Loew's State, Back Bay, to be assistant manager with Arthur L. Tuohy.

Anderson to Greenville

Woodruff, S. C., April 12.—Curtis Anderson, who has been connected with the Hollywood here for several years, has resigned to accept a position in Greenville, S. C.

Form Cummins Pictures

Albany, April 12.—Cummins Pictures, Inc., has been chartered here by Max A. Cummins, John Finnicelli and William Kelly.

CHARLES C. MOSKOWITZ

vice president Loew's, Inc.

said:

"Mr. Deeds Goes to Town is great audience entertainment! Real boxoffice! Go after it for all it is worth—which should be plenty!" . . . . .

Thank you Mr. Moskowitz

Watch for the first sensational reports from weekend key-city openings!

Columbia Pictures Corp.

Opening Radio City Music Hall, April 16th

Short Subjects

"Winged Champions"

(*Paramount*)

The audience hears Ted Husing's voice as a blimp is shown flying over the Everglades in search of what the title infers. From that point the Husing descriptive powers and humor ad libs the natural beauty of flocks of ibis and egrets. Proceeding north it takes in a swan sanctuary off the Carolina coast where these birds winter. Fine camera work shows the natural flying ability of the birds as they land, take off and glide. Pelicans and sea gulls follow and the short closes with some excellent geese and duck hunting scenes which should please sporting elements. The Husing humor is at its best when the comical pelicans are shown. Production Code Seal No. 0840. Running time, 10 mins. "G."

"Betty Boop and Little Jimmy"

(*Paramount*)

The "Little Jimmy" of the cartoon pages makes his debut in this cartoon. He and Betty Boop are amusing themselves in an attic gym and are having a grand time using all the exercising machines. Betty gets caught in the toils of a vibrator and sends Jimmy out for an electrician. He wanders about and forgets all about his errand, but eventually gets back and accidentally disconnects the machine. By this time Betty has been reduced to a bag of bones but they laugh themselves back to normal and continue laughing to balloon size. The animation is good and the amusing rhymes should be entertaining. Production Code Seal No. 0777. Running time, 7 mins. "G."

"The Little Stranger"

(*Paramount*)

The somewhat familiar story of a mother duck hatching a chick with her brood and the consequent bewilderment when the chick attempts to swim and quack, is again utilized in this finely colored short. Of course, the chick when it fails, is cast out and feels sad, but contrives a boat so it can be like the ducklings. A hawk swoops down and there follows spectacular animation and trick sound effects as the chick saves the duck family and brings about the demise of the hawk. A good and entertaining effort. Production Code Seal No. 0522. Running time, 8 mins. "G."

Form 2 Theatre Concerns

ALBANY, April 12.—Two new theatre concerns formed here are: Robert Theatrical Corp., by Sidney Jacobson, Leon Samuels and Mary Jermanck, and Fulton Theatres Corp., by William Sullivan, Edward G. Dillon and M. Winfred Manley.

Schildkraut in "Allah"

HOLLYWOOD, April 12. — Joseph Schildkraut has been signed by David O. Selznick for "The Garden of Allah."

New Drive Starts

DENVER, April 12.—Fox Intermountain Theatres started its second quarterly drive today. The group now includes 62 theatres.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The First Baby"

(*Twentieth Century-Fox*)

HOLLYWOOD, April 12.—This is a simple tale of the wild excitement of a young couple undergoing parenthood for the first time, relying for its appeal on the utter naturalness of the reactions of the parents and grandparents of "the only baby in the world."

Trudy's mother refuses to believe she is not losing her daughter, only gaining a son even after the twentieth reassurance drives her near to collapse. Even to the altar she opposes the marriage. The first quarrel occurs on the honeymoon when Trudy confesses she has given her solemn word to live at home, until her mother gets used to the idea of doing without her. The arrival of the baby only complicates matters with the mothers-in-law and fathers-in-law standing despairingly by. Johnny's break for freedom in a home of his own ends in disaster when Trudy discovers a girl, left over and forgotten, after a housewarming in an apartment he had furnished as a surprise. The baby has to run a high fever and the in-laws high tempers before the youngsters arrive at independent parenthood.

Johnny Downs and Shirley Deane do excellent jobs as the painfully young and pathetically serious parents. Jane Darwell draws plenty of laughs and sympathy as Johnny's mother, who has eight children of her own and no time to be anything but sensible about her grandchild. Marjorie Gateson as Trudy's mother does equally well in her performance of the thankless role of the self-righteous trouble-maker. Taylor Holmes' comedy is brilliant as her downtrodden, apprehensively rebellious husband. Dixie Dunbar does a couple of skittish dances. Willard Robertson as the doctor, Gene Lockhart as Johnny's father and Hattie McDaniels as the maid all supply laughs. Lewis Seiler directed and John Stone produced. The original story and screenplay is by Lamar Trotti.

Production Code Seal No. 2,134. Running time 75 minutes. "G."

'Change Merger Talked

HOLLYWOOD, April 12.—Howard Mapes, president of the Star Film Exchange of Portland, is here for conferences with Sam Berkowitz, owner of the Far West Exchanges in Los Angeles and San Francisco. They are discussing merging exchanges to give complete coverage on the Pacific Coast.

While here, Mapes will discuss distribution of the Peter B. Kyne and James Kirkwood westerns with Maurice Conn.

With the Travelers

HOLLYWOOD, April 12.—Steve Hannigan arrives in New York Monday, having stopped off at Ketchum, Idaho.

Robert Edmund Jones leaves May 1 for New York.

Harry Goetz is expected from the east in a few days.

Claudette Colbert is back from her New York vacation with a carload of furniture for her new home.

Pare Lorentz is in town.

March Broadcasting

HOLLYWOOD, April 12.—Fredric March goes on the air Monday night for his old school, the University of Wisconsin. The program will be part of a birthday celebration over the NBC network.

Extend Radio Time

HOLLYWOOD, April 12.—Bobby Breen has been signed for eight additional weekly broadcasts with Eddie Cantor, delaying Bobby's return to Hollywood until early summer.

Carroll Picks Beauties

PHILADELPHIA, April 12. — Beginning today at the Earle, Earl Carroll will pick a beauty from the audience at every show who will be eligible next Thursday for the final selection, the winner to be sent with chaperone to Warners' Studio in New York for a screen test.

Philadelphia is the first spot to try the stunt. If it goes over, Warners and Carroll may repeat it in other spots. This is Carroll's debut on a four-a-day stint. In town for the last two days, Carroll has been plugging the idea heavily through local radio stations and has tied it up with the *Daily News*.

Set Baxter-Loy Film

HOLLYWOOD, April 12. — Warner Baxter and Myrna Loy will have the leading roles in "To Mary—with Love" at Twentieth Century-Fox. Production is scheduled to start this week with John Cromwell directing.

Kane to Use Color

LONDON, April 2.—New World Pictures, English subsidiary of Twentieth Century-Fox, plans as its first "The Sports of Kings" in Technicolor. Robert T. Kane is overseer of production.

Howard Sets First

LONDON, April 2.—Leslie Howard's first picture to be made here on his own will be "Bonnie Prince Charlie." He will write, direct, produce and may also act in it.

Variety Club

Kansas City

KANSAS CITY, April 12.—The Variety Club bowling team won first place in the eight-team movies league, which has just closed its season. It nosed out the Fox exchange team. Fox had led the league almost all season.

Members of the Variety team are FRANK HENSLER, FRANK LAMBADER, HARRY TAYLOR, BILL BRADFIELD and FRED MEYN. The Fox team, which placed second, had GUS KUBITZKI, CHARLES DECKER, ROGER LEATON, CHARLES KNICKERBOCKER and HERB BUCKMASTER.

Philadelphia

PHILADELPHIA, Pa., April 12.—The next luncheon will be held April 15 with AL BLOFSON and SIMON LIBROS, kings for the day. The Bellevue Stratford Hotel affair is expected to be highlighted with brilliant speakers and prominent personages.

JAY EMANUEL NIGHT was a big success. Next nights are HARRY WEINER NIGHT, April 18; DAVE WESHNER NIGHT, April 25.

The next regular meeting of the membership is scheduled for April 17.

Friday nights are bridge nights.

The report of the financial committee shows that the club is in the best condition of its history.

It has been determined to close the membership at 150.

More Academy Papers On Science Planned

HOLLYWOOD, April 12.—William Koenig, Academy Research Council chairman, has appointed a publications sub-committee to handle the increasing number of information bulletins on new technical developments which the council plans to issue. The committee consists of Nathan Levinson, chairman; Carl Dreher, E. H. Hansen, Wesley C. Miller, William Mueller and Gordon S. Mitchell, manager of the Research Council.

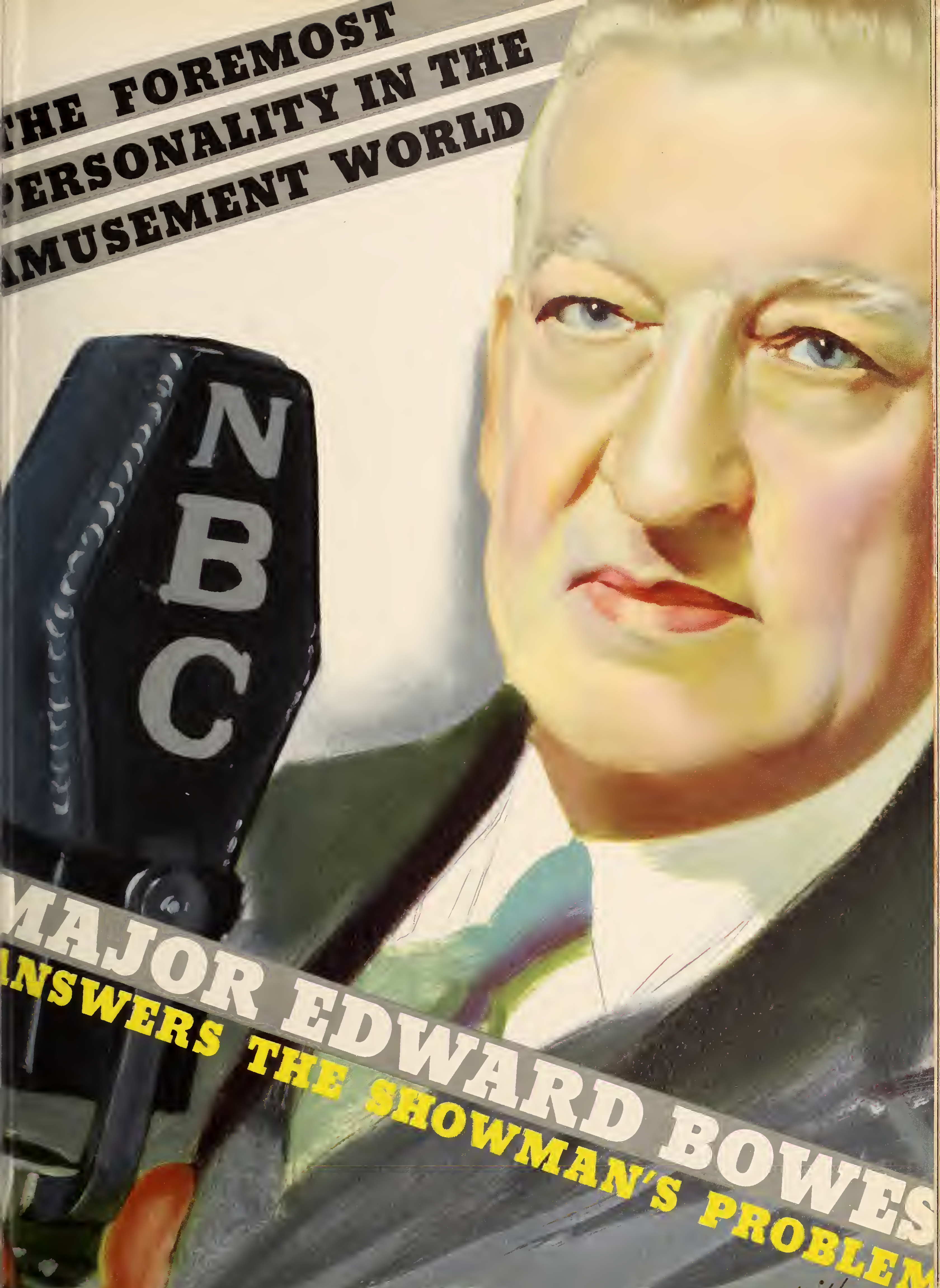
This committee will be responsible for the formulation of council policies in connection with the publication expansion program.

Start New Detroit Spot

DETROIT, April 12. — First steps towards erection of the new Warfield were taken this week when work of demolishing the old building was begun. The new house being built by Moe Titel, who has operated the old theatre for many years, will seat 1,200 and will be among the finest neighborhood theatres in the city. It is on Hastings St. in the center of the Negro belt. RCA Photophone PG-92 de luxe sound equipment will be furnished for the new house.

Plan Conn. Vaude Units

BRIDGEPORT, April 12.—Plans for a statewide vaudeville circuit embracing more than 13 weeks of playing time in halls and film theatres are being completed here by Homer C. Mason. Federal theatre acts will be used. Loew's Globe here plans to play vaudeville three days a week. The Stratford, in Stratford, is playing acts one night a week.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Gloria Rich
Heather Williams
Basin Street Boys
Smith Bros.
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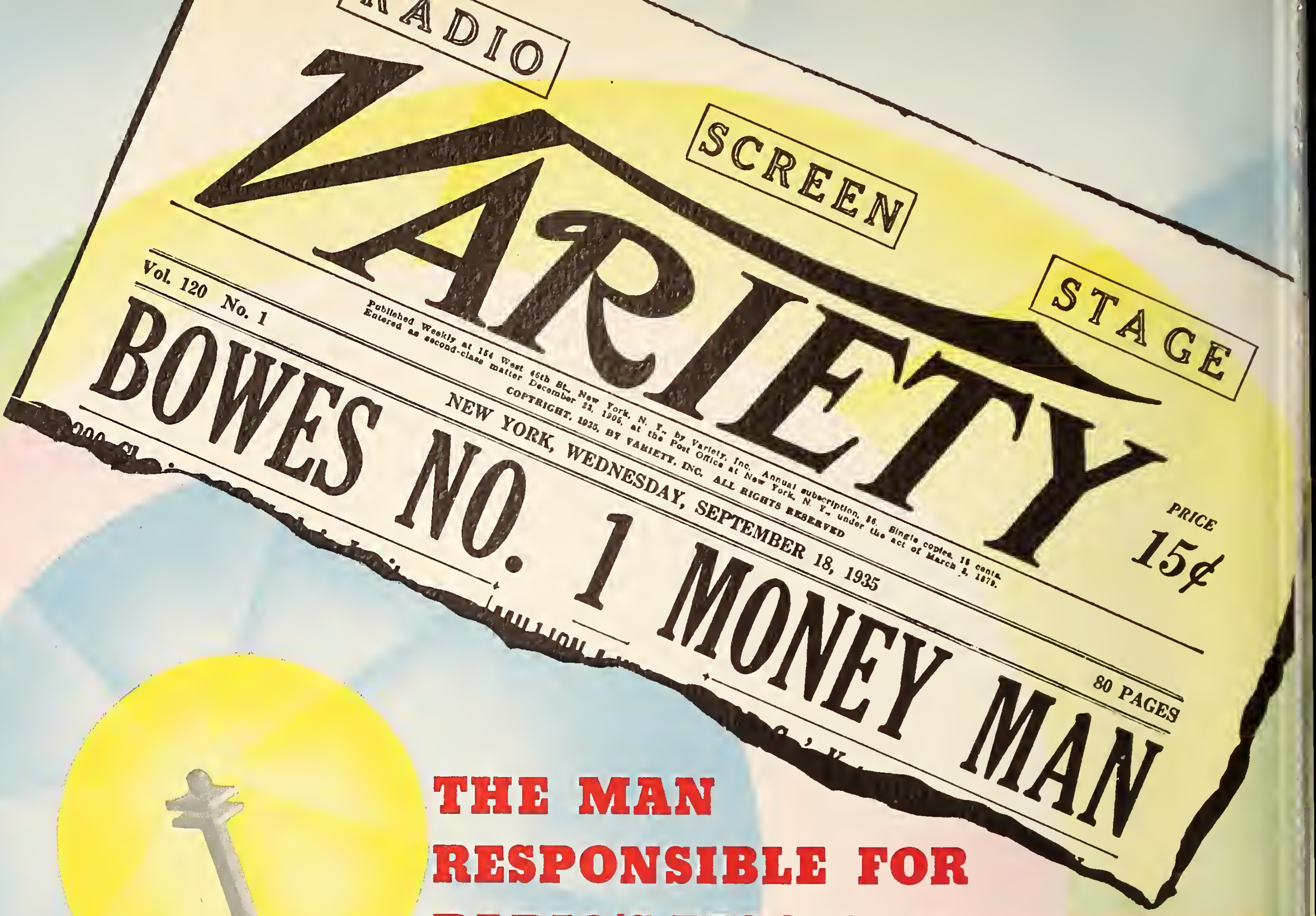

RADIO

VARIETY

SCREEN

STAGE

Vol. 120 No. 1

Published Weekly at 154 West 46th St., New York, N. Y., by Variety, Inc. Annual subscription, $6. Single copies, 15 cents. Entered as second-class matter December 22, 1905, at the Post Office at New York, N. Y., under the act of March 3, 1879.

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PRICE 15¢

NEW YORK, WEDNESDAY, SEPTEMBER 18, 1935

80 PAGES

BOWES NO. 1 MONEY MAN

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MAJOR BOWES' AMATEUR PARADE

A SERIES OF SIX MUSICALS ★ ONE REEL EACH

RKO RADIO PICTURES ★ *Produced by* BIOGRAPH PICTURES CORP.

A New Deal Is MPTOA Hope From Confabs

(Continued from page 1)

joint Allied States-M. P. T. O. A. move for the correction of trade practice abuses conducted late in 1932 were the last voluntary industry effort at self-regulation of distribution and exhibition. Allied and M. P. T. O. A., at that time, joined hands in the promulgation of a program calling for a Federal investigation of the industry, the enactment of Federal and state legislation governing trade practices and the drafting of a new form of standard contract.

In subsequent meetings in New York Sidney R. Kent stepped in and aided in the drafting of a liberal form of standard contract and a supplemental program of trade practice regulations which included a provision for the setting up of a national industry appeals board for the hearing and settlement of serious trade grievances. At exhibitor mass meetings in Chicago and New York the corrective program was rejected in favor of the legislative one and M. P. T. O. A., which regarded the Kent program as the solution for the most serious exhibitor grievances of the day, withdrew from the exhibitor coalition to pursue that program further. The failure of some distribution companies to accept the program hampered its full development and it went into the discard with the coming of NRA the following summer. Allied proceeded to throw its support to the Brookhart block booking legislation, which also failed.

Separate Conference Suggested

M. P. T. O. A. leaders, following the dictates of the organization's annual meeting of directors, held in Miami early last month, now propose to stage their own conference with distributors, acting through a small, serious, working group. They emphasize that the sessions will not be "grievance" meetings or exhibitor mass meetings, and that "pyrotechnics and speechmaking" are not to be expected. To avoid circumstances which encourage diversion from the main objectives of such a meeting, and which have resulted in conflict and failure in the past, the M. P. T. O. A. committeemen are prepared to insist upon a closed meeting.

The preliminary session on Thursday will be confined to a discussion of recognized trade abuses and possible means of correcting them, it is planned. Thereafter, an adjournment may be taken to obtain legal advice on whatever corrective methods may be advanced. A re-convening of the meetings for final negotiations and agreements is expected thereafter. It is pointed out that the principal aims of the meeting will center on modifications of sales policies which would be of benefit to all exhibitors. If, however, the conferences come up against modification of exhibition practices, no commitments for other than the M. P. T. O. A. membership could be made without calling in additional exhibitor representatives. This suggests the possibility of later meetings of a more general character.

The principal subjects outlined for discussion by M. P. T. O. A. include increased and unqualified cancellation rights; the establishment of local boards, empowered to act for distributors and exhibitors on clearance, zoning and grievances; openly negotiated uniform, maximum clearance and zoning schedules; regulation of overbuying and unfair cut-rate competition; adoption of a simple, standard form of exhibition contract; elimination of the score charge, designated play dates and forcing of shorts with features.

Governors Aid Fund

Governors of 44 states will head the committee sponsoring the Will Rogers Memorial Hospital Fund celebration which will be observed nationally during the week of May 22-28.

"Anything" Tops the Pittsburgh Take

PITTSBURGH, April 12.—"Anything Goes" was the highlight of an unusually strong Holy Week. It went $1,200 over normal for a total of $6,200 at the Warner.

The business pickup was due to the fact that the town had been starved for film fare since the flood.

In East Liberty, Warners made the Regent a first run spot pending the reopening of the Penn and Stanley and in that small house, "The Bohemian Girl" and "Man Hunt" turned in an excellent $2,000.

Even the Casino, dropping its scale from 40 to 25 cents, shot into high with "Two in the Dark" and "Too Tough to Kill," getting $2,700, while the Davis kept both feet on the ground at $4,000 with "Road Gang."

Total first run grosses were $14,700. Average is $12,500.

Estimated takings for the week ending April 9:

"TWO IN THE DARK" (Radio)
"TOO TOUGH TO KILL" (Col.)
CASINO—(1,800), 20c-25c, 6 days. **Gross:** $2,700. (Average, $2,500)

"ROAD GANG" (W. B.)
DAVIS—(1,700), 25c-40c, 7 days. **Gross:** $4,000. (Average, $3,500)

"BOHEMIAN GIRL" (M-G-M)
"MAN HUNT" (W. B.)
REGENT—(800), 25c-40c, 7 days. **Gross:** $2,000. (Average, $1,500)

"ANYTHING GOES" (Para.)
WARNER—(2,000), 25c-40c, 7 days. **Gross:** $6,200. (Average, $5,000)

Studios Maintaining Peak; 44 in Work

(Continued from page 1)

had four features in work, three in preparation and five in the cutting room. M-G-M had nine, two and 12; Paramount, seven, five and four; Republic, one, three and four; Radio, four, three and two; Roach, one, zero and one; Twentieth Century-Fox, four, three and seven; Universal, three, two and two; Warners, seven, one and eight; independents, four, four and four.

Short subjects remained at the same level as the last week. Columbia had none in work, two preparing and two editing. M-G-M had zero, three and three; Radio, one, one and three; Roach, zero, one and three; Warners, one, one and zero, and independents, one, two and zero.

More Bertrand "Experts" Hit Federal Rule

(Continued from page 1)

income tax. This Federal commission idea may have its points."

Pat Casey, studio labor representative:

"I haven't seen or heard of the report, but if you're right in saying that it recommends Government control of the industry you may quote me as saying that I believe the business should be permitted to regulate itself, to work out the solutions to its own problems. I am opposed to Governmental interference in industry."

Sol A. Rosenblatt, lawyer, former NRA film code administrator:

"I prefer not to comment until I have read the report and digested it. Bertrand was assigned to my staff but what his methods of study and work in preparing the report were, I don't know. No, I have no comment to make, either, on the principle of Government control of the industry."

Tyrce Dillard, former Code Authority aide, author of an NRA report on perpetuating the operations of that body and salvaging film code procedures; now a member of the M-G-M legal staff:

"Although the report as published in your paper appears rather complete I prefer not to comment until I have seen the report itself. As a matter of fact I am just writing for a copy of it. I am very much interested in the subjects covered. As you know, I prepared a similar report some time ago. It seems to me that the Bertrand report does not make clear how the proposed machinery is to be made to function. However, I'd prefer not to be quoted until I have studied the report."

McNair Opionionless

CAMBRIDGE, Mass., April 12.—Professor Malcolm P. McNair of the Harvard Bureau of Business Research, commenting on the Bertrand report, said to MOTION PICTURE DAILY:

"I am, in general, opposed to Federal regulation of business, though conceding that under exceptional circumstances it may be required in the public interest. I do not consider that I know enough about the film industry to have an opinion whether any form of Government supervision is needed."

Two More Pittsburgh Spots Set to Reopen

(Continued from page 1)

next Friday when Roger Pryor will head its first stage show in more than a month.

The Ritz, a downtown second run, completely refurnished, also has reopened.

Only the Barry and the Art Cinema remain closed and that is only because the managements do not intend to reopen until September.

Charter Morner Prod.

ALBANY, April 12.—Morner Prod., Inc., New York City, has been chartered here by Eugene J. Ehrlich, A. Isadore Eibel and Nora Scholl.

◂ *Purely Personal* ▸

LEE GARMES, cameraman and co-director with Hecht and MacArthur, will be interviewed over the air by BUDDY CANTOR on Sation WMCA Tuesday night at 7:30 o'clock.

•

BETTE DAVIS will be one of the guests at the Jefferson Day dinner and ball tonight at the Hotel Commodore.

•

. . . Denver

FRANK MILTON has converted his Rivoli into a French Casino style operation. The Rivoli has been a burlesque house under MILTON'S management for 15 years.

LEE CRAWFORD, assistant manager at the Mayan, has been promoted to manager.

FRED GLASS and GERALD WHITNEY, district managers in the Fox Denver territory, on a tour of inspection of Charles Skouras' Southern California theatres.

CLARENCE GODER, manager of the Fox America at Butte, transferred to the Egyptian and Strand, Delta, Colo.

New wide range Western Electric sound equipment installed in the Fox Wilma, Missoula, Mont. E. K. TAYLOR, manager, is one of the veteran showmen of the northwest.

BILL STEEGE, Fox district manager who has been confined at the Columbus Hospital, Great Falls, Mont., out and back on his territory again.

"Brides," "Folies" Big Cleveland Hit

CLEVELAND, April 12.—The "Folies Comique de Paris" stage show at the RKO Palace with "Brides Are Like That" on the screen, pulled Holy Week business out of the usual slump to a total take of $8,000 above average. The gross for the week was $25,500, as against a $15,000 par.

"Road Gang," heavily exploited, topped the Warner Hippodrome usual $8,000 take by $875.

"The Preview Murder Mystery" broke even with $4,000 at Loew's Stillman.

"The Milky Way" was $2,000 from the usual $12,000 take at Loew's State. "Silly Billies" and "We're Only Human" split the week at the Allen with a $2,500 gross. Average is $3,000.

Total first run business was $50,750. Average is $42,000.

Estimated takings for the week ending April 10:

"SILLY BILLIES" (Radio)
ALLEN—(3,300), 30c-35c-42c, 4 days. **Gross:** $1,500. (Average, for a week, $3,000)

"WE'RE ONLY HUMAN" (Radio)
ALLEN—(3,300), 30c-35c-43c, 3 days. **Gross:** $1,000. (Average, for a week, $3,000)

"THE MILKY WAY" (Para.)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $10,000. (Average, $12,000)

"PREVIEW MURDER MYSTERY" (Para.)
LOEW'S STILLMAN—(1,900), 25c-35c, 7 days. **Gross:** $4,000. (Average, $4,000)

"BRIDES ARE LIKE THAT" (F. N.)
RKO PALACE—(3,100), 30c-42c-60c, 7 days. Stage: Folies Comique de Paris. **Gross:** $25,500. (Average, $15,000)

"ROAD GANG" (W.B.)
WARNERS' HIPPODROME—(3,800), 30c-35c-42c, 7 days. **Gross:** $8,750. (Average, $8,000)

"Colleen" at $6,250 Beats Seattle Lull

SEATTLE, April 12. — "Colleen," heading a dual bill with "Voice of Bugle Ann" at the Orpheum, was the only attraction in town to overcome the effects of the pre-Easter slump. The $6,250 take was over normal by $2,250 and the bill was moved to the Music Box for an extended run.

"Sutter's Gold" was $900 under the line at $6,100 in the Fifth Avenue. "The Trail of the Lonesome Pine," in its second week of an extended run from the Fifth Avenue at the Blue Mouse, took $3,300, down by $700. "The Story of Louis Pasteur" held up to $3,100 at the Music Box in its third week of an extended run.

Total first run business was $30,450. Average is $33,500.

Estimated takings for the week ending April 10:

"TRAIL OF THE LONESOME PINE" (Para.)
BLUE MOUSE—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Fifth Avenue. **Gross:** $3,300. (Average, $4,000)

"SUTTER'S GOLD" (Univ.)
FIFTH AVENUE—(2,500), 25c-40c-55c, 7 days. **Gross:** $6,100. (Average, $7,000)

"PRIDE OF THE MARINES" (Col.)
"RING AROUND THE MOON" (Chesterfield)
LIBERTY—(1,800), 10c-15c-25c-35c, 7 days. **Gross:** $3,750. (Average, $4,000)

"STORY OF LOUIS PASTEUR" (F. N.)
MUSIC BOX—(950), 25c-40c-55c, 7 days, 3rd week, extended run from Fifth Avenue. **Gross:** $3,100. (Average, $4,000)

"COLLEEN" (W. B.)
"VOICE OF BUGLE ANN" (M-G-M)
ORPHEUM—(2,450), 25c-30c-40c, 7 days. **Gross:** $6,250. (Average, $6,000)

"THE WALKING DEAD" (W. B.)
"TIMOTHY'S QUEST" (Para.)
PARAMOUNT—(3,050), 20c-25c-30c, 7 days. **Gross:** $4,600. (Average, $5,000)

"DON'T GET PERSONAL" (20th-Fox)
REX—(1,500), 15c-25c-35c, 7 days. Vaudeville headed by Masters & Grayce. **Gross:** $3,350. (Average, $3,500)

Try New Hub Booking

BOSTON, April 12.—A booking arrangement new to the Hub, within recent years at least, was in effect at the Loew's State and Loew's Orpheum during Holy Week. These day-and-date first run situations split their second feature. Both houses played "Bohemian Girl," but the State showed "You May Be Next" for its second attraction, while the Orpheum spotted "Lady of Secrets." Inasmuch as the houses draw to different tastes, there is a possibility that this unique practice may be retained.

Warners Contest Title

HOLLYWOOD, April 12. — Maurice Conn of Ambassador-Conn Pictures will use the title, "G-Men of the North" for his current Kermit Maynard picture, despite a claim by Warners that they hold the rights to the title "G-Men." Conn claims that his title does not conflict with the Warner rights.

Raise Bridgeport Scale

BRIDGEPORT, April 12. — Admission prices at the Parkway have been advanced from 15 to 20 cents. John Schwartz has renewed his lease on the house for another three years.

Lent, Flood Damage, Cold Depress Key City Grosses

Comparative grosses for the latest available periods:

	Week Ending April 2-3		Week Ending March 26-27	
	No. Theatres	Gross	No. Theatres	Gross
Boston	7	$90,500	7	$109,000
Buffalo	6	42,900	6	49,700
Chicago	8	109,200	8	115,700
Cincinnati	9	49,500	9	52,000
Cleveland	5	47,500	5	48,250
Denver	7	32,800	7	40,500
Detroit	6	64,900	6	74,200
Houston	4	27,700	4	29,700
Indianapolis	5	26,150	5	36,000
Kansas City	5	39,800	5	35,500
Lincoln	5	10,800	5	14,500
Los Angeles	10	74,300	10	96,550
Louisville	7	21,900	7	22,300
Milwaukee	4	27,500	4	27,700
Minneapolis	5	25,000	5	28,500
Montreal	5	39,000	5	39,500
New Haven	4	18,900	4	21,800
New York	9	199,900	9	222,900
Oklahoma City	4	12,075	4	17,100
Omaha	3	17,400	3	20,900
Philadelphia	9	74,400	9	79,900
*Pittsburgh	3	11,000	..	.....
Portland	6	31,700	6	32,700
Providence	5	37,200	5	36,400
San Francisco	8	72,700	9	88,200
St. Louis	6	49,650	6	51,750
St. Paul	5	16,500	5	17,500
Seattle	7	31,200	7	31,450
Washington	7	71,800	7	81,600
	174	$1,373,875	172	$1,521,800

*Theatres closed for week ending March 26 because of floods.

Key city grosses from September to the end of the first week in April:

	No. Theatres	Gross
Sept. 26-27	164	$1,655.050
Oct. 3-4	178	1,572,310
Oct. 10-11	178	1,452,499
Oct. 17-18	178	1,563,750
Oct. 24-25	180	1,534,575
Oct. 31-Nov. 1	186	1,544,724
Nov. 7-8	185	1,545,710
Nov. 14-15	183	1,722,305
Nov. 21-22	181	1,578,550
Nov. 28-29	181	1,593,860
Dec. 5-6	183	1,766,910
Dec. 12-13	180	1,434,785
Dec. 19-20	171	1,321,385
Dec. 26-27	175	1,228,199
Jan. 2-3	179	1,918,729
Jan. 9-10	179	1,901,455
Jan. 16-17	176	1,722,400
Jan. 23-24	173	1,539,065
Jan. 30-31	177	1,515,300
Feb. 6-7	168	1,591,350
Feb. 13-14	174	1,680,180
Feb. 20-21	175	1,558,185
Feb. 27-28	178	1,777,650
Mar. 5-6	179	1,689,550
Mar. 12-13	181	1,761,547
Mar. 19-20	174	1,502,583
Mar. 26-27	172	1,521,800
Apr. 2-3	174	1,373,875

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Vidor on Location

HOLLYWOOD, April 12.—King Vidor, who will direct "Texas Ranger" for Paramount, will leave Monday with a company of 200 on a six weeks' location jaunt in New Mexico and Texas. Gary Cooper and Jack Oakie head the cast.

Graphic Circuit Is Sued

BANGOR, Me., April 12.—The Graphic Circuit has been sued by Bank Night on infringement charges in the U. S. District Court here.

Litvak on "Phantom"

HOLLYWOOD, April 12. — Universal has signed Anatol Litvak, under contract to Walter Wanger, to direct "The Phantom of the Opera."

W. P. Lipscomb is working on the screenplay and Universal is attempting to get Charles Boyer for the lead.

Critic Turns Publicist

BOSTON, April 12. — Joyce Dana, who formerly covered films here for the *Boston American*, is now directing publicity at Levagii's.

"Secretary" Chicago Hit; Gets $40,800

CHICAGO, April 12.—In a week of unsettled weather added to the usual Holy Week dullness "Wife vs. Secretary" was away out front with a take of $40,800 at the Chicago. This was $8,800 to the good. Xavier Cugat and his band were on the stage.

"The Murder of Dr. Harrigan" and Andrew Lasky's revue at the Oriental were good for $16,200, up by $1,200. "The Prisoner of Shark Island" at the Apollo was strong at $5,300. "Rose Marie" took $11,500 in its second week at the Roosevelt. The Palace, on a straight picture policy with "Love Before Breakfast" as the film fare, nose dived to $6,000.

Total first run business was $107,700. Average is $113,000.

Estimated takings:

Week Ending April 7:

"ROSE MARIE" (M-G-M)
ROOSEVELT — (1,591), 30c-40c-60c, 7 days, 2nd week. **Gross:** $11,500. (Average, $11,000)

Week Ending April 9:

"LOVE BEFORE BREAKFAST" (Univ.)
PALACE—(2,509), 25c-35c-50c, 8 days. **Gross:** $6,000. (Average, $15,000)

"WIFE VS. SECRETARY" (M-G-M)
CHICAGO—(4,000), 35c-50c-68c, 7 days. Stage: Xavier Cugat and Band. **Gross:** $40,800. (Average, $32,000)

"MURDER OF DR. HARRIGAN" (W.B.)
ORIENTAL—(3,490), 25c-40c, 7 days. Stage: Andre Lasky's Revue. **Gross:** $16,200. (Average, $15,000)

"THE GARDEN MURDER CASE" (M-G-M)
GARRICK—(900), 30c-40c-60c, 7 days. **Gross:** $5,900. (Average, $5,500)

Week Ending April 10:

"PRISONER OF SHARK ISLAND" (20th-Fox)
APOLLO—(1,400), 30c-40c-60c, 7 days. **Gross:** $5,300. (Average, $4,500)

"THESE THREE" (U.A.)
UNITED ARTISTS—(1,700), 30c-40c-60c, 7 days, 3rd week. **Gross:** $10,000. (Average, $17,000)

"THE INVISIBLE RAY" (Univ.)
STATE-LAKE — (2,776), 20c-30c-35c, 7 days. Stage: Dixie Revue and vaudeville. **Gross:** $12,000. (Average, $13,000)

Wall Street

Board Off in Week-End Trading

	High	Low	Close	Net Change
Columbia, vtc.	38⅛	38⅛	38⅛	— ⅜
Columbia, pfd.	46	46	46	—1
Consolidated Film.	5¾	5¾	5¾	.....
Eastman Kodak	167	166¼	166¼	—1
Loew's, Inc.	46½	46¼	46½	— ¼
Paramount	8⅞	8¾	8¾	.....
Paramount 1 pfd.	69⅞	69⅞	69⅞	— ⅛
Paramount 2 pfd.	9⅞	9⅝	9⅝	— ⅛
Pathe Film	11	11	11	— ⅛
RKO	7	6½	7	+ ⅜
20th Century-Fox.	27⅜	26⅝	27⅜	+ ⅝
20th Century, pfd.	34	34	34	— ⅛
Warner Bros.	11⅛	10⅞	11⅛	.....

Technicolor Drops on Curb

	High	Low	Close	Net Change
Sontone	3	2⅞	3	+ ⅛
Technicolor	30¾	29⅝	29⅞	—1⅛
Trans Lux	4	3⅞	4	.....

Little Bond Activity

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	26½	26½	26½	.....
General Theatre Equip. 6s '40 ctf.	26⅝	26⅝	26⅝	+ ⅛
Paramount Pictures 6s '55	88¼	87	87¼	+ ¼
Warner Bros. 6s '39 wd.	95½	95	95½	+ ½

(Quotations at close of April 11.)

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DID YOU LAY AN EASTER EGG?

HOLY WEEK WAS TOUGH AT THE BOX-OFFICE SAYS VARIETY—EXCEPT FOR M-G-M SHOWMEN!

(verbatim excerpts from Variety, April 8th)

BALTIMORE . . ."Holy Week blues. Century alone is getting attention with **PETTICOAT FEVER** (M-G-M)."

PROVIDENCE . . ."Tough Holy Week. Loew's looks like the leader again with **BOHEMIAN GIRL** (M-G-M)."

NEWARK..."Bad week with nobody doing anything except the Branford with **EL DORADO** (M-G-M)."

NEW HAVEN . . ."Annual Holy Week fadeout except **ROBIN HOOD OF EL DORADO** (M-G-M)."

NEW YORK . . ."The Holy Week Handicap. **UNGUARDED HOUR** (M-G-M) looks short of——, but a profit."

CHICAGO . . ."A general vacation until Easter. **WIFE VERSUS SECRETARY** (M-G-M) only biz-getter in Chi this week. Packing 'em in."

LOS ANGELES . . ."It's that time before Easter. **PETTICOAT FEVER** (M-G-M) top bracket names are helping this to fairly good business."

KANSAS CITY. . ."With exception of **BOHEMIAN GIRL** (M-G-M) at the Midland town is suffering pre-Easter blues."

CINCINNATI . . ."Lenten black-out. Albee giving off brightest beam with **UNGUARDED HOUR** (M-G-M)."

PHILADELPHIA . . ."Philly way off. **WIFE VS. SEC.** (M-G-M) 2nd run b.o. wallop."

SAN FRANCISCO . . ."Warfield **PETTICOAT FEVER** (M-G-M) good trade matinee and night."

DENVER . . ."**PETTICOAT FEVER** (M-G-M) burns up Denver. Town's top grosser."

WASHINGTON . . ."Holy Week no bugaboo for good attractions. Fox which booked **ROBIN HOOD OF EL DORADO** (M-G-M) up into the smart dough."

MORAL: LIONS DON'T LAY EGGS!

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
in All
Branches

VOL. 39. NO. 88 NEW YORK, TUESDAY, APRIL 14, 1936 TEN CENTS

U. S. Seeking Quick Action In Trust Case

Admits St. Louis Appeal Blocks N. Y. Hearing

St. Louis, April 13.—In an effort to get a quick ruling on the major distributors' attempt to take the civil angles of the local anti-trust case to the U. S. Supreme Court the Dep't. of Justice has appealed to U. S. District Judge Charles B. Davis at Cape Girardeau, Mo., to cut 10 days from the time allowed for filing papers so that the deadline will be April 26 instead of May 4.

In seeking the change U. S. District Attorney Harry C. Blanton admits for the first time that the appeal acts as a stay on the New York hearing of the case now pending and urges speed on the court so that the appeal can reach the highest tribunal during the present term.

Blanton contends the move to take the case to the Supreme Court is an effort to delay the New York hearing; that, in the meantime, the failure to supply first run product to F. & M.

(*Continued on page* 11)

Grossman and Fulton Plan Illinois Chain

Joliet, Ill., April 13.—Eddie Grossman, former exchange manager for United Artists and Warners in Chicago and Carl Fulton, president of E. E. Fulton Co., theatre equipment firm, plan a new circuit. The first will be opened here about July 1. Seating 800, it will cost approximately $60,000 and will be named the Mode.

The second house in the group will be started shortly in Aurora, Ill., to be followed by another in Galesburg.

They Object

Friends of Joseph H. Moskowitz plotted a welcome home luncheon for him yesterday at "21," the reason being his scheduled departure for Hollywood. A last minute change in plans, however, prevented guest - of - honor Moskowitz from getting away for the affair.

Jack and Charlie are reported to have sent him a wire of protest and disappointment.

Lawyers Saved Paramount, They Say; Rest—Oh, Well!

By SHERWIN A. KANE

Paramount officials and the rank and file in the company's studios, theatres, exchanges and home office who may have thought their work during the year and a half of the company's bankruptcy, which ended last June, had something to do with Paramount's profitable operations which made a reorganization possible, probably would have been surprised to learn yesterday, as did judges of the U. S. Circuit Court of Appeals here, that their efforts contributed nothing worth mentioning insofar as the results attained are concerned. It was the bankruptcy trustees, the lawyers, and the securities' protective committees, not the Paramount management or personnel, nor even constantly improving business conditions, that rescued Paramount and restored it to a speaking acquaintance with bankers.

That much could be adduced from testimony given to the three circuit court judges yesterday by Arthur Ballantine of Root, Clark, Buckner & Ballantine, counsel to the Paramount trustees, and Alfred Cook of Cook, Nathan & Lehman, counsel to the Paramount stockholders' committee. The two, with others not yet heard by the court, are appealing from Fed-

(*Continued on page* 10)

Service

The crush at the Astor where "The Great Ziegfeld" is now rounding its first week is so great and so many toes are being stepped upon, M-G-M is pondering a free chiropodist service to take care of acquired corns, declared Si Seadler yesterday. Seadler is an advertising man with a publicity consciousness.

He also declared the corn cure will be offered gratis to competitors along Broadway and even into 6th Ave., meaning the Music Hall.

Warners Set 50 of Next Year's List

Chicago, April 13.—Warners already have definitely set 50 features for next season. The company will probably release 60, the same number as for the current season, including the product of Cosmopolitan, Gradwell L. Sears, in charge of western and southern sales, said here today. Sears, with Major Albert Warner, vice-president in charge of distribution, and S. Charles Einfeld, in charge of publicity and advertising, passed through here en route to New York from the coast.

Warners plan to make more big pictures than this season, Sears said. The success of "A Midsummer Night's

(*Continued on page* 11)

Mondo to Offer 26 In Italian in Year

Nuovo Mondo Motion Pictures, Inc., company recently formed for the importation of Italian pictures, will offer 26 films this year from several of the more important Italian producers, Joe Brandt, head of the company, said

(*Continued on page* 10)

Music Charge Cut Demanded By Kuykendall

By CLARENCE LINZ

Washington, April 13.—Relief from the music tax under which, it was charged, "the American Society of Authors, Composers and Publishers could take every theatre in America away from its present owner," was asked of the House Patents Committee today by Ed L. Kuykendall, president of the M.P.T.O.A., as representatives of the film industry began their fight on copyright.

Present plans of the committee call for the hearing of the distributors tomorrow and the closing of the hearings on Wednesday, but the taking of testimony may be prolonged if

(*Continued on page* 6)

Felix Feist Gravely Ill; Family at Side

Felix F. Feist, general sales manager of M-G-M, is gravely ill at Mt. Sinai Hospital. His immediate family is standing by day and night.

"Very low, but condition unchanged" was the hospital bulletin early this morning.

All Exhibitor Groups May Go Into Confabs

Getting Started First Move, Says MPTOA

Representatives of all exhibitor organizations may be asked to participate in the M. P. T. O. A.-sponsored conferences with distributors on trade practice abuses and problems once the actual negotiations are gotten under way, it was stated in the M. P. T. O. A. monthly bulletin distributed to members yesterday. The conferences are scheduled to get under way Thursday at the Cinema Club.

Explaining its stand on the inclusion of representatives of exhibitor organizations other than M. P. T. O. A. at the conferences, the bulletin states that the organization believes that the need of such a meeting is so urgent that the important thing is to get it started and, once under way, the conference itself can invite whatever additional exhibitor representation it believes is necessary.

"M. P. T. O. A. has taken the initiative in this matter," the bulletin declares, "not to exclude any other exhibitor organizations which may feel they are directly concerned with the ultimate results, but because we feel it is urgent, important to the whole

(*Continued on page* 10)

Schulberg Talking Deal to Join Radio

Hollywood, April 13.—Sam Briskin, general manager of the Radio studio, and B. P. Schulberg have been discussing a deal whereby the latter, who completes his Columbia contract May 15, will join Radio as an inde-

(*Continued on page* 10)

It Looks Big

". . . . certain to thrill . . . . class-mass popularity . . . . love drama hitting right at the heart . . . . probably the most important Universal production in years . . . . convincing performances . . leave nothing to be desired. Similarly, the music is a treat. . . . A show that will grip the imagination and sate the appetites of any kind of audience. . . ."

Highlights of a Hollywood preview of "Showboat." Published in full on page 10 today.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 14, 1936 No. 88

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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Fox Carries Appeal Up to Supreme Court

WASHINGTON, April 13.—William Fox has taken an appeal to the U. S. Supreme Court from the $235,082 contempt of court fine imposed in New York by U. S. District Judge William Bondy on Feb. 20. The fine was imposed because of Fox's failure to appear for examination in a suit by the Capitol Co. of San Francisco to recover on a Fox guarantee in connection with the Fox Theatre there.

Fox contended the order to appear was served in a railroad station in Pennsylvania outside the court's jurisdiction.

Sunday Films Approved

LITTLE ROCK, ARK., April 13.—In the recent general city elections two cities, Monticello and Clarksville, voted for Sunday films. In Monticello, where the vote was 147 to 85, the proposal had been defeated previously by 22 votes.

Talk La. Sales Tax

NEW ORLEANS, April 13.—Talk of a move for a general sales tax law at the coming session of the Legislature is heard here.

◂ Purely Personal ▸

NEIL F. AGNEW and CHARLIE CASANAVE finally arranged a long-pending golf date Saturday at Winged Foot. It developed into quite a party with CASANAVE as host, and his guests including SAM and GEORGE DEMBOW—those two boys—SPYROS and GEORGE SKOURAS, MAJOR LESLIE E. THOMPSON, NED E. DEPINET, and CLAYTON BOND. SPYROS brought along BUDDY, aged 12, and PLATO, age six. PLATO'S prayers aided SPYROS to sink a 15-foot putt on one green. CASANAVE sought the same assistance later, whereupon PLATO replied, brusquely: "No."

●

CYRIL VON BAUMANN who was scheduled to sail with ANDRE ROOSEVELT to South America, canceled his reservation. However, he will fly to Ecuador and will meet ROOSEVELT there.

●

ARTHUR W. KELLY, vice-president in charge of foreign sales for U. A., is due in town Thursday. He has been visiting exchanges in Panama, Mexico and Cuba for the past month.

●

TOM COSTAIN and FRANK UNDERWOOD of Twentieth Century-Fox left for the coast yesterday and without JOE MOSKOWITZ who goes later this week.

●

BETTE DAVIS, who leaves for the coast today, was guest of honor yesterday at a cocktail party thrown on her behalf by Warners at the Ritz-Carlton.

●

HARRY M. GOETZ shoves off for the coast tomorrow. He will be there from eight to 10 weeks.

●

GEORGE WHITE—he used to make musicals for Fox—on his way to London. It was the *Paris*.

●

JOE REDDY, HAROLD LLOYD'S press agent for all these years, is in town with the comedian.

●

HOWARD LINDSAY back from Hollywood where a new Astaire film kept him busy.

●

FIFI DORSAY is being discussed for a part in "Unfaithfully Yours," stage play.

●

SOL LESSER is heading east from Hollywood. Due in next week.

●

BOB RITCHIE and CLIFF WHITELY, partners now, off to Hollywood.

●

MRS. MARIE BELLOC-LOWNDES will arrive on the *Aquitania* today.

●

WILLIAM A. BRADY returns from Hollywood later this month.

●

JACK CONNOLLY is due back from Europe in two weeks.

●

HAL HORNE is slated to arrive from Hollywood Thursday.

●

MIKE MARCO is due in from St. Louis today.

●

M. B. SHANBERG is at the Savoy Plaza.

MITCHELL LEICHTER is in from the coast for a 10-day stay and is at the Astor. He reports territorial product deals set everywhere except in Atlanta and Philadelphia and he's working on those.

●

NED MANN, special effects director for ALEXANDER KORDA on "Things to Come," reached town yesterday after a three weeks stay on the coast. He will sail today on the *Europa*.

●

EDDIE GRAINGER postcards from Miami Beach: "Am having a rest to get in condition for those hard-boiled distributors." He starts north tomorrow.

●

ANNA HELD, JR., only daughter of the Ziegfeld star, was a guest at the performance of "The Great Ziegfeld" at the Astor the other evening.

●

GENE AUTRY, Republic western star, is on a three-week personal appearance tour in Texas and Oklahoma.

●

JAMES R. GRAINGER back from the Universal studio and in the rush of things at the home office yesterday.

●

DAVE SCHOOLER, former master of ceremonies at the Roxy, returns there Friday for a week's engagement.

●

MAJOR ALBERT WARNER, S. CHARLES EINFELD and GRADWELL SEARS are due on the Century this morning.

●

SAMUEL GOLDWYN, JOHN HAY WHITNEY and EDMUND GWENN arrive today on the *Aquitania*.

●

JOE UNGER back from Florida, reporting the weather very pediculous while there.

●

THEODORE C. STREIBERT, a vice-president of Pathe, is the father of a daughter.

Para. Signs 4 Circuits

LOS ANGELES, April 13.—Following executive conferences at Paramount today, the company stated that deals for the entire new season's product had been closed with Fox West Coast, McNeil - Maify circuit of San Francisco, Redwood Midlands circuit in central California and Consolidated American circuit of Honolulu.

"U" Ad Man on Coast

HOLLYWOOD, April 13.—P. D. Cochrane and Joe Weil, Universal advertising and exploitation chiefs, arrived here today for conferences with Charles R. Rogers and other executives.

Brookheim Conferring

HOLLYWOOD, April 13. — C. L. Brookheim, Universal distribution manager in the Far East with headquarters in Manila, arrived here today for 10 days of studio conferences after which he will leave for New York for foreign policy discussions.

"Godfrey" Starts Tomorrow

HOLLYWOOD, April 13.—Due to illness of Carole Lombard, start of "My Man Godfrey" at Universal City has been delayed until Wednesday. This William Powell-Carole Lombard vehicle was to have gone into production yesterday.

Many Southern Spots Aid Tornado Victims

BIRMINGHAM, April 13.—Approximately 150 theatres in the South observed Tornado Relief Day Sunday and presented special programs to raise funds for the victims, according to M. A. Lightman.

"We expect proceeds to be in the neighborhood of $10,000 to $15,000," Lightman said. "We charged the regular admission, but presented special programs in all theatres. They were well attended.

"Shows were presented in all of the houses where there are no Sunday shows," he said. "Where shows are open on Sunday, there were special midnight shows.

Cullman Gives Roxy Intake as $138,778

Howard S. Cullman, as trustee for the Roxy Theatre Corp., filed a statement in Federal Court yesterday of the receipts and disbursements of the corporation from Feb. 28, 1936, to March 26, 1936. The report said that the cash receipts amounted to $138,778 and the disbursements $152,255, and that $45,664 was paid to New York City in tax arrears. He explained that there are no arrears on taxes at present.

The report added that as of Feb. 27, 1936, the date of the last report, there was cash on hand in the bank amounting to $82,023, and as of March 26, the sum of $68,546.

Stubbins Selling His Share in Republic

LOS ANGELES, April 13. — Howard W. Stubbins, franchise holder in Republic Distribution Co. and former exchange manager for Monogram and Republic, is negotiating with Floyd St. John for the latter's purchase of the Stubbins interest. The deal is expected to be closed on Wednesday.

Transfer of the franchise will definitely end Stubbins' affiliation with the company.

Oshrian Files Appeal

An appeal to the Appellate Division was filed yesterday by Attorney Harry H. Oshrian, former manager for John Colton, scenario writer and author of "Rain" and "Shanghai Gesture." The appeal was taken from an order of Supreme Court Justice Phillip J. McCook by which Oshrian was judged guilty of contempt of court and further judged that he be committed to the county jail and be detained there until he paid to Colton the sum of $72,557. Colton obtained that judgment as money due under managerial relations with the lawyer.

G. B. Signs Truex

Ernest Truex has been signed by G.B. to appear in a new comedy with Cicely Courtneidge. He sails on the *Lafayette* Saturday for London. Charles Reisner will direct. Gordon and Revel will supply the music.

Open New Camden House

PHILADELPHIA, April 13.—The new Savar, a de luxe 1,800-seater, has opened here as a first run house. It is operated by the Barbalow Amusement Co., prominent in the South Jersey field.

HERE'S ONE THAT'LL WAKE THEM UP!

Z
Z
Z
(TURN, PLEASE)

HERBERT MARSHALL
in
"TILL WE MEET AGAIN"
with GERTRUDE MICHAEL
LIONEL ATWILL • ROD LaROCQUE
Directed by Robert Florey
A Paramount Picture

Paramount Pictures

"Paramount's 'TIL
a spy story of class an

..."Its powerful emotional appeal comes not merely from the hairbreadth hazards of the most dangerous game in the world

Gertrude Michael in excellent portrayal

Lionel Atwill in a vigorous role

WE MEET AGAIN'
ntelligence"—*Hollywood Reporter*

...but because a man and woman deeply in love find themselves pitted against each other as spies

Herbert Marshall
at his best

PARAMOUNT
PICCADILLY
HAROLD LLOYD
EDDIE LAMBERT
PARAMOUNT

Paramount Pictures

Robert Florey's
direction a joy

This picture will keep every sort of ticket-buyer on the edge o his seat and will garner comfortable box-office profits all th way from deluxers to the littlest neighborhoods."—*Hollywood Report*

Music Charge Cut Demanded By Kuykendall

(*Continued from page 1*)

favorable action is taken on a letter received today from George L. Berry, head of the Council for Industrial Progress, asking that time be given to all interests which wish to appear.

With the appearance of Kuykendall, the committee found itself confronted with a question that heretofore has received little attention—that of the music and seating tax. The only committeemen present were Representatives Daley of Pennsylvania, acting as chairman, and Risk of Rhode Island, neither of whom was familiar with the mechanics of theatre operation.

Explaining that the rental of a picture is merely a copyright license of public performance, Kuykendall pointed out that the exhibitor cannot alter the film with respect to the music, dialogue or action. "It is usually out of the question even to omit a part of the photoplay because of the continuity, plot and dramatic action, without spoiling it as entertainment," he said. Accordingly, he continued, the exhibitor has no choice in the selection of the music which is issued with the picture.

Objection of Long Standing

"For many years theatre owners have complained of the music tax arbitrarily levied on all motion picture theatres by Ascap," Kuykendall asserted. "Since the introduction of motion pictures with sound recorded on the film with the picture the situation in this respect has completely changed," he said. "When we used silent films, the music, if any, was provided by the theatre's own orchestra, organist or other musicians. We had at least a theoretical chance to use music not controlled by the Ascap combine. In the years 1927 to 1929 this was completely changed; the music is now recorded with the dialogue and picture and we have no choice in the matter whatever. An unexpected technical development not only revolutionized our business but also, under the present copyright laws which were written many years before talking pictures were even thought of, placed us inescapably in the grip of the Ascap combine."

Kuykendall pictured for the committee the methods of the producers in securing musical material for pictures, explaining that they secure rights for productions. "Then enters the combine of composers and music publishers into the picture," he continued. "It seems that the producer who acquired the tune only got the right to use it in making the picture. He is protected against any other studio or producer using the same tune in another picture, but that's all. He did not, could not, buy the public performing rights for the music, as these were already assigned to Ascap by the composer.

"Also, I understand, the producer doesn't get even "recording" right, but has to pay a "recording fee" to the combine before he can even record the tune on a film. I don't know whether this is true or not, as we are not producers. We do have saddled on us as exhibitors, what is known as the "score charge," an extra charge on each picture over and above the copyright license fee or film rental, collected by most distributors.

Shades of Easter

Cincinnati, April 13.—One of the problems confronting local downtown managers the other day was the number of patrons, both adult and children, who carried baby chickens into theatres. Although in proper containers, the chicklets kept up a constant chirping—and nothing could be done about it.

One manager declares that some of them chirped, "Cheap, cheap."

"What this actually represents, Heaven only knows; we have been given all sorts of stories about it by various distributors, but exhibitors uniformly feel that it is an unwarranted extra charge for which there is no real justification. It's just a racket to get extra money out of us, for which we get exactly nothing in return. Protests by exhibitors against this unfair extra charge are of no avail; the distributors can see only the money they get out of it and won't give it up."

Exhibitors have been told that the score charge represents the recording license fee collected by Ascap. Kuykendall explained also that it is for the use of the patented sound recording apparatus in the studio, that it was to cover the small orchestra used on sets, the cost of writing dialogue and depreciation on new equipment when sound came in.

"We believe that it covers exactly nothing that is not a part of the negative cost which is recovered by the film rentals collected from us," he commented; "that it is just a racket to collect several millions of dollars from exhibitors in the United States.

Tax Piled on Tax

"But now comes the Ascap music taxes on top of this," he complained. "Before the producer can exhibit his own picture in his own theatre, regardless of how much he paid the composer for the tune or how much of a copyright license fee he pays to show the picture, Ascap levies a music tax on the theatre which he must pay or get soaked a minimum of $250 for each and every time the recorded music is reproduced in the theatre. And every other exhibitor, every theatre, is subject to the same tax levy by Ascap.

"The complaint of the exhibitor," Kuykendall continued, "is that the composer or publisher has already been paid well for the tune, and again paid for the right to record it, but that, while the tune is an inseparable part of the picture, it still cannot be exhibited until the music tax is paid by the theatre. Exhibitors naturally feel that they are forcing him to pay a third time for something that he has already bought and paid for, to wit: a license to publicly perform or reproduce in his theatre the motion picture as recorded by the studio, intact and complete."

There is no limit to the amount that can be exacted by Ascap, he told the committee, explaining that attempts have been made to increase it by as much as 1,000 per cent and that last year it was raised from 50 to 100 per cent. It is an entirely arbitrary charge. not based in any way on what it is worth, he declared, adding that "there is no competitive market. It is not based on how much music is used in the theatre. One tune in a year, and you are subject to the same amount of tax as though you had used 10,000 of their tunes. Ascap is the only organization to impose this tax, although, as far as exhibitors know, music not controlled by Ascap may be played in theatres, giving some composer the legal right to recover the $250 minimum damage. If the license to show the picture doesn't cover the recorded music, then we never know when we are subjecting ourselves to this penalty."

Discusses Seating Tax

Attacking the accuracy of estimates by Ascap officers earlier in the hearings in which they claimed that only $800,000 a year is collected from the seating tax, Kuykendall said that on the basis of the 10,098,920 seats in the 15,378 houses regularly showing sound pictures the organization should secure at least $1,500,000, unless many theatres are not paying the tax. He contended that except for the occasional musical, copyrighted music is not an essential part of most talking pictures, music being used in dramatic pictures only to accompany the main title and occasionally for atmosphere, and for this purpose non-copyrighted. classical or semi-classical music is used. Where music is used as a part of stage shows, he argued, the acts themselves should pay the royalty on any copyrighted material they use.

"What we want," he said in conclusion, "is to be able to buy a license under copyright for exhibiting recorded motion pictures in our theatres that is complete, intact and all-inclusive for everything that is recorded on the film (and cannot be separated from it) with no extra charges, music tax, score charge, etc., tacked on or jammed down our throats after we have bought and paid for the show. We feel that Ascap uses the present harsh and unreasonable penalties and minimum damage provisions unfairly to impose a wholly unjustified exaction on every film theatre, even down to the smallest country town house, that costs us millions of dollars and for which we get exactly nothing in return that we have not already bought and paid for. I think that the combine has it in its power under the present law to take every theatre in America away from its present owner. I see nothing in the law to stop them. We cannot escape their grip as long as we show talking pictures."

Lloyd Reaches N. Y.

Harold Lloyd arrived in New York from the coast yesterday on a hunt for story material and, perhaps, to make a distribution deal for his next comedy. He expects to be here from two to three weeks.

Persoff Joins M-G-M

Hollywood, April 13.—Albert Persoff, former head of the Radio story department, has been named assistant to Lawrence Weingarten at M-G-M.

Seeks Naturalization

London, April 13.—Elisabeth Bergner has applied for naturalization as a British citizen.

W. S. Hart's Action Against U. A. Starts

William S. Hart's breach of contract and conspiracy suit against United Artists began yesterday afternoon in N. Y. Supreme Court before Justice Phillip J. McCook. Hart is seeking punitive damages, no special amount being specified. Counsel for Hart told the jury that he entered into a contract with U. A. in 1925 whereby he and his wife, Mary Hart, were to produce two pictures.

It was stated that Hart and Joseph M. Schenck selected the script, "Tumbleweeds," and that the picture was made a cost of $302,000, that before the picture was issued, the defendant had contracts out for its showing at a low rate compared to other United Artists starring pictures and that United Artists gave its first showing a week before Christmas of 1925 against his request. The plaintiff charged that "Tumbleweeds" was shown in few theatres and that it was given poor bookings, so that it made only $270,000, at a loss to the producing company of $30,000.

Counsel for United Artists indicated that the defendant endeavored to give as favorable bookings and exploitation as possible to the picture, but that it failed for three reasons: First, Westerns were dead; second, Hart was passe; third, that he was the lover in the picture and this role did not appeal to the fans, so that instead of a hoped for gross of $800,000 the total intake was about $450,000. The idea of a second picture was then abandoned. Hart took the stand during the last hour of the court session and described various conversations with the defendant and told of the making of the agreement. He will resume as witness this morning.

Daylight Time Gets Endorsement in N. O.

New Orleans, April 13.—The Ass'n. of Commerce has officially endorsed daylight saving time. In the meantime organized labor, members of civic organizations and business men are protesting the move.

New Orleans had daylight time during the World War, and didn't like it.

Dowling Warbles Again

Chicago, April 13.—Eddie Dowling of Broadway and Hollywood who is here doing weekly NBC broadcasts for Elgin National Watch Co. recently instituted a hunt for an Irish tenor for the Elgin program. After a long series of auditions he abandoned the search last week and took the assignment himself. So, after a considerable lapse of time, the Eddie Dowling voice is back before the public. Dowling's reappearance in song brought strong audience approval.

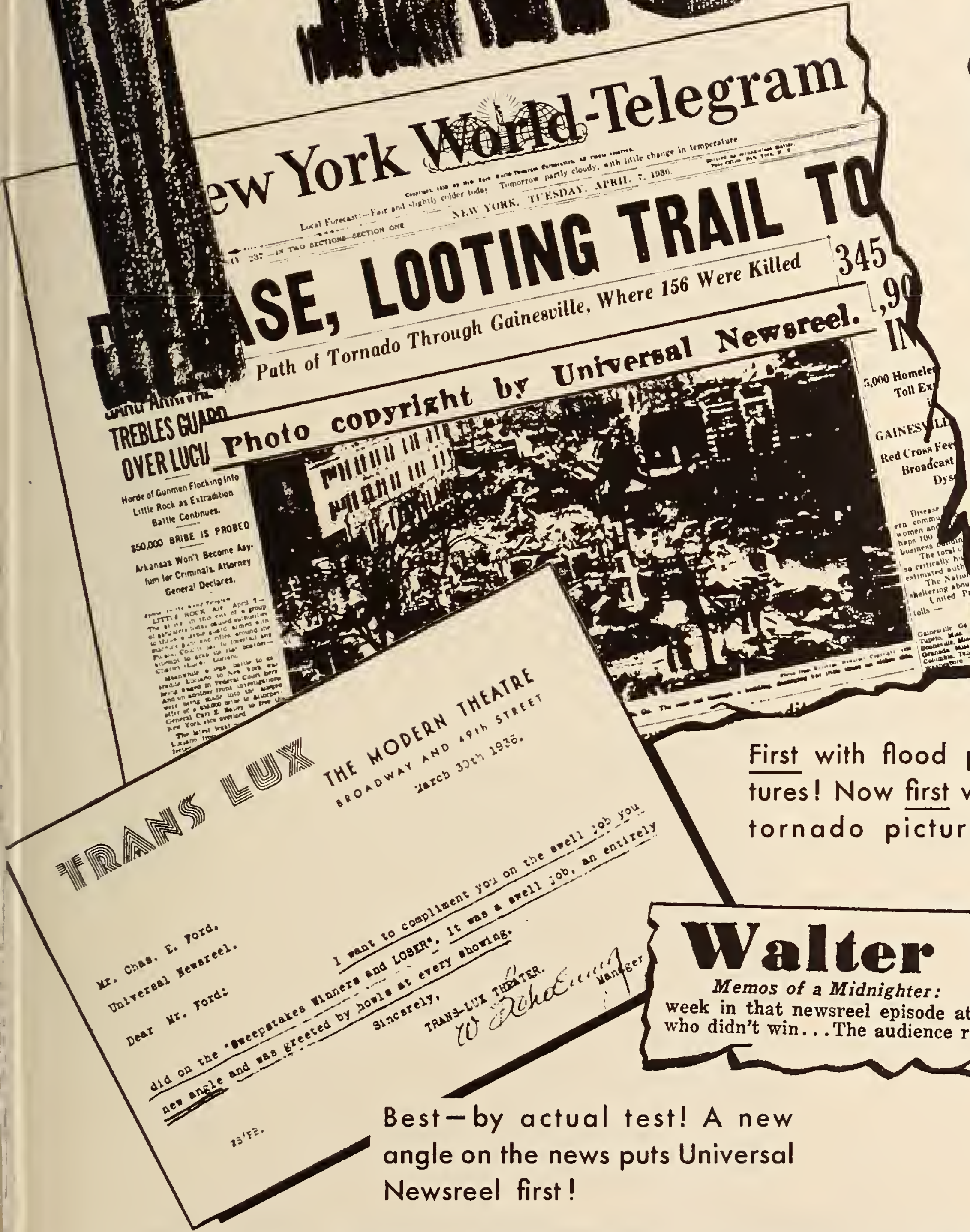
"Desire" Cracks Records

"Desire" which opened at the Paramount Saturday morning is reported to have broken all previous three-day opening records. The attendance over the Easter week-end was over 50,000.

Is Named Story Head

Hollywood, April 13.—Elizabeth Beecher, fiction writer and former newspaper woman, has been signed by Sol Lesser to head the story department of Principal Prod.

PROOF!



ew York World-Telegram

Local Forecast:—Fair and slightly colder today. Tomorrow partly cloudy, with little change in temperature.

NEW YORK, TUESDAY, APRIL 7, 1936.

IN TWO SECTIONS—SECTION ONE

SE, LOOTING TRAIL TO

Path of Tornado Through Gainesville, Where 156 Were Killed

345

,90

IN

Photo copyright by Universal Newsreel.

TREBLES GUARD OVER LUCI

Horde of Gunmen Flocking Into Little Rock as Extradition Battle Continues.

$50,000 BRIBE IS PROBED

Arkansas Won't Become Asylum for Criminals, Attorney General Declares.

5,000 Homele

Toll Ex

GAINESVILL

Red Cross Fee Broadcast Dys

TRANS LUX

THE MODERN THEATRE
BROADWAY AND 49th STREET

March 30th 1936.

Mr. Chas. E. Ford,
Universal Newsreel.

Dear Mr. Ford:

I want to compliment you on the swell job you did on the "Sweepstakes Winners and LOSER". It was a swell job, an entirely new angle and was greeted by howls at every showing.

Sincerely,

TRANS-LUX THEATER.

Manager

M3'F2.

Best—by actual test! A new angle on the news puts Universal Newsreel first!

STOOGE NEWSREELER

Clip from Universal's newsreel last week titled 'The Sweepstake Loser,' is current laugh hit on Broadway. Spontaneous laughter incorporated in staged interview brought second week's showing for it at the Music Hall and the Roxy. U clip is close-up interview of David Oliver, regular staff cameraman, who recites, dead-pan, his experience with sweepstakes this year.

Clips from Variety—and praise in both!

EMBASSY

(NEWSREELS)

Flood pictures continue to dominate new newsreel layout here this week, with Universal copping laurels — . . . . . . — Universal's sky tour included graphic views of Hartford, Middletown, series of strategic dams in Mass., and views over inundated New Hampshire cities. Damage wrought by high waters as revealed after rivers regained their banks touched on in Johnstown scenes from same company. Same is true of U coverage about Harrisburg.

First with flood pictures! Now first with tornado pictures!

Walter Winchell

Memos of a Midnighter: . . . The wow of the week in that newsreel episode at the Trans-Lux is a Sweepstake guy who didn't win . . . The audience rocks from laugh spasms . . .

Walter Winchell goes overboard in his N. Y. Daily Mirror column!

THAT THE LIVEST, MOST VERSATILE SHOW ON ANYBODY'S SCREEN IS...

UNIVERSAL NEWSREEL!

"Wife" Only Grosser for Philadelphia

PHILADELPHIA, April 13.—Holy Week put the skids under grosses with the result that "Wife vs. Secretary" was the only attraction in town to get over normal. It was a second run at that. The take at the Arcadia was $3,200.

"Boulder Dam," helped by a stage show headed by Ina Ray Hutton, managed to make the grade, $14,000, at the Earle.

Total first run business was $63,500. Average is $78,630.

Estimated takings for the week ending April 9:

"AMATEUR GENTLEMAN" (U. A.)
ALDINE—(1,200), 40c-55c-65c, 5 days, 2nd week. **Gross:** $3,300. (Average, 8 days, $8,160)

"WIFE vs. SECRETARY" (M-G-M)
(2nd run)
ARCADIA—(600), 25c-40c-50c, 7 days. **Gross:** $3,200. (Average, $2,800)

"RHODES" (G. B.)
BOYD—(2,400), 40c-55c, 7 days. **Gross:** $10,000. (Average, $14,000)

"BOULDER DAM" (W. B.)
EARLE—(2,000), 25c-40c-50c, 7 days. Stage: Ina Ray Hutton and Melodears; Jack Pepper, Helen Honan, Burk Sisters. **Gross:** $14,000. (Average, $14,000)

"SONG AND DANCE MAN" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days. Stage: Little Jack Little and band; Del Mar Twins; Carl Simpson. **Gross:** $13,500. (Average, $14,000)

"FARMER IN THE DELL" (Radio)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,000. (Average, $4,000)

"LITTLE LORD FAUNTLEROY"
(U. A.)
(2nd run)
KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $3,000. (Average, $4,000)

"ROBIN HOOD OF EL DORADO"
(M-G-M)
STANLEY—(3,700), 40c-55c, 6½ days. (Closed 5 P. M. Friday to allow nite opening "Singing Kid"). **Gross:** $9,000. (Average, 7 days, $14,000)

"KLONDIKE ANNIE" (Para.)
STANTON—(1,700), 30c-40c-50c, 7 days, 3rd week. **Gross:** $5,500. (Average, $7,000)

Pensacola Votes to Impose a Ticket Tax

PENSACOLA, FLA., April 13.—Despite opposition, the City Council has adopted an ordinance levying a ticket tax on films, circuses, shows and entertainments. The vote was 6 to 4. The ordinance includes shows given for charities and becomes effective in 30 days.

The tax is two cents from 11 to 25 cents, three cents from 26 to 50 cents, and five cents over 50 cents.

John M. Coe, attorney, representing employes of the Saenger and Isis, declared the company would reduce operations drastically. E. V. Richards, president, said the Saenger would operate only two days a week instead of seven, and the Isis one day instead of three.

Cosgrove with Selznick

HOLLYWOOD, April 13.—David O. Selznick has signed Jack Cosgrove as head of the special effects department for Selznick-International.

Miami Expects Para Unit

MIAMI, April 13. — Chamber of Commerce officials expect Paramount to make a picture here. They have been sending stills of points of interest to the studio.

"Fauntleroy" $12,000 Top, Minneapolis

MINNEAPOLIS, April 13. — "Little Lord Fauntleroy" stepped out front with the best gross of the week, getting $12,000 at the Minnesota, over normal by $2,000.

The second best draw for the Twin Cities was "Give Us This Night" which was $1,500 up on a gross of $5,000 at the Riviera. "The Story of Louis Pasteur" was strong at $6,000 on five days of a second week.

Total first run business in Minneapolis was $28,500. Average is $25,500. Total first run business in St. Paul was $18,000. Average is $16,000.

Estimated takings:

Minneapolis:

Week Ending April 8:

"PASSING OF THE THIRD FLOOR BACK" (G. B.)
WORLD—(400), 25c-55c, 7 days. **Gross:** $3,300. (Average, $3,000)

Week Ending April 9:

"THE WALKING DEAD" (W. B.)
LYRIC—(1,238), 20c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending April 10:

"LITTLE LORD FAUNTLEROY"
(U. A.)
MINNESOTA—(4,000), 25c-55c, 7 days. **Gross:** $12,000. (Average, $10,000)

"STORY OF LOUIS PASTEUR" (F. N.)
ORPHEUM—(2(900), 25c-40c, 5 days, 2nd week. **Gross:** $6,000. (Average, $5,500)

"GIVE US THIS NIGHT" (Para.)
STATE—(2,300), 25c-40c, 7 days. **Gross:** $6,000. (Average, $5,500)

St. Paul:

Week Ending April 10:

"COLLEEN" (Warners)
PARAMOUNT—(2,300), 25c-40c, 7 days. **Gross:** $6,000. (Average, $5,500)

"GIVE US THIS NIGHT" (Para.)
RIVIERA—(1,000), 25c-40c, 7 days. **Gross:** $5,000. (Average, $3,500)

"MURDER ON THE BRIDLE PATH"
(Radio)
ORPHEUM—(2,000), 25c-40c, 7 days. **Gross:** $4,000. (Average, $4,000)

"THE WALKING DEAD" (W. B.)
TOWER—(1,000), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

"FIRST A GIRL" (G. B.)
WORLD—(400), 25c-35c, 7 days. **Gross:** $1,500. (Average, $1,500)

"Snowed," "Gamble" Are Fair in Omaha

OMAHA, April 12. — "Snowed Under" and "Don't Gamble with Love" were only fair on a take of $3,800, which was $300 over normal at the Brandeis, but at that they led the first run grosses.

"Love Before Breakfast" and "Tough Guy" at the Orpheum and "The Ghost Goes West" and "Don't Get Personal" at the Omaha were on the minus side of the ledger.

Total first run business was $15,450. Average is $15,800.

Estimated takings:

Week Ending April 7:

"SNOWED UNDER" (F. N.)
"DON'T GAMBLE WITH LOVE" (Col.)
BRANDEIS—(1,200), 25c-35c-40c, 7 days. **Gross:** $3,800. (Average, $3,500)

Week Ending April 9:

"LOVE BEFORE BREAKFAST" (Univ.)
"TOUGH GUY" (M-G-M)
ORPHEUM—(3,000), 25c-40c, 7 days. **Gross:** $6,900. (Average, $7,500)

Week Ending April 10:

"THE GHOST GOES WEST" (U. A.)
"DON'T GET PERSONAL" (Univ.)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $4,750. (Average, $4,800)

Finally Gets Out

Indianapolis, April 13. — The exhibitors' problem is getting people into the theatre, but 17-year-old Charles McAllister found the other night that his was getting out.

He fell asleep in the Lincoln and didn't wake until the house had been closed. He hunted until he found the switch for the marquee lights and flashed them on and off until a nighthawk passerby called police.

"O'Malley," Show Win in Providence

PROVIDENCE, April 13.—Fay's, with "O'Malley of the Mounted," was the only first run to make the grade during the week. The general apathy of the closing days of Lent was accentuated by hockey games and a personal appearance of Gladys Swarthout at Pawtucket.

Laurel and Hardy pulled only $8,000 at Loew's State, $4,000 under normal. "Love on a Bet" and "Farmer in the Dell" were $3,000 short of the usual $7,000 at the RKO Albee and the Majestic did only $5,000 with "The Walking Dead" and "Tango." The usual average for the house is $7,000.

The Strand had "King of the Damned" and "Call of the Prairie" in for three days and caught $2,000.

Total first run business was $26,000. Average is $39,500.

Estimated takings for the week ending April 9:

"LOVE ON A BET" (Radio)
"FARMER IN THE DELL" (Radio)
RKO ALBEE—(2,300), 15c-40c, 7 days. **Gross:** $4,000. (Average, $7,000)

"O'MALLEY OF THE MOUNTED"
(20th-Fox)
FAY'S—(1,600), 15c-40c, 7 days. Stage: "Miami Club Revue." **Gross:** $7,000. (Average, $7,000)

"KING OF THE DAMNED" (G. B.)
"CALL OF THE PRAIRIE" (Para.)
STRAND—(2,300), 15c-40c, 3 days. **Gross:** $2,000. (Average, $6,500)

"THE BOHEMIAN GIRL" (M-G-M)
"ESCAPE FROM DEVIL'S ISLAND"
(Col.)
LOEW'S STATE—(3,800), 15c-40c, 7 days. **Gross:** $8,000. (Average, $12,000)

"THE WALKING DEAD" (W. B.)
"TANGO" (Invincible)
MAJESTIC—(2,400), 15c-40c, 7 days. **Gross:** $5,000. (Average, $7,000)

Dwight Taylor to G. B.

HOLLYWOOD, April 13.—Dwight Taylor has been signed by G. B. as a member of its writing staff. He will leave for England soon.

G. B. also has just purchased Joseph Conrad's "The Secret Agent" as a starring vehicle for Sylvia Sidney. It will be released as "Sabotage."

Projectionists in School

BOSTON, April 13.—A new high has been reached here in University extension courses. Some 90 prospective operators were given instruction in a projectionists' school that has just closed for the season at the Massachusetts Institute of Technology with Lewis Frey as teacher. The only trouble was that no booth equipment was available.

"Petticoat" Denver High With $8,500

DENVER, April 13. — "Petticoa Fever" stepped out smartly in the firs run procession last week and ran th Orpheum gross up to $8,500, ove normal by $2,500.

"Give Us This Night" was also money-maker, getting $6,500, up b $2,000, at the Denham, and "Love Before Breakfast" did well on a take o $7,500 at the Denver. "Escape fron Devil's Island" and "Hell Ship Morgan" were slightly above par on take of $3,500 at the Paramount "Voice of Bugle Ann" went over th line by $750 on a gross of $3,500 a the Aladdin.

Total first run business was $26,500 Average is $27,750.

Estimated takings for the week ending April 8:

"VOICE OF BUGLE ANN" (M-G-M)
ALADDIN—(1,500), 25c-40c-50c, 7 days **Gross:** $3,500. (Average, $2.750)

"SUTTER'S GOLD" (Univ.)
BROADWAY—(1,500), 25c-40c, 7 days following a week at the Denver. **Gross** $1,500. (Average, $1,500)

"REMEMBER LAST NIGHT" (Univ.)
CENTER—(1,500), 20c-25c-35c, 7 days Stage show. **Gross:** $3,000. (Average $3,000)

"GIVE US THIS NIGHT" (Para.)
DENHAM—(1,500), 25c-35c-40c, 7 days **Gross:** $6,500. (Average, $4,500)

"LOVE BEFORE BREAKFAST" (Univ.
DENVER—(2,500), 25c-35c-50c, 7 days Stage band. **Gross:** $7,500. (Average $7,000)

"PETTICOAT FEVER" (M-G-M)
ORPHEUM—(2,600), 25c-35c-40c, 7 days **Gross:** $8,500. (Average, $6,000)

"ESCAPE FROM DEVIL'S ISLAND"
(Col.)
"HELL SHIP MORGAN" (Col.)
PARAMOUNT—(2,000), 25c-40c, 7 days **Gross:** $3,500. (Average, $3,000)

"Pasteur" Houston Lead in Dull Week

HOUSTON, April 13.—Only two features were able to overcome Lent and a wet week to reach par, "The Story of Louis Pasteur" at the Metropolitan grossing the $7,000 average, and Frank Buck's "Fang and Claw" doing a $3,000 week-end business at the Kirby.

"Exclusive Story" at Loew's fell under the house weekly $7,000 average by $1,000. "Show Them No Mercy," at the Majestic took a nosedive to a take of only $3,000. This is $4,000 under par. "Love on a Bet," midweek feature at the Kirby, took $1,300, short by $200.

Total first run business was $21,500. Average is $26,000.

Estimated takings for the week ending April 9:

"FANG AND CLAW" (Radio)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $3,000. (Average, $3,000)

"WIDOW OF MONTE CARLO" (W. B.)
KIRBY—(1,450). 15c-35c. 1 day. (Bank Night): **Gross:** $1,200. (Average, $500)

"LOVE ON A BET" (Radio)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $1,300. (Average, $1,500)

"EXCLUSIVE STORY" (M-G-M)
LOEW'S STATE—(2,750), 25c-40c. 7 days. **Gross:** $6,000. (Average, $7,000)

"SHOW THEM NO MERCY" (20th-Fox)
MAJESTIC—(2,250), 25c-50c, 7 days. **Gross:** $3,000. (Average, $7,000)

"STORY OF LOUIS PASTEUR" (F. N.)
METROPOLITAN--(2,600), 25c-50c, 7 days. **Gross:** $7,000. (Average, $7,000)

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CONSOLIDATED FILM INDUSTRIES, INC.

NEW YORK HOLLYWOOD

All Exhibitor Groups May Go Into Confabs

(*Continued from page* 1)

industry and should be started now. After the negotiations get under way, the joint conference itself can invite any other interests they desire to participate, including any of the local and state exhibitor organizations which are not as yet active members of M. P. T. O. A. Our sole purpose is to get it started. Support and encouragement of reputable exhibitors everywhere is welcome, as well as sensible advice and serious suggestions."

To date, the local I. T. O. A. is the only exhibitor organization which has asked to have representatives admitted at the conferences. The M. P. T. O. A.'s stand, as set forth in its bulletin, is regarded as that organization's answer to the I. T. O. A. request, as well as to other exhibitor organizations interested in the conferences.

Virtually every major distributor has signified his intention of sending responsible representatives to the meetings. All companies undoubtedly will be represented when the meetings get under way.

Ed Kuykendall, M. P. T. O. A. president, is expected here from Washington late today or some time tomorrow. The remaining members of the M. P. T. O. A. conference committee are also expected here tomorrow. They are Lewen Pizor, Philadelphia; O. C. Lam, Rome, Ga.; Charles E. Williams, Omaha; Jack Miller, Chicago, and E. C. Griffith, Oklahoma City.

The M. P. T. O. A. bulletin urged members and all other theatres to support the Will Rogers Memorial Hospital fund campaign which will be observed by the industry during the week beginning May 22. The bulletin points out that the campaign is deserving of complete industry support as the Rogers Memorial Hospital at Saranac Lake will be available to every sick and needy member of the industry, whether employed in theatres, exchanges, studios or business offices.

Mondo to Offer 26 In Italian in Year

(*Continued from page* 1)

yesterday. A minimum of 20 features will be released next year, he indicated.

Brandt leaves on the Century today for the coast, where he will open a branch of the company in San Francisco. Offices have already been opened in Boston and Chicago, with others planned for Detroit and Cleveland. Brandt will be gone about a month. The more elaborate of the importations will be shown at the Cine Roma, Nuovo Mondo's newly acquired theatre on Broadway, which shows only Italian films.

Hungerford in New Spot

Chicago, April 13.—Tom Hungerford is manager of the new Lake in Oak Park which Essaness opened Easter Sunday. A special preview of the theatre was held under the auspices of the Oak Park Chamber of Commerce.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Showboat"

(*Universal*)

Hollywood, April 13.—Here is musical drama certain to thrill. Lavishly, but tastefully, produced; intelligently directed, its acting splendid, the picture impressively combines entertainment and commercial essentials completely assuring class-mass popularity.

The motivating story is deeply human in character, continually keyed to stir tender and sympathetic emotions as well as a love drama hitting right at the heart. Its music, particularly Paul Robeson's singing of "Ol' Man River," was received by a preview audience with thunderous applause and actually is an artistic masterpiece. The melodies rendered by Allan Jones, Irene Dunne and Helen Morgan, in addition to the charm of the score and the choral features, potently embellish the appealing plot power.

The scope of modern production technique, allowing the fullest in effects, faithfully preserves and accentuates the full qualities of the original story by Edna Ferber. The script and lyrics by Oscar Hammerstein, 2nd, and the music by Jerome Kern, plus the cast selections by Carl Laemmle, Jr., the producer, placed in the hands of James Whale, the director, afford opportunity for the greatest effort in his career.

His handling extracted the full values which the vehicle provided. As the picture was shown here, and accepting a preview audience's reactions as a gauge, everyone associated with the production will share in the credit of participating in what is probably the most important Universal production in years.

The preliminary sequences portray gaiety, color, glamour and excitement of the arrival of Charles Winninger's showboat. The dramatic trend enters as Donald Cook thrashes Arthur Hohl for trifling with his wife, Helen Morgan. Preluded by Robeson's rendition of "Ol' Man River" to hint further at dramatic contrast, romance enters with a tuneful meeting of Jones and Miss Dunne.

Forced by his rigorously moralistic wife, Helen Westley, to discharge Miss Morgan and Cook, Winninger, against her wishes, installs the lovers as the show's leads. As comedy, music and excitement fulfill their functions, Jones and Miss Dunne marry and leave the showboat after the birth of their baby. Living in poverty, deserted by her husband, and the child placed in a convent, Miss Dunne is found by Queenie Smith and Sammy White. Giving her a chance when she is sliding, Miss Morgan recognizes her erstwhile protege and disappears. Miss Dunne, found later by Winninger, goes on to great heights under his showmanship guidance.

Subsequently, Miss Dunne retires from the stage to train her daughter, Sunny O'Day, in her footsteps. On the night of the girl's debut, her mother recognizes the pathetic doorman as her husband. As both, reunited, stand by to complete the love drama, the daughter is acclaimed a worthy successor to her mother.

Convincing performances, contributed by Miss Dunne, Jones, Winninger, Miss Westley, Miss Smith, White, Miss Morgan, Robeson and the lengthy supporting cast, leave nothing to be desired. Similarly, the music is a treat, certain to charm any and all in both specialty as well as in choral numbers. It has a quality of lasting impression. For spectacle, "Showboat" has logically woven in all the color and excitement of the showboat era along the Mississippi, plus the cabaret and theatre glamour of the day. Dance arrangements by Leroy Printz are always in the spirit of the picture's mood.

A show that will grip the imagination and sate the appetite of any kind of audience, "Showboat" is destined for grand grosses if showmen will only put half the effort into the selling that the producers, writers, directors and players did in the making.

Production Code Seal No. 2,043. Running time, 115 minutes. "G."

McCarthy

Delay Arkansas Meet

Little Rock, April 13.—The semiannual meeting of the Arkansas I. T. O. A., which was to have been held here April 19-20, has been postponed until April 26-27.

Back in Hollywood

Hollywood, April 13.—Al Lichtman and Howard Dietz dropped off The Chief from the East today. Dietz will head east in about 10 days.

Beiersdorf in Charlotte

Charlotte, N. C., April 13.—Herman R. Beiersdorf, formerly manager of the 20th Century-Fox exchange here, has been transferred to Dallas as manager. He succeeds Clair E. Hilgers, resigned.

"Deeds" for Music Hall

"Mr. Deeds Goes to Town" will open Thursday at the Music Hall.

Lawyers Clain They Rescue Paramount!!

(*Continued from page* 1)

eral Judge Alfred C. Coxe's ord designating the allowances to be ma them for their Paramount servic Balltine's firm was allowed a tot of $450,000 and Cook's, $115,000. Bo are yelling "We was robbed."

Ballantine told the appeals cou yesterday that lawyers of his fir were clocked at 72,113 work hours the crossword puzzle that was Paramount to them and that the pittan allowed by Judge Coxe for these labo figures out to some such ridiculo figure as $6.25 per hour. He r minded the court that not so lo ago it had pared the fees of servito in the Allied Owners reorganizati to a figure that maintained a mark value of $11 per hour for the leg laborers.

Cook, discoursing in the same vei intimated that credit for the increa in the market value of Paramou stock from a bankruptcy period lo of $400,000 for the entire stock issu to a period high of $14,500,000, shou go to his firm and the protective committee it represented. At no point i the day's arguments was it suggeste that Paramount had a manageme and working force in production, distribution and exhibition which di their daily chores of making and sel ing pictures during the period fro January, 1934, to June, 1935. The may have been of some minor assis ance to trustees, lawyers and pr tective committee, but if they were wasn't worth mentioning, apparentl

The court today will hear repre sentatives of Kuhn, Loeb & Co. an its counsel, Cravath, de Gersdorf Swaine & Wood, whose combined ap plications for $350,000 were denie entirely.

Thomas D. Thacher, attorney fo Paramount, told the court that th company wanted to see every facto in its reorganization paid "whateve is fair and reasonable" and that i believed that Judge Coxe's allowance took care of this ably enough.

Schulberg Talking Deal to Join Radi

(*Continued from page* 1)

pendent producer along lines unde which he has been operating for several years.

Leo Spitz, president of RKO, tol Motion Picture Daily yesterday tha he knew of discussions held betwee Briskin and Schulberg in Hollywood but that no deal had been approved.

Fox Judgments Filed

Two judgments for costs, each for $103, were filed in N. Y. Supreme Court yesterday against Fox Film Corp., who had filed suit against Springer & Cocalis and Trio-Consolidated Corp. for $9,598 due as license fees from the "Little Colonel" and "Bright Eyes." In the other action Fox sued the Tivoli Theatre Co. and 12 other defendants for $4,800 as license fees for the same pictures. In both cases the complaints were dismissed.

Varners Set 50 of Next Year's List

(*Continued from page* 1)

ream" proved that the public is willg to pay more for better entertainent, he declared, but the production bigger films also calls for merandising, rather than "peddling" by th exhibitor and distributor.

Einfeld pointed out that better picres are necessarily longer, which ould tend to decrease the use of uble bills and increase the showing short subjects. The company will ntinue to experiment next season it did with "A Midsummer Night's ream" and "Pasteur," he said. ictures will be made around the lives Florence Nightingale and Danton. arners will have four films roadowing by early fall, Einfeld added— Midsummer Night's Dream," The Charge of the Light Brigade," reen Pastures" and "Anthony Adrse."

Warners Have Big List

Hollywood, April 13.—Warners, ith First National and Cosmopolin, now have under contract 22 stars, feature players, 23 directors, 44 riters and seven associate producers. he stars are: Marion Davies, Paul uni, Kay Francis, Leslie Howard, e E. Brown, Al Jolson, Dick owell, Ruby Keeler, Pat O'Brien, mes Cagney, Claudette Colbert, Edard G. Robinson, Fredric March, an Blondell, Errol Flynn, Rudy allee, Bette Davis, Jean Muir, Warn William, Claude Rains, Gene aymond and Boris Karloff.

Elwyn E. Oliver Dead

Cleveland, April 13.—Elwyn E. liver of the Oliver Theatre Supply ., Inc., 62, in business here for e past 30 years and one of the ornizers of the Independent Supply ealers' Ass'n., is dead as the result a heart attack. He is survived by s widow and three daughters. The neral will be held tomorrow.

Howard Thurston Passes

Miami Beach, April 13.—Howard urston, the magician, died at his nter home here today. He was 66 ars old. Thurston was born in lumbus, O., and his theatrical career ade him famous here and abroad.

James M. Beck Dies

Washington, April 13.—James M. ck, 74, former U. S. Solicitor Genal, Congressman and noted authority constitutional law, died suddenly sterday. His son, James M. Beck, ., is Hays office representative in ndon.

N. Y. Rites Not Set

New York services for Ben Verleiser, who died recently on the ast of cancer, will be held here about end of the month. No definite te has been set as yet. The body ll be brought here for burial.

Fred Ross Loses His Father

Boston, April 13.—Francis G. Ross, her of Fred Gray Ross, RKO city esman, is dead at the Gable Merial Hospital in Ipswich.

Looking 'Em Over

"Lorenzino de Medici"

(*Nuovo Mondo*)

An elaborate and well executed picture, this latest importation from Italy offers considerably more in the way of entertainment than did the first production shown at the Cine Roma, New York's all-Italian theatre. Set in the Florence of the days of the Medicis, the film tells the story of the assassination of the Duke Alexander, who ruled the city with a ruthless and bloodthirsty hand, by Lorenzino, one of the famous Medici family, who governed the city of Florence for many years.

The film has been produced lavishly, and with a ring of authenticity in costuming, settings and atmosphere. The cast is extremely capable, and the film, studded with sub-title translations of dialogue, is easy to follow even without a knowledge of the language, and presents an episode of history which should be of interest to those unfamiliar with Italian.

The younger de Medici is ostensibly the friend and counsellor of the duke, but in reality he is bent on freeing the people of Florence from the tyranny of the duke, and bringing about the restoration of the de Medicis. He is secretly in love with the exiled daughter of a former de Medici adherent, and when the latter returns secretly to the city, Lorenzino sees him, but refuses to reveal his plans. Working in his own way, despite the distrust of his own group, de Medici finally kills the duke, frees his sweetheart's father, and flees with her to Venice.

Reviewed without production code seal. Running time, 88 minutes. "G."

"Federal Agent"

(*Winchester-Republic*)

While the production is generally adequate, the histrionic gyrations of the supporting cast as they act out their roles in this tale of G-Man activities hardly ever become convincing. However, there are some moments which, although they lack novelty, should provide what thrills are necessary to satisfy.

William Boyd, the Federal agent, is ready to start his vacation when he is assigned to a case on which his buddy was killed by a criminal outfit seeking the formula of a super-explosive. Boyd arrives on the scene, makes his contacts and enlists the aid of another agent, George Cooper, who offers the strained comedy sequences. Together they weave the net which eventually incriminates the gang. Irene Ware, who is involved with the gang with a vengeful motive, is thought by Boyd to be allied with the wrong side. Eventually, with her assistance, he brings about the end of the leader, Don Alvarado, who meets his end after the fashion of cartoon villains. He is slowly decomposed when he crashes into a collection of acids and chemicals in the final fight.

Others in the cast, schemers and otherwise, are Charles A. Browne and Lenita Lane. The screen play is by Barry Barringer. Sam Newfield directed.

Reviewed without production code seal. Running time, 65 minutes. "G."

"Special Investigator"

(*Radio*)

By shrewdly mixing western small town and ranch backgrounds with city atmosphere Radio has given Richard Dix a vehicle that furnishes appeal to both types of his fans—the western enthusiasts and the girls who like to see him dolled up by high-priced tailors.

As the story opens he has just won a case as attorney for a racketeer and has been sharply censured by a judge. A short time later his brother, a G-Man, is shot by a gang that has robbed a bank of gold bullion.

Dix pays off a girl friend with the racketeer's check and starts west on a tip that the robbers will dispose of their loot by selling it as ore from a mine. He sets up the practice of law in a town near Reno and begins making contacts with the mobsters, but romantic complications set in when Margaret Callahan, sister of the chief gunman, Joseph Sawyer, arrives.

In the final roundup the shooting is done in the dark, so that the emphasis is placed on the union between Dix and Miss Callahan.

It has some exciting moments, some excellent photography, and some good comedy by Cy Jenks, as a filling station attendant. The direction by Louis King takes advantage of a light story's full possibilities. The picture ranks well up among Dix's recent efforts.

Production Code Seal No. 2,050. Running time, 61 minutes. "G."

U. S. Seeking Quick Action In Trust Case

(*Continued from page* 1)

for the Ambassador, Missouri and New Grand Central continues; that the dismissal without prejudice of the civil hearing here by Judge Molyneaux was within the rules of the Supreme Court; that the new case has been strengthened by the inclusion of individual defendants; that the decision of Judge Molyneaux that the acquittal in the criminal case was not *res adjudicata* was according to precedent, because the jury's verdict was not an affirmative verdict of innocence, but simply a finding that defendants had not been proven guilty beyond a reasonable doubt, and that the appeal was solely an attempt to delay the New York hearing.

Judge George H. Moore and Judge Molyneaux refused to hear the action here by disqualifying themselves. This made it necessary for Blanton to go before Judge Davis at Cape Girardeau.

Escape Air Crash

Columbus, O., April 13.—Johnnie Weissmuller and a dozen other passengers on the TWA plane, "Sky Chief," were badly shaken but uninjured when the plane went off the edge of a runway during a takeoff here. The flight to St. Louis, Kansas City and the Pacific coast was delayed three hours until another plane could be brought from Pittsburgh.

Patterson to Wanger

Hollywood, April 13.—Pat Patterson has been signed to a long term contract by Walter Wanger, and has been assigned the feminine lead in "Spendthrift" opposite Henry Fonda.

Wall Street

"U" Off 4½ Points on Board

	High	Low	Close	Net Change
Columbia, vtc ..	39	37⅞	38¼	+ ⅛
Columbia, pfd ..	46	45¾	45¾	— ¼
Consolidated	5¾	5⅝	5⅝	— ⅛
Consolidated, pfd	17¼	17¼	17¼	— ¼
Eastman	167	167	167	+ ¾
K.-A.-O., pfd ...	91	91	91	+ ½
Loew's, Inc.	46½	46¼	46½	.....
Paramount	8⅞	8½	8½	— ¼
Paramount 2 pfd..	9¾	9⅜	9⅜	— ¼
Pathe Film	10⅞	10⅜	10⅜	— ⅝
RKO	7	6¾	6¾	— ¼
20th Century-Fox	27¼	27¼	27¼	— ⅛
20th Century, pfd.	34⅜	34⅛	34⅜	+ ⅜
Universal, pfd....	107¾	107	107½	—4½
Warner Bros. ...	11¼	11	11⅛	.....

Technicolor Gains Fractionally

	High	Low	Close	Net Change
Sentry Safety ...	¾	¾	¾	.....
Sonotone	3	2⅞	3	.....
Technicolor	30½	29¾	30½	+ ¾
Trans-Lux	3⅞	3⅞	3⅞	— ⅛

Warner, GTE Bonds Up Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40...	26½	26	26½	+ ½
General Theatre Equip. 6s '40 ctf	27	26	26	— ⅝
Paramount B'way 3s '55	56¼	56¼	56¼	.....
Paramount Pict. 6s '55	87½	86¾	86¾	— ¼
Warner Bros. 6s '39 wd	96⅛	95¼	95½	+ ½

(Quotations at close of April 13)

Boy, What a Builder-Upper!

What a "getter-inner"... what a "helper-outer"... what a ticket-seller ... that National Screen Trailer from

NATIONAL SCREEN SERVICE

...prize baby of the Industry!

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 89 NEW YORK, WEDNESDAY, APRIL 15, 1936 TEN CENTS

David Loew's Joe E. Brown Films to RKO

Releasing Deal Is Set With Leo Spitz

David L. Loew has cast his fortunes with RKO. With Joe E. Brown, now completing his contract with Warners, as his first star, the former vice-president of Loew's, Inc. and son of the founder of that international enterprise, is understood to have signed a distributing deal for the forthcoming Brown comedies with Leo Spitz.

Brown goes over to Loew about August, or perhaps slightly later this year. The producing alliance between Loew and the comic runs for a period of two years and calls for the production of three features a year.

Distribution through RKO is assumed to prelude a deal now in negoiation whereby B. P. Schulberg will oin Radio and was seen last night by those familiar with Spitz's activiies as merely one in a series of outside deals to come.

Both Loew and Spitz were unavailable for comment regarding the Brown deal but a formal announcement on the subject is expected to be made momentarily.

Reserve Ruling on Para. Fee Appeals

The U. S. Circuit Court of Appeals eserved decision yesterday after listening for two days to the arguments f five appellants who received a total f $692,860 for services in the Paramount reorganization, and who contend the services were worth $1,33,116.

Kuhn, Loeb & Co., former Paramount bankers, and Cravath, de Gersorff, Swaine & Wood, as Kuhn, oeb's counsel and former counsel for aramount, were heard yesterday. uhn, Loeb put in an application for 100,000 for its services at the time the reorganization, and the Cravath firm asked $150,000. Federal udge Alfred C. Coxe, who presided

(Continued on page 10)

Coast May Be Scene Of Warner Sessions

The Warner sales convention probably will be held in Hollywood this ar, declared Major Albert L. Warr on his arrival in New York from ollywood yesterday.

Felix F. Feist Passes On After a Lingering Illness

By RED KANN

Felix F. Feist, who only a few weeks ago in the home of M. B. Shanberg at Miami Beach had wished for death, at 2.30 this morning had that wish fulfilled.

But before peace came to him, he had passed through a valley of suffering such as it might seem no mortal person could traverse.

It is less than a year ago that Feist returned from his first trip abroad, bronzed and apparently hearty, filled with the exciting flush of new scenes captured, thrilled with the beauty of the Old World, nostalgic for the day, now never to come, when he might return once more to visit the Louvre, to bask in the atmosphere of the older culture which is Europe's. More than anything else beyond his son, Felix, Jr. and his

(Continued on page 7)

July 15, 1883—April 15, 1936

Court Refuses To Allow U.S. Case Changes

A minor victory was claimed by the Government yesterday in its conspiracy action in U. S. District Court here against Warners, Paramount, RKO and individual defendants when Federal Judge Robert P. Patterson denied a defense motion to strike out certain allegations in the Government's complaint and granted a motion to strike out other allegations although without prejudice to the Government's right to amend those or supplement them with additional information.

Walter Rice of the U. S. Attorney General's office, representing the Government, described the defense motions as "trivial" and charged that they appeared to have been advanced for the purpose of delaying trial of the action. Defense attorneys re-

(Continued on page 6)

'Ziegfeld' N. Y. Hit; $18,754 First Week

"The Great Ziegfeld," which rounds out its first full week at the Astor tonight, will gross about $18,754, a capacity figure including standees. Aside from a few available seats at the first afternoon performance last Thursday, following the premiere which is not embraced in the initial week's re-

(Continued on page 6)

Para. Figures $500,000 for Its "A" Films

HOLLYWOOD, April 14.—Paramount's "A" pictures will be budgeted at $500,000 and the "B" films will run about $200,000 or less, it was made known today by John E. Otterson. Both figures will be "elastic."

The decision was arrived at after a series of conferences at the studio which have been under way for the past week, with Adolph Zukor, Watterson Rothacker, William LeBaron, Russell Holman and others participating.

"With the exception of four, but with the number of specials not yet definitely determined, Paramount will set budgets of $500,000 for 'A' pictures," Otterson said. "The figure is elastic, however. Wherever a picture can be brought in below that cost, this procedure will be encouraged,

(Continued on page 7)

Ford Motors Studies Plans for a Studio

DETROIT, April 14.—The Ford Motor Co. for some time has had under consideration the erection of a studio here for the production of films advertising its cars, along the lines of films now being used by General Motors. Definite plans have not been set, nor has any specific amount been

(Continued on page 6)

Nine National Distributors To Join Talks

Agree to Meet Exhibitors On Trade Practices

All of the nine national distributors yesterday had notified M. P. T. O. A. that they would participate in the exhibitor-distributor conferences on trade practices which will get under way following a luncheon in the Rose Room of the Cinema Club at 1 P. M. tomorrow.

The indicated distributor representatives who will attend the conferences are Abe Montague, Columbia; William F. Rodgers, M-G-M; Neil Agnew, Paramount; Ned E. Depinet or Jules Levy, RKO; W. Ray Johnston, Republic; John D. Clark, Twentieth Century-Fox; Paul Lazarus, United Artists; James R. Grainger, Universal, and Major Albert Warner, Gradwell L. Sears or A. W. Smith, Jr., for Warners.

A change in the M. P. T. O. A. representation will result from the inability of L. C. Griffith of Oklahoma City to attend the conferences. Griffith was confined to his home with influenza yesterday and it was considered doubtful that he would be sufficiently recovered in time to attend the conferences. Ed Kuykendall, M. P. T. O. A. president, who arrived yesterday from Washington, said that Fred Wehrenberg of St. Louis, chairman of the board of M. P. T. O. A.,

(Continued on page 10)

Drake Advanced as An Erpi Executive

Whitford Drake, long a vice-president of Erpi, has been named executive vice-president by the board of directors. This is a newly established post.

At the annual meeting of stockholders Clarence G. Stoll was named a director. The directors' meeting followed. Stoll is a vice-president of Western Electric.

Pathe Board to Set Reorganization Soon

With one meeting behind them, directors of Pathe will meet in the next 48 or 72 hours in what is designed to be a final session for clearance of detail in connection with formation of the new national producing and distributing organization they plan. At that meeting, the appointment of Edward L. Alperson as president is expected to be formally ratified.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 15, 1936 No. 89

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Laemmle, Jr., Quits 'U' Officially Saturday

HOLLYWOOD, April 14.—Carl Laemmle, Jr., has asked to be relieved of his producer responsibilities at Universal, according to a statement issued today at the office of Charles R. Rogers, and will definitely sever his association with the studio on Saturday. The decision has been made of his own free will, it was said. He will announce his future plans shortly.

Laemmle, Jr., expressed his regret at leaving his many friends at Universal and voiced a sincere wish for the success of the studio under the new regime.

Leishman Stays for Choice of Successor

LONDON, April 14.—E. D. Leishman, who resigned recently as chairman of the committee on management of RKO Pictures, Ltd., and RKO International, will remain until his successor has been chosen.

Action on this is expected in New York next week when Phil Reisman, who is scheduled to arrive there Tuesday on the *Ile de France*, will go into conference with company heads.

Talk Theatre Payments for Rogers Fund

Behind the current campaign for the Will Rogers Memorial Hospital Fund is the hope that collections from the public in the nation's theatres ultimately will be dropped and the necessary funds raised through theatre memberships. These memberships are to be predicated on seating capacities.

The scale follows:

$10 for theatres seating 500 and less.
$15 for theatres seating from 500 to 1,000.
$20 for theatres ranging from 1,000 to 2,000.
$25 for theatres over 2,000.

Early response from thousands of letters dispatched from the organizational committeee, of which Major Leslie E. Thompson of RKO is chairman, in the last few days indicates many theatre operators favor the idea. Thompson explained at a press conference yesterday the indications that such a plan might develop nationally were very promising.

Collections in the theatres of the five major circuits—Paramount, National, Loew's, RKO and Warners—will prevail from May 22-28 inclusive. With this as a cushion on which the necessary funds will rest, the committee is now directing its energies toward enlisting the cooperation of independent circuits and independent theatres.

A general antipathy toward fund-raising by subscription gathered from patrons who have paid their way into theatres in search of entertainment prevails on the part of the major circuits, but it is felt no adequate substitute method has so far been conceived. In the case of independent theatres which either do not care to or have no facilities to collect money in this fashion, the membership subscription plan has been evolved. The anticipation goes with it that the latter plan will extend itself until the point is finally reached in future drives where the collection system may be abandoned.

The drive is being developed and handled on an industry-wide basis. The approximate 3,000 local chairmen lined up by the Will Rogers Memorial Commission will serve on behalf of the fund. Contemplated, but not yet set up, is a division of the country into its exchange centers with an authorized fund representative, probably an exchangeman, in each, to whom applications of the sick would go. Any film employe requiring medical treatment for tuberculosis is to be eligible, the number to be li ited only by the capacity of the h pital at Saranac Lake, N. Y.

Campaign plans include a trailer which Shirley Temple, Irvin S. Col Lowell Thomas, Bing Crosby a others will appear. Those theat which elect the membership route their contributions will be given one-sheet for permanent display.

This Is What They'll Get

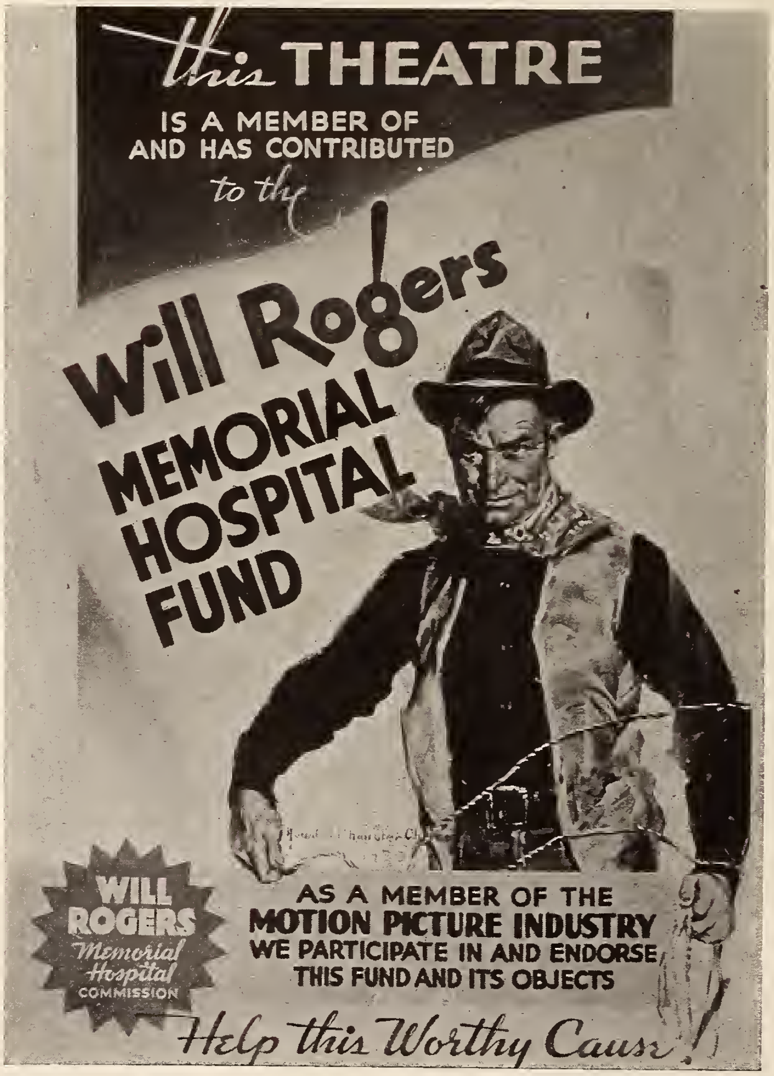

Illustration of one-sheet for permanent display in lobby of theatres subscribing to membership in the Will Rogers Memorial Hospital Fund.

Whitney Back Read For Two in Englan

John Hay Whitney, president Pioneer Pictures and chairman of board of Selznick International, turned from England yesterday on *Aquitania*. While abroad he set p duction plans for two films to be p duced by the two companies in new London Films studios in D ham. They are to be released United Artists.

The Pioneer film will be in Tech color. No decision has been m on the Selznick effort. Financing rangements for the production will set shortly after the arrival here Sir Connop Guthrie, of London Fil who is due in three weeks. Whit will remain here for 10 days and t proceed to Hollywood where he confer with David O. Selznick Pioneer officials.

Samuel Goldwyn, who also retur caught intestinal flu the last day and repaired to the Doctors Hosp yesterday for two weeks. It was for him that he wanted to rest before his return to Hollywood three weeks at which time three tures, a new high for him, will under way at the one time. Th will be "Hurricane," "Come and It" and "Dodsworth."

An early morning bulletin from hospital diagnosed Goldwyn's ailm as acute intestinal toxemia but sta that the producer was in no dang

Studio Labor Talks To Start Tomorro

The annual negotiations of r wage and hour schedules for stu unions are definitely set to get un way here tomorrow at the office Pat Casey, studio labor contact.

Attending, in addition to Casey the producers' labor committee, be George Browne, president, Steve Newman, vice-president, I. A. T. S. E.; Joseph N. Wel American Federation of Musicia Daniel Tracy, electricians; W. Hutchinson, carpenters, and Da Tobin, teamsters.

Minor readjustments of wage hour schedules of the unions cove by the five-year basic agreement w studios are expected to be made the course of the negotiations, it said.

Rodman Gets Anothe

PAWTUCKET, R. I., April 14.—Hyn Rodman, manager of the Capitol h for E. M. Loew, also has taken cha of the Music Hall. Rodman repla Sy Silverblatt, who has gone to Capitol in Providence to take the p of Bernard Payne, who has b shifted to the Richmond in No Adams, Mass.

Klee Quits "U" Boar

Samuel Klee, member of Unive board of directors and representat of the preferred stockholders, has signed his post.

IT CLICKED!

M-G-M's "Campaign Picture" Idea is registering merrily at box-offices from Coast-to-Coast!

in

JANET GAYNOR
ROBERT TAYLOR
"SMALL TOWN GIRL"

NIE BARNES • LEWIS
ONE • ANDY DEVINE
IZABETH PATTERSON
RANK CRAVEN
JAMES STEWART
•
Directed by
WILLIAM A. WELLMAN
•
Produced by
HUNT STROMBERG

Serialized and promoted by 143 leading newspapers, it's now reaping the exploitation harvest!

Watch for more M-G-M Campaign Pictures!

LION SHOWMANSHIP

M-G-M's SHOW
OF SHOWS
starring
WILLIAM
POWELL
•
MYRNA
LOY
•
LUISE
RAINER
with Virginia Bruce,
Frank Morgan, Fannie
Brice, Nat Pendleton,
Ray Bolger, Harriet
Hoctor, Reginald Owen,
Ernest Cossart
and many others
Directed by
ROBERT Z. LEONARD
Produced by
HUNT STROMBERG

THE GREAT ZIEGFELD

Glorified by the critics!

"It was the kind of evening Florenz Ziegfeld, Jr., would have enjoyed — a bang-up M-G-M premiere of a musical show **LAVISH** enough to fulfill the dream of any producer. A film as excellent as this is a godsend. Wm. Anthony McGuire has done an astonishing job with the script...The performances of Luise Rainer and William Powell, would have put over any film. There is Fannie Brice herself, at her funniest; a clever impersonation of Eddie Cantor; and a startling glimpse of A. A. Trimble portraying Will Rogers. There's Harriet Hoctor toe-dancing; Myrna Loy charming as the young Billie Burke; grand comedy performances by Frank Morgan, the dancing Ray Bolger, Reginald Owen and Nat Pendleton . . . It's a show Ziegfeld would have been proud to own, filled with the most beautiful girls I've ever seen on a screen; after three crowded hours, the audience was eager for more." —EILEEN CREELMAN, N. Y. *Sun*

"The most **SPECTACULAR** film to come out of Hollywood... fun, melody and loveliness. Spectacle after spectacle. Such lavishness never has been lavished upon a screen...William Powell performs with charm and zeal. Luise Rainer and Myrna Loy are gorgeous and glamorous . . . The picture is magnificent." —BLAND JOHANESON, N. Y. *Daily Mirror*

"In 'The Great Ziegfeld' the cinema pays lavish and **SENTIMENTAL** tribute to the most famous American showman since Barnum . . . It is a typical Ziegfeld show—beautiful, expansive, costly, tuneful, romantic and overpowering. Achieves the most beautiful and imaginative effect in this field yet presented." —RICHARD WATTS, Jr., N. Y. *Herald Tribune*

"If you want a history of musical comedy during the past forty years, 'The Great Ziegfeld' will give it to you; if you want to know how pulchritude became an institution, why bald-headed men sit in front row seats, where Fannie Brice, Eddie Cantor, Will Rogers, W. C. Fields and others got their start, or why Anna Held left home, 'The Great Ziegfeld' will satisfy your curiosity. All the names associated with the Ziegfeld tradition have been incorporated in a story that has **HUMOR**, humanity, romance and pathos. You will never see another musical film that exceeds it in opulence, inventiveness, splendor."
—THORNTON DELEHANTY, N. Y. *Post*

"For sheer beauty, splendor, opulence, this glittering spectacle takes its place as the last word in eye-and-ear entertainment. Practically a dozen or more musical pictures rolled into one. An extravaganza of such rich proportions that it runs three hours. It is a **GLAMOROUS** account of the illustrious producer's romance, ambitions and achievements. Unquestionably a motion picture event." —ROSE PELSWICK, N.Y. *Journal*

"A splendid picture, dazzling in the magnitude of its conception, brilliant in magnificence of execution. A production the great 'Ziggy', himself, would have viewed with proud satisfaction . . . Tells a warm, pulsating **HUMAN** story of individuals—those glittering, glamorous personalities of theatrical royalty. The spectacular climax is attained in the utterly thrilling presentation of the 'A Pretty Girl Is Like A Melody' number. We recall nothing so breath-taking on any screen. Laughter is sprinkled through the picture's scenes. There should be special mention for every player. Robert Z. Leonard's direction crowns his many triumphs."
—REGINA CREWE, N. Y. *American*

"For once in their lives the producers of a pet picture may drag out the word **COLOSSAL** . . . If ever a picture was produced on a grand, lavish, extravagant and glittering enough scale to be so described, it is M-G-M's 'The Great Ziegfeld'. The dialogue sparkles . . . Ziegfeld is superbly represented by William Powell. Fannie Brice is inimitable. Her meeting with Ziegfeld is one of the funniest things Miss Brice has done on or off the stage . . . Harriet Hoctor shines. Ray Bolger brings the house down. Myrna Loy is beautiful. The balance of the huge cast is excellent."
—KATE CAMERON, N. Y. *Daily News*

"A lavish and ornate M-G-M spectacle that is colossal, big, stupendous, overwhelming, **BREATH-TAKING**, awe-inspiring. One spectacle follows another in dizzying succession, one Ziegfeld show is piled on the next until the audience is left speechless and gaspless. A mighty achievement." —LEO MISHKIN, N. Y. *Telegraph*

"Thoroughly Ziegfeldian. Has the opulence, the lavishness, the expansiveness and the color of the old Follies ...It has the **GLITTERING** sets, the exuberantly extravagant song and dance numbers, the brilliant costumes, the whole sweeping panoply of a Ziegfeld show produced with a princely disregard for cost...One of its spectacular numbers, 'A Pretty Girl Is Like A Melody,' never has been equalled on the musical comedy stage or screen." —FRANK S. NUGENT, N. Y. *Times*

"A production as **LUXURIOUS** and lavish as any the late Florenz Ziegfeld, Jr. ever produced. The theatrical ups and downs of the Glorifier of the American Girl offered the very stuff of which zestful and glamorous films are born—music, romance, excitement, adventure, color. A blend of homage, humor and heartbeat. A film that should command your immediate attention."
—WILLIAM BOEHNEL, N. Y. *World-Telegram*

"Colossal is the easiest adjective. A tribute to the late showman, 'The Great Ziegfeld'."
—WINSTON BURDETT, *Brooklyn Eagle*

EXTRA! AS WE GO TO PRESS!

(*Flashes from the Box-Office*)

NEW YORK—Astor S. R. O. since opening and advance sale tops "Grand Hotel". Terrific!

ST. LOUIS—Manager Biesman of American Theatre says, "Haven't seen anything like it in 10 years."

DETROIT—Capacity with hundreds turned away.

PALM BEACH, MIAMI BEACH—S. R. O.

CHICAGO—Opening night sold out week ahead. Advance sale biggest in history!

BOSTON—Sensational opening with best advance sale of any road-show in Boston annals.

SAN FRANCISCO—S.R.O. since opening. Biggest advance in history!

JUST THE BEGINNING! WATCH FOR MORE!

Attack Made On Copyright Changes Now

By CLARENCE LINZ

WASHINGTON, April 14.—The enactment of any sort of copyright legislation at the present session of Congress was sharply opposed today by representatives of distributors as highly dangerous to American interests.

Appearing before the House Patents Committee, which expects to end its sessions tomorrow, Edwin P. Kilroe and Fulton Brylawski warned that amendments to the Berne convention which would strike at the very heart of American copyright law were to be considered at the Brussels conference this year.

Urging that consideration of the legislation be postponed until next session, Kilroe told the committee that none of the three pending bills was satisfactory to the distributors, but suggested that by taking the best provisions of each a measure might be prepared which would solve many current problems.

The session today was enlivened by the acid criticism by Representatives Deen of Georgia and O'Malley of Wisconsin of the action of Representative Daly of Pennsylvania in assuming the chairmanship of the committee in the absence of Chairman Sirovich of New York and Acting-Chairman Lanham of Texas. Both complained that although they outrank Daly, neither had been asked to take charge. They admitted they would not have accepted in view of the "embarrassing" situation the committee has been placed in because of its unorthodox method of conducting the hearings.

"My skin is rather thick," Daly retorted dryly.

Film Industry Big Spender

The film industry is the greatest user of copyrighted material in the world, spending $15,000,000 to $25,000,000 a year, with seven or eight of the major companies spending $2,000,000. The only concern of the industry is to obtain a law which is clear, but none of the pending bills is acceptable, he said.

Kilroe listed the proposed merger of production and exhibition rights, the provision for a 56-year copyright with the owner limited to 28 years in disposing of his rights, and the granting of copyright to interpretations as objections to the measures. He declared that no lucid explanation of the production-exhibition rights clause has been given, and that Supreme Court interpretation would be necessary before its extent could be determined.

He said that exhibitors might find themselves adversely affected by the provision, although it has been said they sought it. Kilroe said the producer would have to acquire the exhibition rights for the exhibitor, which would increase the cost of the picture, but this would not protect the theatre owner from the seating tax if he used any music other than that on films appearing on his screen.

Both Kilroe and Brylawski opposed adherence to the Berne Convention on the ground that if the pending amendments are adopted at the Brussels conference they will seriously impair the rights of American authors. Brylawski pointed out that the pending bills contain reservations designed to protect Americans and declared that we could not enter the Convention with reservations, and that if we did join the union no laws inconsistent with those of the Berne Convention could apply.

Discussing the Duffy Bill, he urged the extension to features of the protection to be granted newsreels against damages for the innocent inclusion in a current events scene of copyrighted material. Such material, although adding nothing to the feature, would subject it to charges of infringement, he pointed out.

The discovery of a possible new method of evasion makes necessary a change in the provisions exempting from royalty charges performances to which no admission is charged, he said. The provision was put into the Duffy Bill, and so written, at the suggestion of the industry, as to bar the showing of pictures, but it now becomes possible for the sound accompaniment to be used, he declared. He noted the "Hollywood Hotel" radio program where scenes are given from films, with the material taken from the film's sound track. The same device might be adopted elsewhere under the bill, he said.

Hess on Damage Clause

Gabriel L. Hess, M.P.P.D.A. general counsel, devoted himself to a discussion of the minimum damage clause and pirating. He criticized exhibitors for seeking elimination of the $250 minimum clause, declaring it offered them their best protection against dishonest competitors. He read a letter from Stanley D. Kane, secretary of Allied Theatre Owners of the Northwest, reporting the rejection of a membership application from a known bicycler. Kane, in his letter, declared that no "independent exhibitor organization can succeed while condoning or attempting to condone racketeering of this type."

"Except for minimum statutory damages," Hess said, "there are no practical remedies by which the distributors can protect themselves and honest exhibitors from pirated exhibitions. Minimum damages solve a problem for the courts by Congress taking legislative notice of the fact that compensatory damages will make infringers realize that the price of not licensing is not merely the license fee withheld, but a part of the cost of detection and procedure under copyright against non-licensing users," he declared.

Hess continued, "I earnestly ask that before any legislation amending our copyright law be favorably reported, the following be preserved:

"(1) The right to protect our licensed customers from unfair competition by permitting us to control the time, place, method and manner of exhibition of our pictures under our copyrights. This requires eliminating the word 'publicly' qualifying the exhibition right in the Duffy and Daly Bills and any requirement of admission charges, as applied under the Duffy Bill.

"(2) The preservation of minimum statutory damages to deter piracies, to insure mass licensing and to provide compensation for expense in disclosing and proceeding against infringers.

"(3) The preservation of the Townsend amendment of 1912 in the damage section, whereby damages are restricted to the infringing manufacturer or distributor."

Allied States submitted a brief asking amendment of the Duffy Bill to provide that all copyright assignments shall include the right to reproduce sound as well as action, so as to eliminate triple charges upon exhibitors for sound pictures. In all other respects the organization approves the Duffy Bill, and will not insist on its amendment if controversy is to result, it was said. "It merely means that the producer-distributor shall bargain for and obtain all necessary rights and embody them in a single license for a single charge," it was explained.

Allied also opposed any effort to maintain the minimum damage clause, alleging that it had been used as a club where purely innocent violations had occurred.

The hearings will close tomorrow with the final appearance of Nathan Burkan, Ascap attorney, who will discuss the legal situation.

DeMille Candidate

Hollywood, April 14.—Cecil B. DeMille evidently thinks that the bath tub vote is something.

He has announced his intention, according to the resourceful Paramount press department, of being a candidate on the Republican primary ballot as an uninstructed delegate.

'Ziegfeld' N. Y. Hit; $18,754 First Week

(*Continued from page* 1)

ceipts, the Astor has played to S.R.O., and standees every performance thereafter.

A midnight show on Saturday, which ended at 3:45 A.M. Sunday morning, brought a gross of $1,128 and was the first attempted by M-G-M with any attraction at the same theatre since "Grand Hotel." The advance sale is running at a heavy rate and all is smiles around the M-G-M office.

M-G-M is so enthused over early results of out-of-town engagements that it already has drawn the conclusion that roadshow business of pre-depression days is again in the cards with attractions that rate. Currently, the picture is playing two-a-day in Boston, Chicago, Detroit and Philadelphia and opens at the Carthay Circle, Hollywood; the Capitol, St. Petersburg, Fla.; Victory, Tampa; and Florida at Daytona tonight. Monday night saw premieres at the Paramount, Miami Beach and Grand at Orlando. Immediate future dates include the National, Washington, and His Majesty's, Montreal, April 19; Arcade, Jacksonville, April 22; Hanna, Cleveland and Nixon, Pittsburgh, April 26.

Admission Tax Bill Passes N. J. Assembly

TRENTON, April 14.—The theatre tax bill which has been debated in one form or another in the New Jersey Assembly for weeks was passed tonight by a vote of 31-25.

The measure calls for a tax of one cent on every 25 cents of theatre admission or fraction thereof.

The bill goes to the Senate tomorrow.

Court Refuses To Allow U.S. Case Changes

(*Continued from page* 1)

sponded by pointing out that their answers to the Government's complaint were due on Thursday and each said that an answer would be filed on that day. Rice's fears that further delays might be sought appeared to be allayed by these assurances.

The Government attorneys, it was said, expected that new defense motions might be made on Thursday in place of the filing of answers. The defendants, however, probably will set up the question of *res adjudicata* in their answers as a separate defense, Government attorneys believe. This question, involving points raised in the defendants' proposed appeal to the U. S. Supreme Court, might have to be decided before the actual taking of testimony in the trial in U. S. District Court here.

Russell Hardy, chief of Government counsel in the case, leaves today for Cape Girardeau, Mo., where he will argue the Government's motion on Friday to advance the time in which defendants must file papers in their Supreme Court appeal from May 4 to April 26. In its Missouri motion the Government alleges that the appeal is a move to delay trial of the new Federal action here and that, unless the appeal is advanced, it cannot be heard by the Supreme Court until next fall, in the meantime delaying trial in the district court here.

Rice, however, stated yesterday that he believed a postponement of the New York trial in the face of the pending Supreme Court appeal was entirely within the discretion of the local district court, even though the Government was to lose its Missouri motion to hasten hearing of the appeal. He said that any move to delay trial here until the Supreme Court appeal had been decided would be opposed by Government counsel.

Ford Motors Studies Plans for a Studio

(*Continued from page* 1)

authorized for such work. However, it is expected that plans will be completed soon and a definite announcement made.

Ford recently installed projection equipment in the Rotunda Bldg. at Dearborn which he brought from the World's Fair and uses for showing visitors to the plant how the cars are manufactured, instead of having them tour the various shops.

Mrs. Bartholomew in L.A.

LOS ANGELES, April 14.—Mrs. Lillian Mae Bartholomew has arrived here to contest for the custody of her son, Freddie.

"Mutiny" in Repeat

HOLLYWOOD, April 14.—"Mutiny on the Bounty" is playing a special return engagement at the Filmarte here.

"Yankee" to Roxy

A reissue of "A Connecticut Yankee" opens at the Roxy April 24.

Purely Personal

BETTE DAVIS, now en route to Hollywood, is chairman of the Hollywood Division of the Flood and Tornado Relief Fund of which Mayor LaGuardia is national chairman. Miss Davis received her appointment yesterday at the Jefferson Day luncheon at the Commodore.

•

Adolph Zukor, en route back from production conferences at the Paramount studio, is due here Friday. John E. Otterson and Russell Holman are remaining at the studio for several additional days.

•

Lewis Blumberg, Nate's 12-year-old, is out of the 5th Ave. Hospital and at home, recovering very quickly from his recent appendectomy. He actually had dinner with the family the other evening.

•

Major I. E. Lambert, who recently resigned as secretary and counsel of Keith-Albee-Orpheum, is now devoting his full time to Gov. Alf Landon's campaign bandwagon.

•

Major Albert L. Warner, Gradwell L. Sears and S. Charles Einfeld returned to New York yesterday from a short visit to the Warner studios.

•

Abe Schneider, Columbia treasurer, is on his way back from the coast by train after a three-week stay at the studio. He is due Saturday.

•

Maurice Hanline, story editor, Pickford-Lasky Prod., left for the coast yesterday on the Century.

•

Tom D. Cochrane, Paramount representative in the Orient, arrives today from San Francisco.

•

Jack Connolly and Ben Goetz are due in Tuesday on the *Ile de France*.

•

Nathan Burkan is due back in town on Friday from a business trip.

•

Jack Cohn is due from the coast about the middle of next week.

•

Phil Reisman is due next Tuesday on the *Ile de France*.

•

Harry Goetz left yesterday for the coast on the Sky Chief.

•

Ernest Schoedsack has gone to the coast.

Start of New Outfit Aim of Hoffman Trip

London, April 14.—M. H. Hoffman, who will arrive Friday on the *Paris*, will confer while here on the formation of a new American producing and distributing company which will exchange product with a large British organization, it is reported. British interests would participate in the financing of the new company.

Hoffman's negotiations also will cover the production by him of two or more pictures here for distribution on both sides of the Atlantic. He will be here for about four weeks.

Felix F. Feist Passes On After a Lingering Illness

(*Continued from page 1*)

daughter, Mrs. Myron Nast, and his grandchildren, Feist wanted to travel when he felt his period of service to Nicholas M. Schenck and M-G-M had run its course.

Yet, as he hoped, he also put the thought out of mind. Metro to him was an all-consuming something, a responsibility which he welcomed and for which he was determined to work without end. Feist always bent his personal inclinations to his high post. When his health began to fail Metro was waging its fight in Chicago and preparing to build theatres there. Feist embarked on trip after trip when he should have been nursing his health. After Al Lichtman joined the company and Metro's new sales policy, having been evolved, had to be sold to exhibitors up and down the land, Feist joined in that barnstorming tour when, again, he should have been under medical care.

Probably, he would have continued at what faster sacrifice now makes no difference had he not been dispatched to Hot Springs a few months ago, there to seek a way to recovery. It failed to help. From Hot Springs the losing trail led to Miami Beach, there to make Feist a house guest of Shanberg, his traveling companion.

Arthritis, the physicians said it was. And for arthritis, they treated him. Treatments of various sorts brought no encouraging response. The teeth maybe, thought the doctors. And so they began to extract his teeth, hunting for the root of the trouble. Then, only about two weeks ago the ailing man went into Mt. Sinai Hospital here in New York. "No visitors" was the order.

The condition grew worse. His children were hurried east from Hollywood by 'plane a few days ago. Feist's associates at Metro where he was held in an affection and in an esteem matured over the long 11 years he had been general sales manager there spoke in whispers and held their breath over the weekend; the end was that close. Hospital bulletins took on more ominous overtones yesterday and last night. "Condition unchanged," was one. "Very badly off, condition unchanged" was another. Finally came the word which brought Feist the relief he so ardently had wished for and which told his industry and his innumerable friends that one of its sweetest characters; one of its leading executives had traversed his earthly span.

Medical men, discussing such things dispassionately, agreed that against the ravages of cancer there was no stoppage and that the kindliest relief for Feist was the death that finally came to him during the night.

Twenty-nine years of and in this business, Felix F. Feist came from the advertising field to motion pictures in 1907 as advertising manager of the Kinemacolor Co. of America. In two years, he was elected president of Celebrated Players Film Corp. of Chicago where he remained until 1913. Then, opportunity turned up in the guise of the general managership as well as the secretaryship, of the Equitable Pictures Corp., later to be merged with World Film.

It was in 1920 that the Goldwyn Dist. Corp., in recognition of his rapid strides forward, made Feist a vice-president and its general sales manager. Two years later he joined Joseph M. Schenck, then an independent producer, as supervisor of distribution where he remained for five years. In 1925 he was appointed general sales manager of M-G-M, his last post.

Feist was inordinately proud of the company which employed him. He was proud of its record over the years; glad to work for the "General," as Nick Schenck's associates call him. He was a distributor, a thoroughly dyed-in-the-wool distributor, of course, and, as such, it was entirely natural that some exhibitors constantly thirsted for his scalp. And yet, presuming to talk at large for these theatremen, it must have followed that, differences or no as the seasons unfolded, they, of necessity, could not but respect the measure in which he executed his commitment to his company and to his business conscience.

When his wife died months ago, Feist felt the loss very keenly. The first shock over, the permanent shock remained. But Feist, wisely, took the only course that served, in measure, to propel his personal difficulties into the background. He immersed himself so thoroughly in work, went at it with such prodigious ferocity that his last year's trip overseas became a necessity which resisted further challenge. It would seem now that the benefits then gained either were fleeting or the malignance of his malady had advanced too far. The path, from that juncture, led steadily downward.

His worldly chapter is completed now, but in the minds of those who knew this man the warm glow of his friendship will not so soon be dimmed.

Weiss Finishes Serial

Hollywood, April 14.—Louis Weiss of Weiss Prod., Inc., has completed shooting "The Clutching Hand," 15-episode serial featuring Ruth Mix, William Farnum, Marion Shilling, Rex Lease and others.

To Hear Shearer Sound

Chicago, April 14.—Recent Douglas Shearer sound developments will be demonstrated at the spring meeting of the S. M. P. E. at the Edgewater Beach Hotel April 27-30.

Close Deal with G. B.

Variety Film Distributors, agents for Ponce Irmace of Rio de Janeiro, have received word from Rio that Irmace has signed a three-year contract with Gaumont British for distribution of the entire program in Brazil.

Missouri Tax Falls Off

Kansas City, April 14.—Sales tax collections by Missouri under the one per cent levy during February were $813,770, low due to cold weather.

Para. Figures $500,000 for Its "A" Films

(*Continued from page 1*)

but there will be no sacrifice of quality to economy. If, while in work, an 'A' picture promises to be worthy of further investment, funds will be provided in excess of the amount established."

In an informal discussion of current product he said that several "B's," particularly "Hands Across the Sea," had proven better investments than "A's." He also believed that with the additional expense of a couple of star names "Until We Meet Again" would be an "A" picture and that is one of the reasons why budgets for both "A's" and "B's" must be flexible.

It is understood that the complete program for the new season will not be announced before the convention.

Zukor left for the east last night. Holman is due to leave shortly.

B'way. Paramount Has Loss

A net loss of $166,536 was reported by Paramount Broadway Corp., Paramount subsidiary, after interest, amortization, depreciation charges and other deductions, for the period July 1 to Dec. 31, 1935.

Schaefer Holds U. A. Eastern Sales Meet

George Schaefer, vice-president and general sales manager of United Artists, yesterday at the home office held the third of his recent meetings with regional sales heads, when he met the eastern divisional and exchange managers. Future sales policies were discussed at the session. Schaefer recently met the western men at a Chicago meeting and the southern group at a conference in Atlanta.

At yesterday's meeting Schaefer met several of the sales heads for the first time. In attendance were: Harry Gold, assistant to Schaefer; Paul Lazarus, of the home office; Haskell Masters, Canadian division manager, who also supervises Boston and New Haven, and Jack Schaefer, eastern division manager. Exchange managers included: Moe Streimer, New York; Harry G. Bodkin, Philadelphia; Charles Krantz, Washington; John Dervin, Boston; Carlos E. Moore, Buffalo; Max Stahl, Cincinnati; A. M. Goodman, Cleveland; Bert Stern, Pittsburgh, and Lou Wechsler, New Haven.

A. T. & T. Probe Fate Put Up to President

Washington, April 14.—Whether the A. T. & T. probe now being conducted by the Federal Communications Commission is to be continued after July 1 when the present appropriation expires is up to President Roosevelt, it was stated here today.

The commissioners are said to be in favor of continuance, but they are nearing exhaustion of their first appropriation of $750,000 and must go to Congress for more money.

Hearings are to be resumed April 20.

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ALL UNIVERSA
SERIALS *for* 18 CHICA

These are the Serial Cha

● BUCK JONES

● ACE DRUMMOND

● JUNGLE JIM

● SECRET AGENT X-9

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UNIVERSAL'S "FLA

ATZ SIGN UP
S 1936-37
GO THEATRES!

ions they'll play:

orld's greatest action star in "THE PHANTOM RIDER",
een chapters of thrill-packed, dangerous adventure.

om the amazing King Features newspaper cartoon strip,
arring Capt. Eddie Rickenbacker in 13 smashing chapters.

other famous King Features newspaper cartoon strip
ad by millions; 12 chapters of roaring thrills and action!

ng Features syndicated cartoon strip—12 chapters
heroic adventures with undercover operators!

&K HOUSES

H GORDON"

THESE ARE THE THEATRES THEY'LL FEATURE THEM IN:

HARDING
VARSITY
MARYLAND
REGAL
NORSHORE
NORTOWN
BELMONT
GATEWAY
TERMINAL
SENATE
CENTRAL PARK
BERWYN
STATE
MANOR
LA GRANGE
CRYSTAL
COVENT
LAKESIDE

STEP OUT with UNIVERSAL!

Nine National Distributors To Join Talks

(Continued from page 1)

had been added to the committee and will attend in place of Griffith.

Jack Miller of Chicago, a member of the exhibitor committee, also arrived yesterday. O. C. Lam, Rome, Ga.; Lewen Pizor, Philadelphia, and Charles E. Williams, Omaha, the remaining members of the committee, are expected here today.

Indications are that the initial conference tomorrow will consist of general discussions of the objectives of the meeting and possible solutions for all trade practice problems which can be acted on at this time. Thereafter, individual subjects such as clearance and zoning, conciliation programs, exhibition contract revisions and others, may be assigned to committees for discussion and recommendation. Modifications of sales policy, including increased cancellation, abolition of the score charge, the forcing of shorts with features and other subjects may be taken up with distribution companies individually.

Before seeking solutions of such general industry problems as the negotiation of uniform clearance and zoning schedules; the establishment of local boards for the conciliation of trade grievances and regulation of exhibition practices, the conference is expected to receive representatives from all interested exhibitor groups.

Mrs. Glucksmann Dies

New Orleans, April 14.—Mrs. Minna Glucksmann, 80 years old, who for years supplied vaudeville and circus performers with costumes, is dead after an illness of two weeks. She is survived by Touro Glucksmann, a projectionist at the Orpheum, and Jacob Glucksmann, theatrical electrician in New York.

Clyde L. Marcroft Killed

Salt Lake City, April 14.—Clyde L. Marcroft, Warner salesman with headquarters at Billings, Mont., was fatally injured in an automobile smash. He was stationed here for 15 years prior to his Montana appointment a year and a half ago.

A. M. Beglinger Dead

Menasha, Wis., April 14.—Arthur M. Beglinger, 63, for 17 years an operator of Wisconsin theatres, is dead in St. Petersburg, Fla., where he was spending the winter.

Tom Mitchell Passes

Chicago, April 14.—Tom Mitchell, pioneer exhibitor, died last night of pneumonia after a short illness. Mitchell was once connected with the Swanson Circuit.

Laemmle Gets Plaque

Hollywood, April 14.—Carl Laemmle has been presented a large bas relief of John A. Sutter by the Fort Sutter Museum of Sacramento in recognition of the renewed interest in Sacramento's pioneer colonizer resulting from the countrywide showing of "Sutter's Gold." The plaque is the work of the Italian sculptor, Carlos Taliabue.

Reserve Ruling on Para. Fee Appeals

(Continued from page 1)

over the Paramount court proceedings, disallowed both petitions in their entirety. The two firms are appealing from that decision.

W. D. Whitney, of the Cravath office, made the appeals for both his firm and Kuhn, Loeb. He reviewed the work of the two in first organizing the principal creditors' committees and in advancing a plan of reorganization to such a point that it supplied more than the basis of the plan which was finally approved by the court and under which Paramount was reorganized. Judge Coxe has held that while these labors were valuable and should have qualified them for an allowance, a latter day change in the position of the two in the reorganization ultimately disqualified them. This was the naming of Kuhn, Loeb officers as defendants in suits for recovery brought in behalf of Paramount by the bankruptcy trustees. When the suits were filed Kuhn, Loeb concluded that for the good of the reorganization it should withdraw from active participation in the proceedings, which it did. Judge Coxe held that this withdrawal, in advance of the presentation of the plan to the court, disqualified Kuhn, Loeb and its attorneys as "reorganization managers," as which they would have been eligible for a fee. Although creditors' committees subsequently stated that the bankers and their attorneys were employed by them, Judge Coxe responded that the committees were without authority to retain them.

An appeal by the stockholders' protective committee from Judge Coxe's allowance at $10,000 of an application for $33,116 for Coverdale & Colpitts, accountants employed by the committee, was also heard yesterday. The appeals of Root, Clark, Buckner & Ballantine, counsel to the Paramount trustees, and Cook, Nathan & Lehman, attorneys for the stockholders' committee, were heard the preceding day. The Root, Clark firm applied for a total of $950,000 and was allowed a total of $450,000. The Cook firm asked $250,000 and was allowed $115,000.

Seven additional appellants whose petitions for fees were either reduced or disallowed by Judge Coxe will be heard by the Circuit Court some time next month.

Futter-Keene Suit Goes to U. S. Court

Los Angeles, April 14.—Walter Futter's suit for an injunction to prevent Tom Keene from working in independent pictures has been transferred from the Superior Court to U. S. District Court, and is now before Judge Leon Yankvitch.

Keene insists his contract cannot be for exclusive services, as it allows working in major productions. He contends, therefore, that he cannot be enjoined from seeking work.

A refusal by Judge Yankvitch to grant the injunction would upset a number of non-exclusive contracts, as these pacts have been standard.

Long-Termer to Wolfe

Hollywood, April 14.—Mannie Wolfe was today given a new long-term contract as Paramount story head.

Breaking Out

It came to light at the RKO sales convention in Chicago last year, at the dinner which climaxed the convention, Leon J. Bamberger and what apparently was his suppressed desire leapt right to the fore. As master of ceremonies, he displayed a comedy sense and feet that proved themselves very nimble.

"The guy must have wanted to be an actor," remarked a couple of topflight Radio executives.

Bamberger still does and, moreover, is doing something about it. He and his wife have the leads in a revue called "More Neighbors" which will be put on at the Community House of Temple Israel at New Rochelle April 18.

President's Talk Campaign Keynote

By BERTRAM F. LINZ

Washington, April 14.—"More employment and adequate pay" was seen today by political observers in Washington as the Democratic labor plank in the coming campaign platform.

Evaluating President Roosevelt's address at Baltimore last night, political soothsayers saw in his warning that unless industry acts the Government will give consideration to the question of hours and wages, a tacit promise that if he is re-elected Congress will be asked for such legislation at the next session.

Evidence of the President's intention to make a drive for increased employment is seen in the fact that at Baltimore he reiterated and enlarged upon the more closely veiled warning in his relief message to Congress delivered March 18, in which he said that industry must prepare to shoulder a greater share of the burden of caring for the unemployed either by providing expanding working opportunities or accepting heavier taxes.

It is not expected that Mr. Roosevelt will take any steps at this session to secure legislation fixing a maximum working week and a minimum wage, but such a measure will be held out to labor as an inducement to vote him another four years in the White House. No action which might be taken by industry to increase employment and wages would weaken such a plank since it is generally conceded that all the unemployed could not be absorbed. In view of this knowledge it is not expected that industry will immediately attempt to use additional labor beyond that called for by the usual summer upturn in activity.

Boost Scale for "Deeds"

Seattle, April 14. — Admission rates at Jensen-VonHerberg's Liberty have been boosted from a 25 cents top to 40 cents, exclusive of loges, for the current engagement of "Mr. Deeds Goes to Town." The theatre's usual dual-feature policy has been discarded for the present run, which is tentatively set for four weeks.

Hart on Stand All Day in U. A. Action

William S. Hart was on the witness stand for the entire day yesterday in connection with his $500,000 suit against United Artists. The case is being tried before Justice Phillip McCook in N. Y. Supreme Court. Under questioning by his counsel, Frederick Hemley of the firm of House, Grossman and Vorhaus, he told the court that his venture with U. A. cost him a loss of $30,000 personally and that the $302,000 which went into production of "Tumbleweeds" was a total failure as well.

He asserted that "Tumbleweeds" was booked at figures which spelled a definite loss and that this was done so that he would be forced out of producing and compelled to return to acting.

Hart testified that after the first picture had been released only two weeks U. A. recommended that he not go ahead with the second picture. However, he said five months later Joseph M. Schenck offered him $50,000 to go ahead with the second picture and $1,000 a week while it was in the course of production by which he would have received $58,000 from the second picture as against 30 per cent of the profits. This offer, he said he declined. He said he made an average of $120,000 per picture out of 27 pictures which were released through Famous Players. He will resume on the stand again this morning. Counsel indicated the trial would last the remainder of the week.

"Ecstacy" Is Held Up

"Ecstacy," the Hungarian film over which Samuel Cummins waged a court fight a year or more before getting it by the U. S. Customs, has encountered censor trouble. It is now being cut to meet the censors' objections and will be viewed again by the board.

Wall Street

Universal, Paramount Off on Board

	High	Low	Close	Net Change
Columbia, vtc	37¾	37⅜	37⅜	— ⅞
Consolidated	5⅝	5½	5½	— ⅛
Consolidated, pfd..	17⅜	17	17⅜	+ ⅛
Eastman	167	166	166	—1
Loew's, Inc.	46¾	45½	45¾	.....
Loew's, Inc., pfd.	107½	107½	107½	.....
Paramount	8⅝	8⅜	8⅜	— ⅛
Paramount 1 pfd..	67	67	67	—2⅞
Paramount 2 pfd..	9⅜	9	9	— ⅜
Pathe Film	10⅞	10¼	10½	+ ⅛
RKO	6⅞	6⅝	6⅝	— ⅛
20th Century-Fox.	27	26⅞	26⅞	— ⅜
20th Century, pfd.	34⅜	33½	33¾	— ⅝
Universal, pfd ...	101	100	100	—7½
Warner Bros.	11¼	10⅞	11	— ⅛

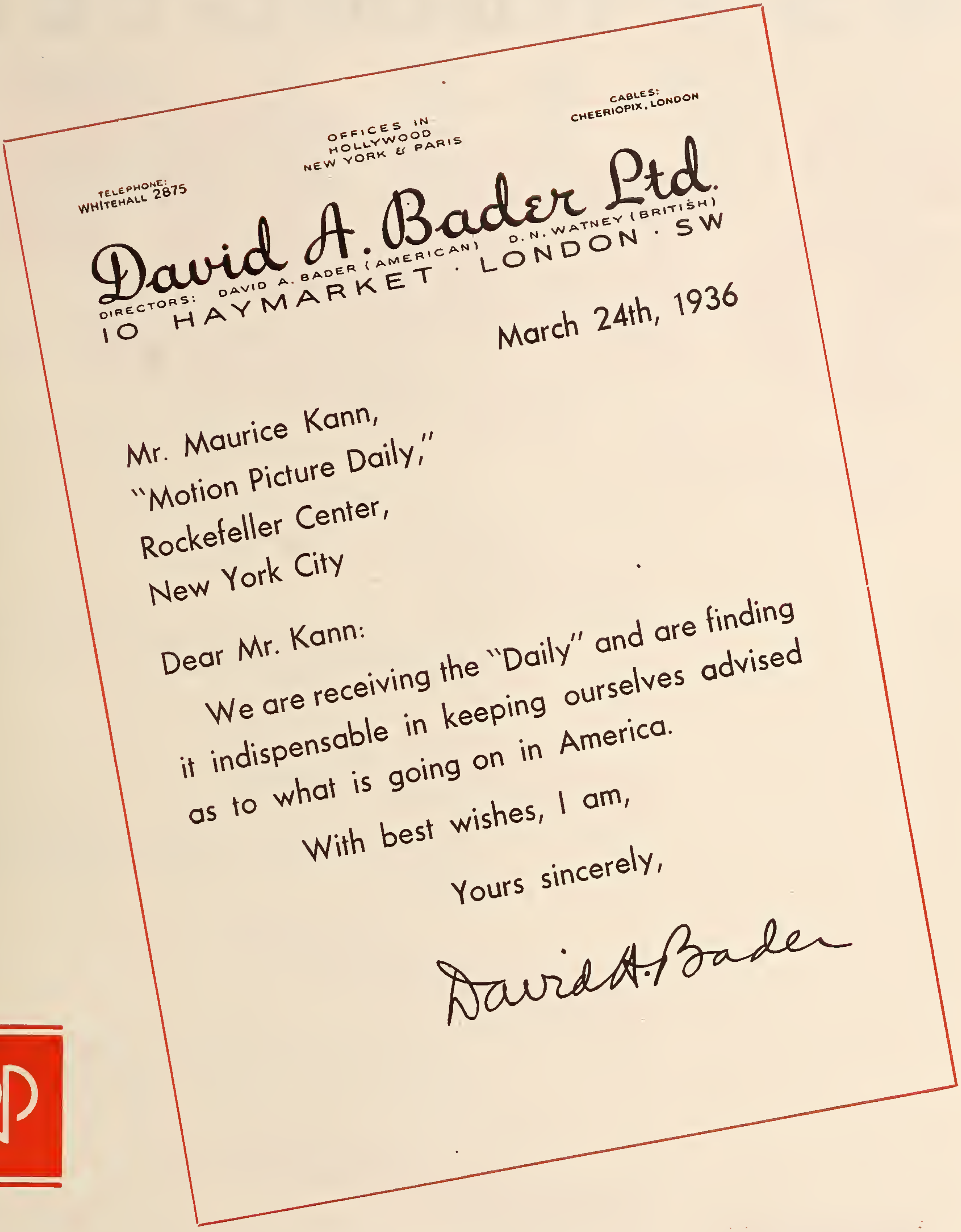
Curb Issues Decline

	High	Low	Close	Net Change
Sentry Safety	¾	⅝	⅝	— ⅛
Sonotone	3	2⅞	2⅞	— ⅛
Technicolor	30⅝	29¾	29¾	— ¾
Trans-Lux	3¾	3⅝	3⅝	— ¼

Bonds Mostly Off

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	26½	25	25	—1½
General Theatre Equip. 6s '40 ctf	26	25⅝	25⅝	— ⅜
Keith B. F. 6s '46	95	94¾	94¾	.....
Paramount B'way 3s '55	56	56	56	— ¼
Paramount Pict. 6s '55	87½	86½	87	+ ¼
Warner Bros. 6s '39 wd	96	95½	96	+ ½

(Quotations at close of April 14)



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We are receiving the "Daily" and are finding it indispensable in keeping ourselves advised as to what is going on in America.

With best wishes, I am,

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FRISCO . . . .
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"Surefire long run! Topping everything in town! Comments wonderful!"

BOSTON . . . .
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"Opened to capacity! Looks like record-breaking engagement! One of the greatest pictures of the year!"

KANSAS CITY . . .
(*Tower Theatre*)

"Already looks like 4-week run! Business 50 per cent over average against strongest competition in months!"

SPRINGFIELD, MASS. . . .
(*Bijou Theatre*)

"Opened with long lines waiting for hours! Long run a certainty! Exceeds by miles my fondest hopes and keenest expectations!"

Now watch New York! Where the news has spread like wildfire! Where the whole town's on edge to see the hit the whole country's raving about! Thursday—

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Thank you Mr. Showmen

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They're burning up the wires . . . setting extended runs everywhere . . . as new masterpiece of the one and only Capra tops his own It Happened One Night for raves . . . . *and business!*

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VOL. 39. NO. 90 NEW YORK, THURSDAY, APRIL 16, 1936 TEN CENTS

A T & T Gain $20,000,000 From Films

Gifford Tells Meeting Activity Profitable

The film activities of A. T. & T. have brought $20,000,000 to the company's stockholders thus far, declared Walter S. Gifford, president, yesterday, in reply to a question by a stockholder at the company's annual stockholders' meeting.

"Our investments in motion pictures have proved very profitable," said Gifford. "We still have $800,000 invested in picture productions."

Indulging in a lengthy discussion of the communications company's screen activity, Gifford said the company is in the film business only in a small way. Productions financed by A. T. & T. represent only nine-tenths of one per cent of the film industry's total, he declared. He specifically stated that the company has no desire to broaden its activity in the film field. Gifford's statements were in reply to questions concerning the affairs of the company which were brought up at the recent inquiry into the company in Washington. He pointed out that the company plans to withdraw completely from the financing of films, which it entered only to help out customers who had fallen into debt.

Preliminary figures cited by Gifford indicated that A. T. & T.'s net income for the year ended March 31 increased to $130,157,095, from $118,916,232 for the previous 12 months. The net is equal to $6.97 per share on the capital stock, compared to $6.37 the previous year. Total operating revenues rose from $88,995,867 to $97,725,732.

Para. Retains Lease On Brooklyn Theatre

Paramount retains a 20-year lease on the Brooklyn Paramount under provisions of the reorganization plan for Allied Owners, Inc., which holds title to the theatre. The house is now being operated for Paramount by Si Fabian, whose offer to take over the lease was held several months ago to be the best of several received by Allied Owners. All of these, apparently, were rejected in favor of the new agreement with Paramount.

The Allied Owners reorganization plan was consummated some time ago. Yesterday, Federal Judge Robert A. Inch in U. S. District Court at Brooklyn signed an order directing Percival Jackson, William Greve and Stephen Callaghan to turn over to the new company assets in their possession.

Unrestricted Cancelling Up to 10% Held Probable

Distributors Are Believed Willing to Offer Concession

Definite indications that distributors favor the elimination of all restrictions on the present 10 per cent cancellation right, one of the cardinal points sought by the M.P.T.O.A., are in evidence as representatives of all nine national distributors prepare to meet today with the M.P.T.O.A. master committee at the Cinema Club in what is regarded as the most important move for industry self-regulation since the practical enforcement in 1934 of the production and advertising codes.

In addition to the elimination of all restrictions on the present 10 per cent cancellation right, the M.P.T.O.A. committee is also prepared to ask an increase in the cancellation privilege to 20 per cent. Whether or not they will be successful on this point is problematical. Distributor opinion, unofficially, indicates that once an unqualified 10 per cent cancellation has been set up, efforts to increase the cancellation right will be vigorously opposed. Some exhibitors believe that a big victory can be chalked up for the M.P.T.O.A. committee if it succeeds in obtaining a compromise 15 per cent cancellation.

The organization of conciliation boards to hear and aid in the settle-

(*Continued on page 9*)

Pall of Felix Feist's Death Blankets World of Films

By RED KANN

A hush settled upon the industry in New York and throughout the United States when the news of Felix F. Feist's death became generally known yesterday.

It was reflected principally, of course, in the executive quarters of Loew's and M-G-M. There, his associates who had known for days that there was no escape from the illness, met the word of his passing in silence or in broken speech. Little, except the necessary routine, was done all through the day. "We are having trouble in concentrating," was how one executive put it.

For Feist, long with Metro and highest in the councils of its distributing arm, was held in profound business esteem as well as in genuine personal affection by his sidekicks. When Nicholas M. Schenck told MOTION PICTURE DAILY in a voice not always under control that Feist had been his pal as well as his business associate, he expressed the sentiment of the Loew and Metro organizations complete. That sentiment was expressed by many others within the ranks in their own

(*Continued on page 5*)

"Name Stands High"

Hollywood, April 15.—Will H. Hays on the passing of Felix Feist:

"In the history of the development of the selling of motion pictures, Felix Feist's name will always stand high. His services to his company and to the industry were greater than any brief word can summarize. He was as friendly of heart as he was quick of mind and all those of us who worked with him and knew him have lost a friend we will deeply miss."

Public Domain Clarification Aim of Majors

By BERTRAM F. LINZ

WASHINGTON, April 15.—Definite determination of the extent to which copyright applies to material taken from the public domain is asked of the U. S. Supreme Court in the brief in *amici curiae* filed in behalf of 17 producers seeking to intervene in the M-G-M appeal from a decision of the Second Circuit Court of Appeals holding that "Letty Lynton" plagiarized a play on the same theme by Edward Sheldon and Margaret Ayer Barnes.

The circuit court decision affirmed an opinion of the lower court holding the company liable for $21,000 dam-

(*Continued on page 9*)

Warners Now Evolving Seat Tax on Music

A seat music tax policy for theatres using Warner music is being evolved by the company and will be made known within the next few days, it was stated at the Warner offices yesterday.

Reports that the company would establish a seat tax ranging from one to four cents, scaled according to seating capacity, were ignored by Warner officials. Herman Starr, vice-president and in charge of the company's music operations, declined to affirm or deny the reports. Through a spokesman he said the policy would be announced in a few days.

Warners, originally, planned to col-

(*Continued on page 2*)

Majors Targets in New Missouri Suit

JEFFERSON CITY, April 15.—Attorney General Roy McKittrick of Missouri today in state Supreme Court filed suit against General Theatrical Enterprises, Inc., and Vitagraph, Inc., Warner companies, and Paramount and RKO, seeking to stop them from operating in Missouri.

The action was based on charges

(*Continued on page 2*)

Defendants Answer Government Today

Defendants' answers to the Government's complaint in its suit against Warners, Paramount, RKO and others are being filed in U. S. District Court here today and will follow closely the answers made in the original Government equity action in Federal Court at St. Louis.

The question of *res adjudicata*, in-

(*Continued on page 2*)

MOTION PICTURE DAILY
(Registered U. S. Patent Office)

Vol. 39 April 16, 1936 No. 90

MARTIN QUIGLEY
Editor-in-Chief and Publisher
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler.* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Keene Wins Freedom

LOS ANGELES, April 15.—Judge Leon Yankwich in Federal court today sustained the motion by Tom Keene to dismiss the injunction of Walter Futter against Keene's obtaining other employment. The ruling was held to dissolve Keene's contract with Futter. The actor has signed a contract for eight with E. B. Derr.

Aldrich, Langel Coming

HOLLYWOOD, April 15. — Richard Aldrich, eastern play department head at Columbia, left for New York tonight by plane. William C. Langel, eastern story chief, is scheduled to leave by train Saturday.

Jerry Mayer to M-G-M

HOLLYWOOD, April 15. — Jerry Mayer, a brother of L. B., today joined M-G-M as business executive of the John M. Stahl unit. He retired from the Mayer-Kempner agency for the new post.

G. B. Closes Loop Deal

CHICAGO, April 15.—By the terms of a deal just signed here all G. B. pictures go into the RKO Palace for Loop openings. "Rhodes" will start April 24.

Majors Targets in New Missouri Suit

(*Continued from page* 1)

that the companies allegedly formed a price-fixing pool as a move to help Warners gain control of three St. Louis theatres, the Ambassador, Missouri and New Grand Central.

In a second count in the action by McKittrick, he named the four companies as forming a pool with Fox Midwest, Universal, Twentieth Century-Fox, M-G-M, Columbia and United Artists to control the sale of films in Kansas City, Springfield and Joplin. McKittrick is considering the filing of injunction proceedings in circuit court here against the same four defendants to restrain them from acts to further the alleged conspiracy.

In the civil suit which followed the criminal action in St. Louis, attorneys for the defendant distributors from time to time stressed the fact that the points at issue had no bearing on interstate commerce and that Fanchon and Marco, if they felt aggrieved, had the Missouri state courts at their disposal for future legal actions.

Can't Serve W.B. Houses

ST. LOUIS, April 15. — Judge Joynt late today issued a temporary injunction restraining Warners, First National, Warner Circuit Management Corp., Paramount, Vitaphone, Vitagraph, RKO and General Theatrical Enterprises from supplying product for runs in the Orpheum and Shubert-Rialto, local Warner houses. April 30 was set as the date to hear the argument whether to make the injunction permanent. This is a companion action to the suit filed in Jefferson City earlier today.

Merle Oberon Sues

LOS ANGELES, April 15. — Merle Oberon today filed a $150,000 suit against Selznick International charging a contract breach. The complaint alleged she signed for the lead in a Florence Nightingale story, but later agreed to switch to "The Garden of Allah" from which, she alleges further, she was subsequently switched to "Dark Victory". It is asserted the delay interferes with other commitments.

Flash Previews

"The Harvester"—From the Gene Stratton Porter best seller, this production will rate well in practically all situations, particular in the small towns.

"Let's Sing Again"—Sol Lesser introduces his singing protege, Bobby Breen, in this human interest drama with a strong comedy contrast.

These pictures will be reviewed in a coming issue of MOTION PICTURE DAILY.

Bank Night Wins Case

CHARLOTTE, N. C., April 15.—Affiliated Enterprises, Inc., has won an infringement suit in U. S. District Court against G. G. Mitchell in a case involving Bank Night. Mitchell operates a competitive plan known as Jack Pot.

16 "Pirate" Runs

HOLLYWOOD, April 15.—Pioneer is lining up 16 day and date key runs on "Dancing Pirate" through Radio.

Fox Theatres Loss Is Put at $46,748

A net loss of $46,748 was reported yesterday by Fox Theatres Corp. for the last half of 1935, in a receiver's financial accounting filed with the U. S. District Court here by Milton C. Weisman.

A loss from consolidated operations of $320,910 for the receivership period from June 22, 1932, to Dec. 31, 1935, also was reported. The receiver estimated the company's assets at $9,711,086, which included a $15,000,000 claim against William Fox written down to $7,500,000, and cash of $780,217. Liabilities include $3,000,000 in claims against the company which have been allowed and $1,627,649 which represents a reserve for 20 per cent of the amount of disputed claims.

Of $24,285,033 of claims filed against the company, $2,949,103 have been allowed. Of an additional $9,259,474 of claims, $8,148,249 is in dispute.

Fox Theatres' original investment in Fox Metropolitan Playhouses, recently reorganized, is listed as having been realized at $150,000, or a book loss of $5,626,176. The company realized $6,640 on its investment in Fox New England Theatres, Inc., or a book loss of $2,267,884.

Warners Evolving Seat Tax on Music

(*Continued from page* 1)

lect no seat tax from theatres using their music, intending to have the full charge paid at the recording source, which would be by producer users of the music. Opposition from song writers who claimed that they would be deprived of the performing rights fees for their work under this policy is reported to have necessitated a change of plans. The Song Writers' Protective Ass'n. said yesterday, however, that it had lodged no formal protest with Warners for the latter's failure to levy a seat tax against theatres since the Warner music companies withdrew from Ascap, Jan. 1.

The Ascap tax rate ranges from 10 cents to 20 cents per seat, scaled according to seating capacity.

Take 2 Bronx Houses

Charles and Al Goldreyer have signed a lease for the University in the Bronx. The house was formerly owned by J. P. Ryan. The Goldreyer brothers have also taken over the Hub in the Bronx and will remodel, opening May 1.

RCA Has New Device

RCA Manufacturing Co. has developed a new high fidelity soundhead reproducer incorporating many improvements, and retaining the rotary stabilizer system of the first RCA high fidelity systems. Greater simplicity is claimed.

Max Schach Signs Donat

LONDON, April 15.—Max Schach has signed Robert Donat for two pictures, which will be produced for Capitol Prod. and released by General Film Distributors.

Craven Joins Warners

HOLLYWOOD, April 15. — Frank Craven was signed by Warners today to act as executive assistant to Bryan Foy, who is in charge of "B" output.

N. J. Senate Beats Tax on Admissions

TRENTON, April 15.—The State Senate tonight defeated by a close vote the amusement-luxury tax bill, which was passed by the Assembly last night. The Senate defeated the measure by a margin of four votes.

Opponents were disconcerted to find new Senate regulations barring them from the floor 30 minutes in advance of the session. This was designed to prevent attempts to influence members at their desks in advance of the session. The amusements levy exempted all admissions up to 10 cents. From 11 to 25 cents the tax was one cent. The rate beyond that was one cent in each succeeding 25-cent bracket or fraction, or roughly four per cent of receipts. Theatres could absorb the tax or increase admissions to cover it.

Following defeat of the bill tonight the Republicans caucused in an effort to incorporate amendments which would assure passage.

Defendants Answer Government Today

(*Continued from page* 1)

cluded in the earlier answer, is being set up as a separate defense in the answers being filed today, it was learned. The defendants, on this point, will contend that all of the charges in the suit at issue were covered in the trial of the criminal action at St. Louis which resulted in acquittal for the defendants, and will ask for dismissal of the new suit on that ground, among others.

One answer will be filed for Warners, Paramount, RKO and subsidiaries and individual defendants associated with them. A separate answer will be filed on behalf of George Schaefer, Sam Dembow and Ralph Kohn.

It is expected that the Government will move to have a trial date set shortly after the answers are in.

Studio Wage Talks Get Started Today

The producers' labor committee and heads of studio unions included in the five-year basic agreement will open their annual negotiation of wages and hours today at the offices of Pat Casey, studio labor contact.

Slight revisions of both hours and wages are expected to result from the confabs. The unions represented include I.A.T.S.E., electricians, carpenters, teamsters and musicians.

Hodkinson, Weeks Talk

Kenneth Hodkinson, head of the G. B. San Francisco branch, is in town for conferences with George W. Weeks, general sales manager, on conditions in his territory and also for the purpose of discussing distribution in the Hawaiian Islands.

Paul de Outo, Los Angeles branch manager, will come east in a few weeks to join Hodkinson and Weeks in discussing a deal with F. W. C.

Para. Films to Capitol

Two Paramount releases, "Big Brown Eyes" and "Till We Meet Again" have been booked into the Capitol. "Big Brown Eyes," a Walter Wanger production, will follow "Small Town Girl" at the house.

IT'S GOING TO HAPPEN HERE!

SINCLAIR LEWIS' most startling novel is going to make things happen—and happen fast—at your box-office. In the vivid words of *Variety Daily*, it's another "sweet box-office prospect" from **WARNER BROS.**

"I MARRIED A DOCTOR"

With the Stars of "Oil For the Lamps of China"

PAT O'BRIEN

JOSEPHINE HUTCHINSON

ROSS ALEXANDER • GUY KIBBEE

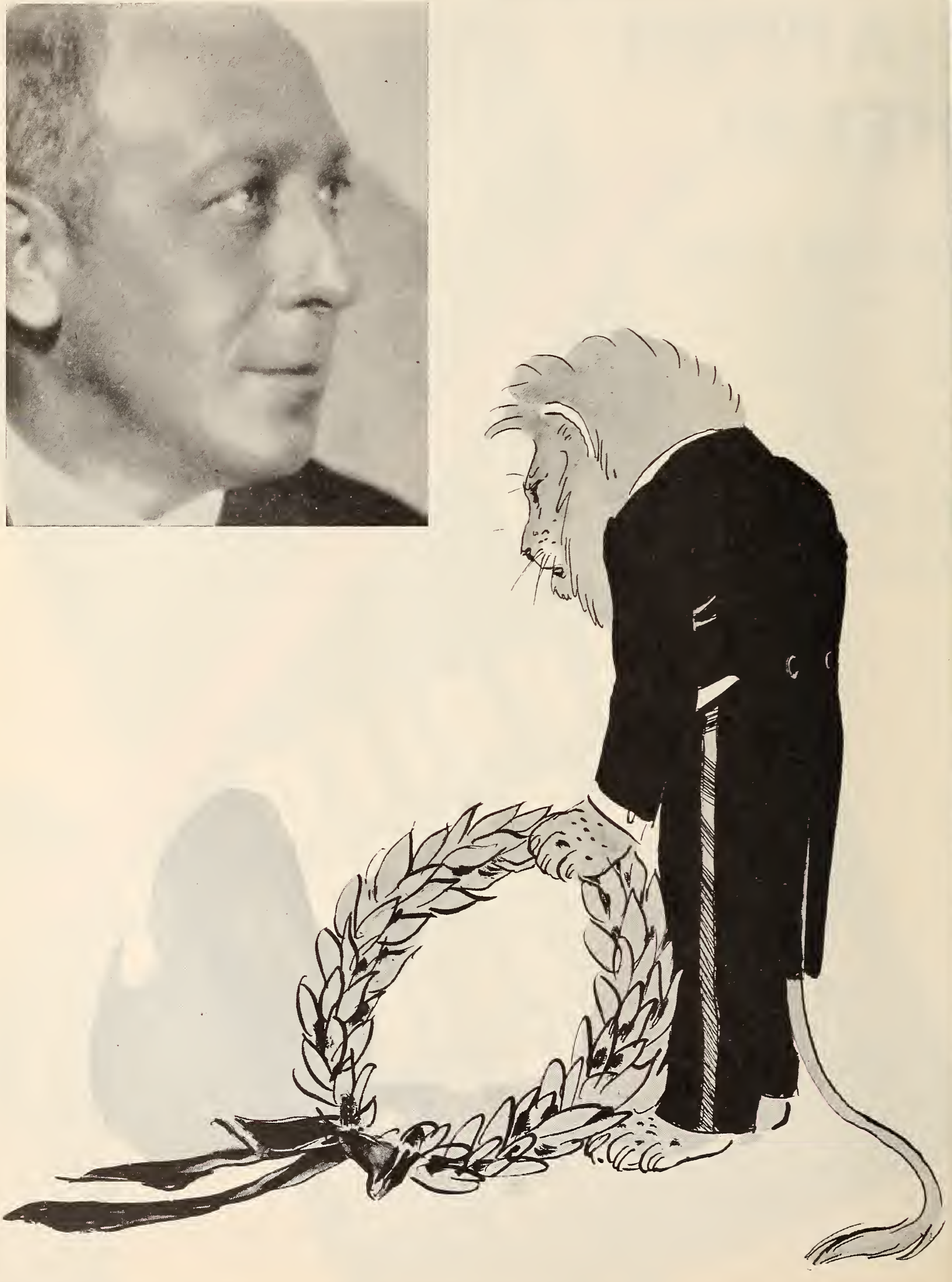
LOUISE FAZENDA

OLIN HOWLAND • MARGARET IRVING • ALMA LLOYD

GRACE STAFFORD • RAY MAYER

Directed by

ARCHIE MAYO



Feist's Death Settles Pall On Industry

(*Continued from page 1*)

way and that way was not always entirely coherent.

There was one executive, whose name it is the kindly act not to mention, who began to dictate a few words of tribute to Feist's memory over the telephone only to find his voice break; a silence on the line and finally his secretary, not so glib-tongued herself, finishing where her superior could not.

There was Sam Eckman who first heard the news from the London Bureau of THE DAILY to express, at the outset, his amazing disbelief that Feist was actually gone.

Many important figures in the industry learned the distressing news first when reporters for this publication matched the circulation of yesterday's edition with word passed along by telephone. The tributes then began to pour in. All through the morning they came in volume. And through the afternoon and into the early evening as well. It seemed as if the New York industry had, by unorganized effort, combined for an identical purpose.

Then Kansas City reported by telegraph how it felt. Cleveland followed and Boston. Then Pittsburgh, Chicago; Ed Schiller from Atlanta, E. V. Richards from New Orleans, Karl Hoblitzelle from Dallas. Barney Balaban in Chicago found himself peculiarly shy of words. Will Hays made a gracious gesture and Louis B. Mayer, Irving Thalberg, Eddie Mannix, Al Lichtman, Howard Dietz, Hunt Stromberg, Harry Rapf and innumerable others in and out of the Metro studios at Culver City.

Other men have died in this industry, but about Feist the impression last night seemed inescapable that the words of praise heaped around his character, his disposition and deportment, his record in the industry were warmer, more genuine and beyond the perfunctory phrases which are exchanged in matters of this kind.

By request of the immediate family of which Felix Feist, Jr. now becomes the head, no flowers are to be sent. What is left of Feist's father yesterday was carried to the Universal Funeral Chapel at 597 Lexington Ave. to remain there until the services are held at 10 o'clock Friday morning at Temple Emanu-El, 1 East 65th St. Dr. Samuel H. Goldenson will officiate at that time, but Dr. Jonah Wise, a personal friend of the deceased, will deliver the final eulogy. Feist will be laid to rest in the family plot at Woodlawn Cemetery alongside his wife who died some months ago.

Tribute Limitless to Felix Feist's Memory

Tribute to the memory of Felix F. Feist virtually deluged MOTION PICTURE DAILY *all of yesterday. They came from the far corners of the land and from London and included these:*

Sidney R. Kent, president, Twentieth Century-Fox: "I am deeply grieved to hear of the passing of Felix Feist whom I have known as a friend for many years. The industry has lost one of its most prominent executives and his fellow workers will miss his sympathetic friendship and kind consideration."

Leo Spitz, president, RKO: "The passing of Felix Feist will leave a great void in the hearts of his friends and in the industry generally. He will long be remembered as one of the most constructive forces in the industry."

David Bernstein, vice-president and treasurer of Loew's, Inc.: "We have lost one of our own. What else is there to say?"

Joseph M. Schenck, chairman of the board, Twentieth Century-Fox: "Felix Feist has been my intimate friend for more than 20 years and his death was a distinct shock to me. My sincerest sympathy goes out to his family and co-workers in their bereavement. An outstanding leader in our industry ever since he entered it in 1907, his passing will be deeply felt by the thousands scattered throughout the country who knew him as a friend."

J. Robert Rubin, vice-president, M-G-M:

"The death of Felix Feist is a tremendous shock. It is a loss not only to the organization with which he had been so long associated but to the industry itself. Those of us who worked with him had great respect for him as an executive and great affection for him as an associate. There are few men that one meets who were as efficient and had the lovable qualities as did Felix Feist. I valued him as a close, personal friend."

M. H. Aylesworth, chairman of board, RKO: "Felix Feist had the admiration of his associates both within M-G-M and the entire industry. His reputation and record for honesty were an inspiration for sales executives throughout the entire motion picture industry."

Major **Albert Warner**, vice-president of Warners: "The passing of Felix Feist is an irreparable loss. The whole industry mourn and miss him. As for me, he was one of my very closest friends. A man of real character, astute, courageous to the core, tireless in every task he undertook and also deeply generous and kindly—he was one of whom the entire film business could be, and was, proud."

Charles C. Moskowitz, in charge of the Loew metropolitan circuit: "I have lost one of my best friends."

Earle W. Hammons, president, Educational: "It was with a shock and a deep-sense of personal loss that I heard today the sad news of the passing of Felix Feist. I had known him for about 20 years, had watched his work, and had admired him both as a business leader and as a man. His death is a real blow to the picture industry and it leaves a place in the hearts of his friends which cannot be filled."

Leopold Friedman, general counsel of Loew's, Inc.: "I knew Felix Feist all my life and long before most of his associates here. I knew his father as well. I had gotten to know Felix and his qualities and to tell you simply that I shall miss him is to put it simply enough."

Ned E. Depinet, president, RKO Dist. Corp.: "The industry has suffered an irreparable loss through the passing of Felix Feist. His memory will long be treasured in the hearts of his legion of friends and associates as an inspiration to those who remain to carry on."

Spyros Skouras, president, National Theatres: "The finest human being I knew. He was a great and loyal friend. The industry will miss him. Nothing you might say could be too laudatory."

Joe Vogel, in charge out-of-town Loew theatres: "A fine executive and a genuine friend. I shall miss him."

George J. Schaefer, vice-president and general sales manager, United Artists: "The industry has suffered a great loss in the passing of Felix Feist. He was beloved . . . true to his trust, true to his friends . . . he was a grand man and his memory will live forever in the hearts of those who knew him."

Gradwell L. Sears, western sales manager, Warners: "In my opinion Felix Feist had more character than any man in the industry. I knew Felix for practically 20 years, and his passing is a tragic blow. The industry has lost a valuable man."

C. C. Pettijohn, general counsel, M.P.P.D.A.: "The death of Felix Feist is an industry loss. No one in the business had more friends and no man was more loyal to those friends than was Felix Feist. It seems as though the news of his passing has spread a shroud of gloom over everything this morning. At the prime of his career, it seems his name surely must have been called out of turn."

Clayton Bond, chief film buyer, Warner Theatres: "The distribution division of the industry has lost one of its most brilliant minds. I have lost a great friend."

Harry D. Buckley, vice-president, United Artists: "In the passing of Felix Feist the industry loses one of its great sales executives. A colorful personality, beloved by all who knew him, his death is a distinct loss to his legion of friends as well as to the business."

Abe Montague, general sales manager of Columbia: "Words are inadequate to express my personal loss in the passing of Felix Feist. Not only have I lost a true friend, but the industry has lost a man definitely recognized by us all as having stood for only the squarest and finest principles. Felix will truly be missed."

George Skouras, Skouras Theatres: "I don't know where to begin. Felix had my greatest admiration as an individual. He was a thoroughbred in every sense and a person who never could or would do another harm."

Joseph W. Bernhard, general manager, Warner Theatres: "I share the feelings of all of Felix Feist's close friends on this day of mourning for the industry."

Ed Kuykendall, M.P.T.O.A. president: "The entire industry is stunned by the loss of a man of proven ability. Felix Feist inspired the confidence of every person with whom he came in contact. His death is a distinct loss to every phase of the industry and I personally shall miss a very dear friend."

Harry Brandt, president of the I.T.O.A., speaking for himself and the organization: "The death of Felix Feist is a great loss to the entire industry. The business has lost not only a great friend but a constructive force."

Mark Ostrer, chairman of the board, G. B. Pictures, Ltd., by cable from London: "Deeply moved by the passing of my friend, Felix Feist. Have many pleasant recollections of his unfailing humor and business probity. American industry is the loser in his untimely death."

James R. Grainger, general sales manager, Universal: "I was extremely sorry to hear of the passing of Felix Feist. I knew him intimately for 20 years and he was a credit to himself and the film industry alike."

Jeffrey Bernerd, general manager of distribution, G. B. Pictures, Ltd.: "It is with deep and sincere regret that I learn of the passing of Felix Feist. A dynamic personality, imbued with a fine sense of humor, kindly, fair and human; these were only a few of his many fine attributes. His loss is indeed one that will be felt throughout the entire industry both in the United States and England."

Frank C. Walker, general manager, Comerford circuit: "Felix Feist was a fine citizen. I knew him since I entered the film business and was devoted to him. The industry sustained a great loss in his passing."

John D. Clark, general sales manager, Twentieth Century-Fox: "The passing of Felix Feist will leave a void in the executive ranks of our industry that will be difficult to fill.

(*Continued on page 6*)

"Associate, Pal"

"What can I say about the death of Felix F. Feist? He was not only my business associate, but my pal as well," Nicholas M. Schenck, president of Loew's, Inc., and M-G-M, said to *Motion Picture Daily* yesterday. "It is not only a loss to the industry, but to all the boys here and to me personally as well."

On Feist's Left and Right

Through the battles, thick and thin, three men flanked Felix F. Feist in his conduct of M-G-M sales over the years. What they had to say about his death yesterday follows:

***William F. Rodgers*, eastern sales manager: "I am not given to oratory. I have lost a fine business associate and a very, very good friend. Beyond that, I don't know what there is to say."**

***Tom J. Connors*, southern and Canadian sales manager: "He was one of the loveliest men I have ever known. Not only was he an associate, but a pal. Felix, Bill Rodgers, Eddie Saunders and I had had lunch regularly for the last 11 or 12 years. Our company not only has lost a grand leader, but the industry as well. He was one of the squarest men that ever lived."**

***E. M. Saunders*, western sales manager: "In the passing of Felix Feist not only the industry but the world has lost a real man and we of M-G-M have lost a pal He leaves a vacancy in our hearts which can never be filled."**

Feist's Death Settles Pall On Industry

(*Continued from page* 5)

His untiring efforts, his enthusiasm for his company and his keen competitive spirit made him a great leader and gained for him a legion of friends who will sincerely miss him."

Jules Levy, vice-president and general sales manager, RKO: "Felix Feist represented all that is best and highest and most worthwhile in his field of endeavor, and his passing will be deeply mourned, not alone by his large circle of friends, but also by all of those with whom he came in contact."

Neil F. Agnew, Paramount vice-president in charge of distribution: "In the death of Felix Feist the industry has lost one of its most able leaders and one of its finest men. Every organization in the industry joins with Metro in mourning his passing."

Louis Nizer, well-known attorney and intimate of Feist's: "Felix Feist loved life so, it is doubly tragic that he should leave it so soon. His zest and enthusiasm for everything he did was infectious and gave lift to everyone around him."

Sam Dembow, National Screen Service, Inc.: "There seems little to say. I had known Felix for 22 or 23 years and together we were once associated in World Film. The industry is shorn of one of its leaders."

Si Seadler, advertising manager of M-G-M: "May I with the greatest humility speak for so many of his friends who are absent from these pages. He was deeply loved by all of us."

J. J. Unger, eastern division sales manager, Paramount: "I mourn the passing of Felix Feist. He was a friend of mine for 15 years. The industry, too, loses a great leader and one of its ablest distributors, one who was held in highest esteem by all."

M. B. Shanberg, former Kansas City exhibitor who traveled abroad with Feist last summer and at whose home in Miami Beach Feist had lived prior to his final stay at Mt. Sinai Hospital: "We knew each other very intimately. By first hand appraisal of Felix Feist and his attributes of character I learned to respect and admire his abilities and the full measure of his friendship."

Gabriel L. Hess, general attorney, Hays association: "I believe that Felix Feist was one of the most constructive forces for advancement and development in the industry. His loss seems to me irreplaceable. I am deeply grieved that the industry will be deprived of so winning and forceful a personality."

Arthur A. Lee, vice-president and general manager, G. B. of America: "The industry has lost one of its finest representatives. Felix Feist, whose genial personality was known on two continents, stood foremost as a business executive, a man of integrity and unfailing optimism."

A. W. Smith, Jr., eastern and southern sales manager, Warners: "In the passing of Felix Feist, a great industry loses one of its most prominent figures. He was more than a brilliant distribution executive and a real leader; he was a pioneer who initiated and successfully fought for many important changes in the industry."

W. Ray Johnston, president, Republic: "I was distinctly shocked to hear of Feist's death. I had had no idea that he was seriously ill. I have always admired his ability and his personality. His death is an industry loss."

William R. Ferguson, director of exploitation for M-G-M: "Felix Feist was always doing something to help others first, before giving a thought to himself, in work or otherwise. His death is a great loss not only to M-G-M but to the entire industry."

Studio Lauds Feist's Memory

Hollywood, April 15.—The death of Felix F. Feist plunged leading M-G-M studio executives into sorrow.

Louis B. Mayer said: "To have known Felix Feist as a friend was a truly inspiring privilege for which I am deeply grateful. As individuals, we have lost a great friend. As an industry, motion pictures have lost a great leader."

Irving G. Thalberg: "Few men achieved with the brief span of lifetime the sincere affection inspired by Felix Feist. Words alone cannot express the personal loss in the passing of so dear a friend."

Harry Rapf, associate producer: "Only a man of Felix Feist's great, human qualities could earn the devotion of a world of friends who mourn him today."

Hunt Stromberg, associate producer: "Felix Feist was a friend always to every man, woman and child he ever knew. His passing is a deep, personal loss to me."

Al Lichtman, here from New York on the new program: "If it can be said of a man that he left the world a better place for having been a part of it, then he has not lived in vain. Such a man was Felix Feist who has left with his friends beautiful memories to treasure always."

Howard Dietz, director of publicity, advertising and exploitation: "There is little for publication that one can say at the loss of a great friend. As long as I live I will think of him with complete affection."

Eddie Mannix, studio general manager: "To have been loved by so many people as was my friend, Felix Feist, is the greatest tribute any man can hope to leave behind him."

Fred Quimby, short subject sales manager here from New York: "If affection can be measured, a monument of friendship will forever stand in loving memory of Felix Feist whose unfailing devotion I will always treasure."

Charles Skouras, vice-president, National Theatres: "He was one of my best friends and one of the finest men to do business with. We were very close and news of his death fills me with sadness."

Chicago Film Row Dazed

Chicago, April 15.—The film fraternity was stunned by the death of Felix F. Feist. Partial comment:

Barney Balaban of B. & K.: "In the passing of Felix Feist the industry has lost one of its ablest and most respected men and every theatreman in it a friend. I am too shocked to say more."

Clyde Eckhardt, branch manager, Twentieth Century-Fox: "Felix Feist contributed much to this industry. In his passing we have suffered a great loss, for, in character and in personality, he was beloved by all."

Boston Joins Procession

Boston, April 15.—Boston film leaders united in expressions of sorrow over Felix F. Feist's passing.

William Erbb, Paramount district manager, said: "Feist's death is a great shock. It will be difficult to replace him."

Martin Mullin of Mullin and Pinanski: "We valued him highly as a friend as well as a man with whom we did business. Everyone in the M. & P. organization mourns his death."

Kansas City Mourns

Kansas City, April 15.—Comment to Motion Picture Daily on the death in New York of Felix F. Feist, included these expressions:

Ed Dubinsky of Dubinsky Bros.: "I am terribly shocked that the human dynamo, brilliant mind and one of the industry's finest influences that was Felix Feist should be gone."

R. R. Biechele, exhibitor and secretary of the K.M.T.A.: "Felix Feist was the best type of man and mind in the industry to which his death is a great loss."

Cleveland Expresses Sorrow

Cleveland, April 15.—The local industry paused in its tracks today to express its sorrow at the death of Felix F. Feist. Some of the comment gathered by Motion Picture Daily follows:

Harry E. Long, Loew division manager: "Few men in this industry were as greatly beloved as Feist. He was a noble character who had a thorough understanding of everyone's problems. His death is a terrible blow not only to Metro, but to the entire industry."

Nat Holt, RKO division manager: "Metro and the entire industry have suffered a great loss in the passing of Feist."

Washington Circles Grieved

Washington, April 15.—Film circles were plunged into mourning today when apprised of the death of Felix F. Feist by Motion Picture Daily. Those in theatres as well as in exchanges who knew him personally or by reputation were unanimous in declarations that the industry had lost an outstanding man.

John J. Payette, Warner zone manager: "He was one of my closest friends. The industry has lost a great man."

Robert Smeltzer, district manager for Warner: "He was my preceptor in business. I considered him my dearest friend and one of the finest characters in the industry."

Cincinnati Men Affected

Cincinnati, April 15.—Industry leaders here received news of the death of Felix Feist with considerable emotion.

Ike Libson, division manager for RKO Midwest: "I had known Feist many years. He represented the highest possible type of manhood, personally and professionally. I am most deeply pained by his passing."

Arthur W. Frudenfeld, managing director of RKO Midwest: "Feist was a wonderful gentleman, highly capable executive, and was an ideal man."

Pittsburgh Men Shocked

Pittsburgh, April 15.—News of Felix F. Feist's death came as a shock to industry figures in this city.

John J. Maloney, M-G-M branch manager: "Feist was one of the finest men I have ever known, and his death is an irreparable loss."

M. J. Cullen, managing director of Loew's Penn: "This business will never have another man like Feli Feist."

John H. Harris: "One of the fairest, friendliest and finest men I've ever met in my life."

Harry Kalmine, zone manager for Warners: "He was a man to respect in business, to cherish as a friend, and to follow as a man."

"Uncover for Taps to Felix"

New Orleans, April 15.—E. V. Richards, Jr., of Saenger Theatres, and himself a veteran in the industry, said:

"With the passing of Felix Feist the industry loses another genial character and his multitude of friends will long remember his charitable and lovable disposition.

"We old timers uncover for taps to Felix."

Eckman Stunned by News

London, April 15.—Sam Eckman, Jr., managing director for M-G-M in Great Britain was shocked at the news of Felix F. Feist's death which he first learned from Motion Picture Daily.

"The news of the passing of my friend, Felix, leaves me inexpressibly shocked. For 15 years we were the closest of friends as well as business associates. This friendship, founded on the recognition of his sterling character, loyal support and dauntless spirit, will remain one of my most cherished memories. The company has lost a great leader and the industry a gentleman of matchless integrity. The British company is deeply grieved and joins with its associates throughout the world in expressing its deep sorrow."

Schiller Finds Words Fail

Atlanta, April 15.—E. A. Schiller, former vice-president in charge of Loew theatre operations: "There are no words that will adequately express my real feelings on the passing of Felix Feist, who was one of the finest men it was my privilege to call friend. He was a splendid executive, loyal to his company and exhibitor alike. The industry has lost a dominant personality. He will be greatly missed."

Hoblitzelle Is Shocked

Dallas, April 15.—Karl Hoblitzelle was deeply affected today upon receiving news of Felix F. Feist's passing. He said: "The death of Felix Feist will be regretted universally in the industry. His kindly, cooperative spirit will long be remembered and appreciated."

Yamins Praises Fairness

Fall River, April 15.—When informed of the death of Felix F. Feist today Nathan Yamins, Allied president, said: "The passing of Felix Feist is a shock to everyone in the industry. Though loyal to the company by which he was employed, he, nevertheless, was fair and friendly to all exhibitors. We all regret his untimely death."

"The Squarest Shooter"

Detroit, April 15.—George W. Trendle, president, United Detroit Theatres, today described the late Felix Feist as "the squarest shooter in the industry and a life-long friend."

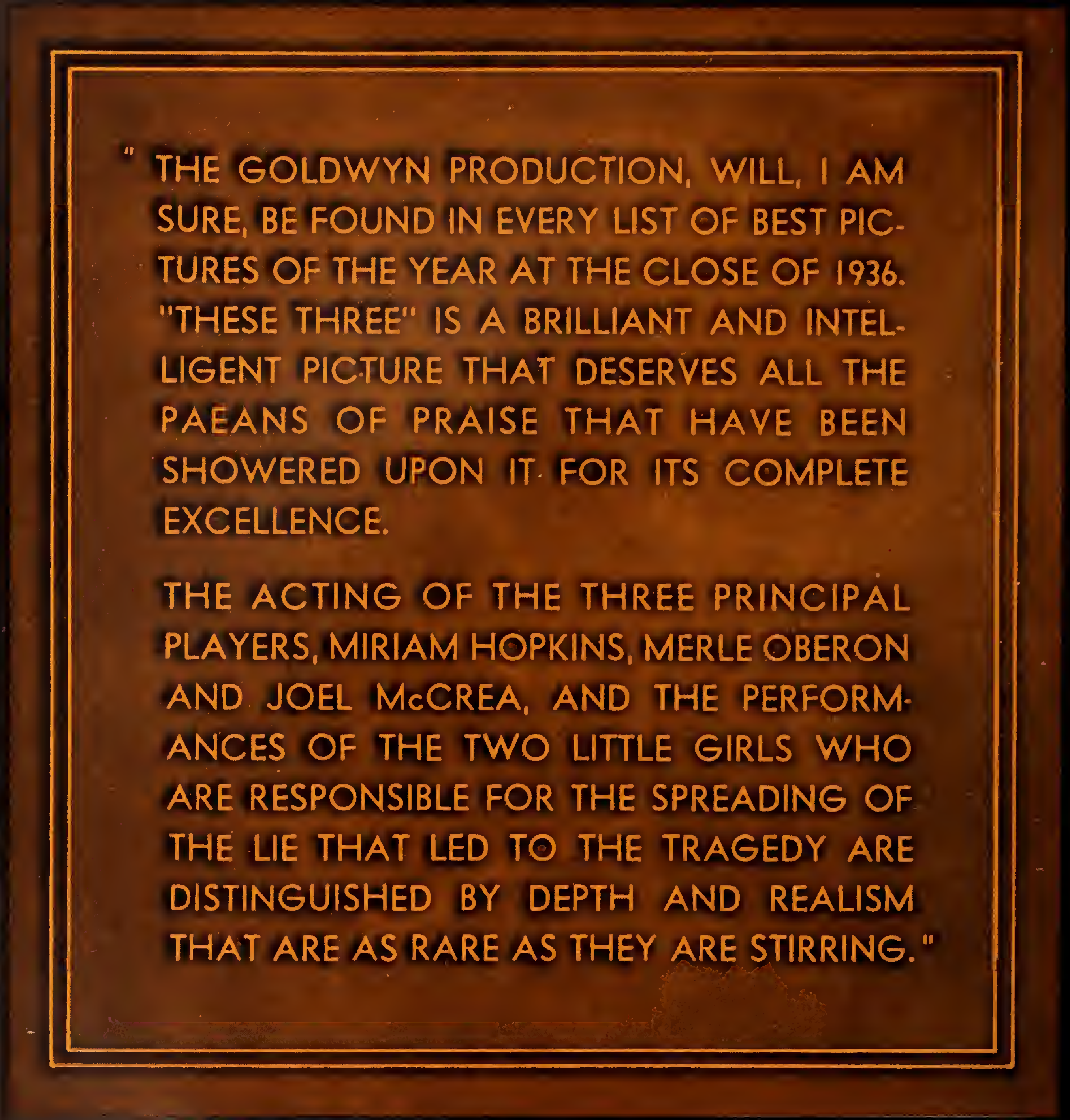
"GOLDWYN'S FILM ALONE CAN CLAIM DISTINCTION

OF THE THIRTY OR MORE ODD PICTURES SEEN DURING THE MONTH THE ONLY ONE THAT HAD ANY REAL CLAIM TO DISTINCTION—AND IT IS WELL WORTH REMEMBERING THAT IT IS ONE OF THE REALLY DISTINGUISHED FILMS OF RECENT YEARS — IS "THESE THREE," SAMUEL GOLDWYN'S PRODUCTION. A SECOND VISIT RECENTLY TO THE RIVOLI CONFIRMED ANEW THE FIRST IMPRESSION AT THE TIME OF THE PREMIERE — THAT HERE IS A GENUINELY DISTINGUISHED PHOTOPLAY, ONE THAT IS A VAST CREDIT TO EVERYONE CONCERNED WITH ITS PRODUCTION.

NO NEED, OF COURSE, TO RELATE AGAIN THE STORY OF THE HAVOC THAT A MALICIOUS LIE, PERPETRATED BY A FIENDISH LITTLE BRAT, CAUSES IN THE LIVES OF THREE INNOCENT PEOPLE, BUT EVERY REASON TO REMIND YOU AGAIN THAT IF YOU MISS THIS EXCELLENTLY WRITTEN, SKILLFULLY DIRECTED AND SUPERBLY ACTED FILM YOU WILL BE CHEATING YOURSELF OF A RARE EXPERIENCE IN THE CINEMA."

A rare and original medallion of praise by William Boehnel

N. Y. World-Telegram



" THE GOLDWYN PRODUCTION, WILL, I AM SURE, BE FOUND IN EVERY LIST OF BEST PICTURES OF THE YEAR AT THE CLOSE OF 1936. "THESE THREE" IS A BRILLIANT AND INTELLIGENT PICTURE THAT DESERVES ALL THE PAEANS OF PRAISE THAT HAVE BEEN SHOWERED UPON IT FOR ITS COMPLETE EXCELLENCE.

THE ACTING OF THE THREE PRINCIPAL PLAYERS, MIRIAM HOPKINS, MERLE OBERON AND JOEL McCREA, AND THE PERFORMANCES OF THE TWO LITTLE GIRLS WHO ARE RESPONSIBLE FOR THE SPREADING OF THE LIE THAT LED TO THE TRAGEDY ARE DISTINGUISHED BY DEPTH AND REALISM THAT ARE AS RARE AS THEY ARE STIRRING."

Here is a tribute by Kate Cameron of N. Y. Daily News to Samuel Goldwyn's "These Three" so glowing, so outstanding that it merits casting in permanent bronze.

No wonder "These Three" is now in its FIFTH record breaking Week on Broadway

Released thru **UNITED ARTISTS**

Public Domain Clarification Aim of Majors

(*Continued from page 1*)

ages plus attorney's fees for 84 showings of the picture.

The case now pending, the court was told, "is of major importance to producers and distributors of pictures" and if the decision stands "it will impose a very heavy burden" upon industry.

"We are particularly concerned in the interpretation of the law as it applies to the public domain," it was explained. "If this source of material is restricted or its free use rendered hazardous or doubtful, the effect upon the industry will, indeed, be very serious. The law as it affects the rights of prior and subsequent adaptors of a public domain work is of immediate importance to them as producers of motion pictures."

The intervening companies explained that there is a "growing demand for pictures based upon material in the public domain. Such pictures are more expensive than the usual run of films, seldom running under $500,000."

At the same time, it was pointed out, "practically all public domain works on which such photoplays are based have been previously dramatized by well known writers, generally by several prior dramatists, and these prior protected stage versions are known to the modern dramatists of stage and screen.

"In undertaking such adaptation and its required production investment," the brief continued, "some definite degree of certainty as to the scope of the copyright protection to be accorded prior adaptors is necessary. Obviously, one would hesitate to readapt literary material long in the public domain if by so doing he would run the risk of a suit for plagiarism, and obviously, also, one who undertakes the work of readapting public domain is presumably acquainted not only with the source material, but with the work of earlier adaptors."

"If companies are to produce motion pictures based upon the classics, they must be adapted and presented with a natural, logical and customary form of adaptation and must in many cases be modernized as well," the court was told. "In adapting old works, similarities are bound to appear, and if the first adaptor is to preempt the field for future adaptors in matters that are not wholly new or original with the first adaptor, this court should say so authoritatively, so that future adaptors and producers of motion pictures will be forewarned."

The plaintiffs in the original action against M-G-M have until April 24 to file their answer to the request by M-G-M for a review of the Circuit Court of Appeals decision. It is expected that the Supreme Court will hand down its decision on a review of the case on April 27. If the review is granted, the case will go on the regular calendar.

Display Is Permanent

New showrooms of National Screen Accessories, Inc., recently opened on the tenth floor of the Film Center Bldg. are to be the permanent display rooms of the company.

Unrestricted Cancellations To 10% Likely

(*Continued from page 1*)

ment of local industry grievances and the establishment of means for openly negotiating uniform clearance and zoning schedules is expected to be well advanced as a result of the exhibitor-distributor conferences. Prospects for elimination of the score charge and effective means of eliminating the forcing of shorts with features do not appear to be too bright on the eve of the meetings. Subjects such as these, together with simplification of the exhibition contract, probably will have to be ironed out by the exhibitor committee or sub-committees with individual distribution companies.

Representing the M.P.T.O.A. at today's conference will be Ed Kuykendall, president; O. C. Lam, Lewen Pizor, Fred Wehrenberg, Charles E. Williams and Jack Miller. Two other members of the exhibitor committee, Morgan Walsh and L. C. Griffith, who are ill at this time, may appear for later conferences at which final agreements will be made. The present session may be adjourned tomorrow and reconvened when definite plans are settled upon. Today's session will probably be given over to the enumeration of problems facing the meeting and designation of those that can properly be acted upon by the two groups.

Distributor representation will include Abe Montague, Columbia; William F. Rodgers, M-G-M; Neil Agnew, Paramount; W. Ray Johnston, Republic; Ned Depinet, RKO Radio; John D. Clark, Twentieth Century-Fox; Paul Lazarus, United Artists, and Gradwell L. Sears, Warners.

Cobb Lauds Rogers And Drive for Fund

Irvin S. Cobb pays a high tribute to Will Rogers' work in behalf of those in need during the later years of his life in a letter addressed to the committee handling the Will Rogers Memorial Hospital Fund Drive to be conducted in film theatres from May 22 to May 28.

"All the world knew Will Rogers as a friend and loved him as a friend," he wrote, "but some of us were privileged during those latter, fruitful, happy, laughing years of his to have more intimate contact with him than the rest did; and we know how much of self sacrifice, talent, energy and cash he gave to aiding the needy and the poor and the unfortunate of his profession."

"Fleet" Heads List Of Herald Champions

"Follow the Fleet" heads the *Motion Picture Herald's* list of March "box-office champions."

Others, in the order named, are: "The Country Doctor," "Wife vs. Secretary," "Modern Times," "The Story of Louis Pasteur," "Klondike Annie," "The Trail of the Lonesome Pine," "Love on a Bet" and "Colleen."

Author, Not Star

"Ace Drummond," one of Universal's four serials for 1936-37, is based on the King Feature Syndicate newspaper cartoon strip by Capt. Eddie Rickenbacker, but will not star the aviation ace, as advertised by the company yesterday in *Motion Picture Daily*.

The error occurred in the preparation of copy in the Universal advertising department.

Statistics Feature Hart vs. U.A. Suit

Statistics formed the testimony all day yesterday in the $500,000 conspiracy and breach of contract suit of William S. Hart against United Artists on trial before Justice Philip J. McCook in N. Y. Supreme Court.

G. H. Frost, an accountant from Los Angeles, presented records to support Hart's claim that United Artists had charged him for 165 more prints than were ordered on "Tumbleweeds."

Frost was followed on the stand by Alfred Hines, who was with United Artists in 1925. He presented statistics in connection with various U. A. releases designed to show how the probabilities of business were estimated. Under cross-examination Hines said the statistics at that time indicated that "Tumbleweeds" would be a flop. He will return to the stand again today.

Ampa's Nominations Are Up Again Today

Ampa's weekly meeting today at the Astor will be another business session open only to members who seek to thresh out the tangle over a slate of nominees and the proposal to enlarge the board of directors.

Some of the men nominated last week in addition to the regular nominating committee's report are understood to have withdrawn their names. In the meantime, the regular committee, which sought to resign last week, has resumed work and will again present a full slate today, it is reported.

New Film Emulsion Tests Are Revealed

Production of positives without first having made a negative is one of the aims of a series of experiments being carried on by the Photo Emulsion Laboratory headed by Dr. Miller Reese Hutchinson, a former Edison associate.

Hutchinson says the invention was an accident. Blacks appeared where whites were expected on a film; prints were blacker with the least exposure to light. Positives can be printed from positives and negatives from negatives, he says.

Opens New Conn. House

New Haven, April 15.—Nathan Lampert will open his new theatre in East Hampton tomorrow. It will operate five days a week until July 1, then go on a full week schedule. Construction has started on Lampert's new 300-seat house at Modus.

U. S. Review Asked On Washington Tax

Washington, April 15.—Rejection of the petition of Washington state authorities for review of the decision of the state Supreme Court holding film distribution to be intrastate commerce was asked of the U. S. Supreme Court yesterday in a brief filed by the eight major distributors, all of whom are parties to the suit.

The case arose with the refusal of the distributors to pay the state income tax, and came to Washington on appeal after the state Supreme Court had rendered a decision in favor of the group.

In their brief in opposition to Supreme Court review, the companies contend that the states are without power directly to burden interstate commerce and declare that distributors furnishing films to Washington exhibitors from outside the state are not engaged in intrastate business, although it is admitted that the exhibition of films is a local business.

"The sole function of the distributor," it was explained, "is to supply the films. This function is completed when the pictures are delivered to the exhibitor by transportation from without the state.

"The petitioners maintain that the films having come to rest within the state lose their interstate character. Our answer is that the distributors pay a personal property tax on the films."

Meeting the state's contention that payment of the property tax is inconsistent with the claim of immunity from the income tax, companies asserted there is no inconsistency, but that the payment of the property tax is merely in accordance with a law which they consider appropriately covers them.

Schine Eyes Akron

Akron, April 15.—It is rumored that Schine is preparing plans to build a new house here on West Market St.

Wall Street

Most Up on Big Board

	High	Low	Close	Net Change
Columbia, vtc	37¾	37¾	37¾	+ ⅜
Consolidated	5⅜	5¼	5¼	— ¼
Consolidated, pfd.	17¼	17	17	— ⅜
Eastman	165½	165	165	—1
K.-A.-O., pfd.	90	90	90	—1
Loew's, Inc.	46¼	45⅝	45⅝	— ⅛
Paramount	8½	8¼	8⅜	.....
Paramount 2 pfd..	9½	9¼	9⅜	+ ¾
Pathe Film	11¼	10⅝	11	+ ½
RKO	6¾	6⅝	6⅝	.....
20th Century-Fox.	27¼	26½	27¼	+ ⅜
20th Century, pfd.	35¼	33⅝	34¼	+ ½
Universal, pfd ...	100¼	100¼	100¼	+ ¼
Warner Bros.	11⅛	10⅞	11	.....

Curb Issues Up Slightly

	High	Low	Close	Net Change
Sonotone	3	2⅞	3	+ ⅛
Technicolor	30¼	29½	30¼	+ ½
Trans-Lux	3¾	3⅝	3¾	+ ⅛

Bonds Hold Levels

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ...	25½	25	25½	+ ½
General Theatre Equip. 6s '40 ctf	25½	24¾	25	— ⅝
Keith B. F. 6s '46	95	94¾	95	+ ¼
Paramount B'way 3s '55	56½	55½	56½	+ ½
Paramount Pict. 6s '55	87⅛	86¾	86¾	— ¼
Warner Bros. 6s '39 wd	96½	95⅝	96	.....

(Quotations at close of April 15)

66.1%

OF PATRONS ARE SERIA
FANS!...AND UNIVERSA
PRODUCES ALL TH
GREATEST SERIALS

READ THESE AMAZING FACTS:

MOTION PICTURE
DAILY

Finds 50% of Adults Rare Picture Fans

"Fortune" Check Points Up Potential Market

Fifty per cent of the nation's adults go to pictures once a month, less than once a month or never.

The country's children are far better customers, 66.1 per cent attending in varying measure and only 33.9 per cent never at all.

These are the highlights of one portion of the fourth installment of a national survey by *Fortune*, class monthly published by Time, Inc., who also publishes *Time* Magazine and produces The March of Time. The probe was based on the divisions set up by the U. S. Census Bureau and, insofar as pictures are concerned, would indicate that a vast untouched market exists within the American public.

Fortune's first query was:

"How often do you and your children go to the movies and what do you go to see?"

The reply was this:

"Except that the moving picture industry has some 18,000 theatres with a seating capacity of nearly 80,000,000 persons weekly (at the rate of one seat filled only once each day) and that there are about 70,000,000 paid admissions weekly at the average admission of 20 cents—little is known about U. S. movie-going habits. The results of *Fortune's* questions contribute a little additional data on this persistent, but no universal method of passing the time of day:

More than once a week....	13.0%
Once a week............	24.9
More than once a month..	12.1
Once a month...........	13.2
Less than once a month...	21.1
Never	15.7

"A quarter of the nation's adults, then, go to the movies once a week, a half go more than once a month. The other half, who go once a month, or less, or never, are the reason that the theatre division of the industry has an embarrassing oversupply of capacity on its hands."

The magazine next asked:

"Do you go to see any good film, or do you wait and go to see only certain pictures?"

"Any Good Picture" Popular

On this score, the survey has this to say for itself:

"The answers show that 46.7 per cent of the people go to see 'any good' picture. These are probably the backlog of the industry, thanks to which its over capacity is not worse and thanks to which even the worst of Hollywood's output gets some showing before its costs are written off. Another peculiarity is that frequency of movie-going is nearly independent of the economic circumstances of the customers. Of the prosperous, 28 per cent go once a week, 26.6 per cent of the lower middle class, even 19 per cent of the poor, who are by definition in this survey the unemployed and the partially unemployed. Only the negro is not a habitual moviegoer —45.7 per cent never go; but this is chiefly because he lives in scattered rural communities.

"Still another advantage the movies enjoy over other forms of entertainment is that children are also regular customers even better than their parents. Of the people interviewed who said they had children, the replies to this question were as follows:

"(If children) how often do they go to the movies?

More than once a week....	17.8%
Once a week............	38.6
More than once a month.	9.7
Once a month..	10.6
Less than once a month...	16.2
Never	7.1

"With more than half the children attending once a week or more, the industry is assured of at least 17,000,000 weekly admissions to help fill its 80,000,000 seats a week although generally at half price. And 45.2 per cent of these (54.3 per cent of those between six and eleven, 38 per cent of those between 12 and 18) get their movies in the afternoon, according to the parents in *Fortune's* sample."

THEN GET YOUR SHARE OF THIS BUSINESS BY PLAYING UNIVERSAL'S

"FLASH GORDON"

with BUSTER CRABBE
Now being released

IN PREPARATION
BUCK JONES in "THE PHANTOM RIDER"
"ACE DRUMMOND"*
"JUNGLE JIM"
"SECRET AGENT X-9"

**Note: Based on Capt. Eddie Rickenbacker's King Features newspaper strip*

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 91 NEW YORK, FRIDAY, APRIL 17, 1936 TEN CENTS

Closed Shop For Writers Before Guild

Agreement with Authors League Aimed At

Hollywood, April 16.—Definite inications that the Writers' Guild aims t a closed shop and seeks to have all riters affiliated with it or the uthors' League is seen in a move get a vote on contract regulations.

The guild has been notified by the uthors' League council that Article 2 of the guild code has been invoked rohibiting members or signatories the contract of April 6, 1933, from igning contracts or giving options inding or affecting their services or aterial as screen writers after May , 1938.

The guild board has power to inoke the article, but will submit it to e membership for a matter of form n May 2, the date of the annual eeting to be held at the Hollywood thletic Club. The main points of e guild's drive for a closed shop ave been given to the members. hese involve a plan to unite all writs in the United States in a common rganization.

Methods to be employed to achieve

(*Continued on page* 12)

M-G-M Will Pause For Feist Service

M-G-M as a distributing organizaion will suspend all activities in the nited States and Canada for 10 mintes this morning as funeral services or Felix F. Feist begin at Temple manu-El. The mark of respect for he late general sales manager will be bserved as well in the executive ffices in Loew's State Building, but, f course, will not prevail in western nd Pacific Coast branches where the usiness day will not have begun, due the difference in time.

Feist's death continued a widespread ource of regret in New York yesteray while additional tributes to the

(*Continued on page* 16)

New Ampa Slate Put Up for Annual Vote

Ampa's nominating committee, reonsidering its previous resignation, esterday presented to the membership new slate of officers for 1936-37. Their election is assured, since Charles licoate's "rump" ticket, headed by

(*Continued on page* 12)

Majors Show Readiness To Present Concessions

Cancellations and Local Boards First Topics; More Talks Set

A majority of sales managers in attendance at the opening conference of exhibitors and distributors on trade practice problems at the Cinema Club yesterday voiced sentiments in favor of eliminating all restrictions on a 10 per cent cancellation privilege and favored the establishment of local boards to conduct voluntary arbitration of industry disputes.

The opinions were unofficial, it was stated following the meeting, due to the fact that the sales managers were not empowered to commit their companies to any final position in advance of conferences to be held later with company heads. Yesterday's conference between the M. P. T. O. A. master committee and the sales heads of seven national distributors was confined, primarily, to discussion of increased cancellation privileges and the establishment of the local conciliation boards, which were said to be regarded as the two fundamental problems at issue. Other problems embraced by the M. P. T. O. A. 10-point program for self-regulation in distribution and exhibition were touched upon only briefly.

Subsequent meetings of the exhibitor committee will be held with in-

(*Continued on page* 18)

May End the St. Louis Case in A Settlement Outside of Court

Efforts are under way to adjust the St. Louis situation, already twice the subject of Federal suits against Warners, RKO and Paramount in St. Louis and about to become a third in the Federal court for the southern district of New York, out of court.

Interested executives and attorneys, who comprise the vanguard in the move, are making no statements. In fact, several lawyers who conceivably are parties to negotiations, are disclaiming complete knowledge of any such plan.

***Motion Picture Daily* learned last night, however, that the possibility is not remote that an adjustment agreeable to all necessary parties may be reached. The Government's sanction is necessary and, it is reported, would be forthcoming.**

Details Asked In Government Civil Action

Answers were filed in U. S. District Court here yesterday by the principal defendants in the Government's action against Warners, Paramount, RKO and individual defendants and a bill of particulars was asked of the Government to clarify many of the allegations contained in its complaint.

A hearing on the defense petition for a bill of particulars was set for Tuesday in Federal Court. The Government's attorneys are expected to oppose the petition and pending a court decision on whether or not it should be granted it is doubtful whether the Government will ask the court to set a trial date for the suit itself. This is seen as delaying the actual setting of a trial date by a few days, at least.

The answers filed for the 10 cor-

(*Continued on page* 19)

Justice Dept. Favors Wider Probe Power

Washington, April 16.—Broadening of the authority of the Dep't. of Justice to enable it to follow up evidence indicating possible violation of the anti-trust laws by film or other industries developed by the Federal Trade Commission or Senate or House committees has been asked of

(*Continued on page* 19)

Group Chosen To Draft New Copyright Law

By CLARENCE LINZ

Washington, April 16.—Drafting of copyright legislation to be submitted to the House of Representatives will be undertaken by a subcommittee appointed by Representative William I. Sirovich of New York, chairman of the Patents Committee, it was learned today. The committee yesterday concluded two months of hearings on the subject.

The subcommittee will be headed by Representative Lanham of Texas and will include Congressmen Deen of Georgia, O'Malley of Wisconsin, Colden and Cramer of California, Daly of Pennsylvania, Perkins of New Jersey, McLeod of Michigan and Risk of Rhode Island. It will hold its first meeting April 20.

The complexion of the subcommittee

(*Continued on page* 12)

Lottery Decision Is Sustained on Appeal

The N. Y. Court of Appeals yesterday at Albany reaffirmed the verdict of the Appellate Division of the Supreme Court in January, which in turn had upheld a Special Sessions decision in Brooklyn that a chance game operated by the Winthrop, an independent house there, was a violation of

(*Continued on page* 19)

Labor Parleys On; Little Gains Made

With opposition from producers to demands of the principal studio unions for a 30-hour week and wage increases ranging from 10 per cent to 25 per cent in various classifications, the studio labor negotiations made slight progress despite an all-day meeting yesterday.

The negotiations were adjourned until Saturday morning because of the absence of George E. Browne,

(*Continued on page* 19)

Limitation Planned On Bank Night Jams

Sacramento, April 16.—A recommendation that crowds gathering as a result of Bank Night be restricted to the sidewalks of the theatre involved may be forthcoming on Tuesday as a result of an investigation

(*Continued on page* 19)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 17, 1936 No. 91

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Government's Help For Theatres Asked

Federal aid for the legitimate theatre to the extent of $1,000,000 is the hope of a group of producers here. William C. Jordan, chairman, has conferred with William Farnsworth, representing the WPA, and has gone to Washington on the project.

Associated with him are George C. Tyler, Crosby Gaige, William Harris, Jr., Richard Herndon and John Golden.

Douglas Not Candidate

Boston, April 16.—Kenneth Douglas, head of the Capitol Theatre Supply Co., who is most prominently mentioned as the next president of the Independent Theatre Supply Dealers' Ass'n., says he not only is not seeking the office, but that he will reject the nomination with thanks if it is offered to him this year.

Issue Credits Bulletin

Hollywood, April 16.—The fourth issue of the Academy Technical Credits Bulletin was distributed yesterday to all members of the Technicians' Branch. It contains credits of the 92 productions completed between Jan. 1 and March 31 this year. A total of 435 technicians are listed.

Insiders' Outlook

By RED KANN

IT will come as surprising news, perhaps shocking news, to many, not excepting this observation point, to learn that Hollywood's starring cluster, a very limited firmament by the way, is living

". . . practically in servitude for life."

in . . . "a smarting sense of injustice."

Under contracts which are "entirely one-sided."

". . . in a state of perpetual bondage."

". . . are constrained by their coolie contracts."

Mr. Hearst says so, or at least, an editorial spokesman for him said this and more in comment which appeared in an unusual spot in yesterday's *New York American* and maybe in others of the Hearst newspapers across the nation as well. The position in New York flanked the regular daily column of Regina Crewe, film critic of *The American*, on the film page. . . .

▼

Before our amusement, or amazement, gets out of hand, read on and further about the latest and, in some ways, the most curious of the Hearstian outbursts. From the editorial, designated clearly as such in order to establish whose rash idea this is:

> "The studios are having a great deal of trouble with their stars and a great deal of the trouble they have brought on themselves. In the first place, many of the contracts are essentially unfair to the star. Many of these contracts are made over such long periods that the stars are practically in servitude for life. . . . Contracts can now be made with a promising young star at a trivial sum over a period of seven years. No matter how great and successful and how valuable the star may become to the producer, no increase in salary can be made except at the producer's volition and to the extent that he considers desirable. If the star refuses to continue at an inadequate compensation, he or she gets no pay at all and the contract still holds. This naturally arouses in the star a smarting sense of injustice." . . .

▼

But wait. There's more:

> "Another extremely unjust feature of the contracts the producers force upon their employes is the yearly option . . . the producer has the right to terminate the contract at the end of every year, but the employe must continue for the full seven years. The contract, therefore, is entirely one-sided. It binds the star for seven years, but binds the producer for only one year. . . . A third most unjust provision in these one-sided contracts allows the producer to hire out the star exactly as bondsmen in olden days were rented out. The star gets no additional compensation for this slave-trade transaction, but the producer may, and practically always does, make an enormous profit out of the deal." . . .

▼

And finally:

> "The stars are not peons. They are not coolies. They resent this injustice. They also resent the fact that they are being paid by their bond-master only one-fifth or one-tenth of what others are willing to pay for their services. Yet the star cannot get jobs at these higher salaries which others are willing to pay. They are constrained by their coolie countracts. So the producer rents the stars out and he gets the money. There surely are laws in this free state to prevent this kind of peon labor. And if there are no laws the legislature would better get busy and pass some.
>
> "At least, the legislature can repeal the seven-year bondage law which was feloniously passed by a former legislature traitorous to the public interest.
>
> "Instead of raising the peon period from five years to seven, it should have been reduced to three years.
>
> "Perhaps labor generally will sense the threat to their independence in these coolie contracts."

▼

Considerable, it is apparent, might be written by way of puncturing the sad picture which the Hearst editorial paints. Vic McLaglen, asking and getting $100,000 a picture since he won the Academy award; Freddie March, up to $125,000 when this writer was in Hollywood a few weeks and probably beyond that figure by this time; Claudette Colbert, starving with dignity at roughly $100,000 per job; Marlene Dietrich, earning $200,000 a negative and Bill Powell demanding the identical stipend—this is the way it goes under the current Hollywood system which the landowner of San Simeon declares encourages servitude, peonage, injustice. Pity the poor star who is underpaid and exploited on $4,000, $5,000, $6,000, $7,000, $8,000 a week, including Federal and California taxes and the agents' ten per cent! . . .

▼

Exactly what the editorial strikes at is not clear so far. What is clear and obvious is that something not on the surface lurks behind the decision which wrote it. Mr. Hearst, it might be significant to bear in mind continually, is one of America's prize champions of special interests, especially when special interests coincide with his own. Something, of course, is on his mind. That it is the welfare of the downtrodden, crushed-by-the-heel star is an attitude this space vigorously refuses to believe. . . .

Roxy Shows Profit, Says Judge Caffe

The Roxy Theatre Corp., whi
went into receivership four years ag
is now earning a considerable opera
ing profit, according to Federal Jud
Francis G. Caffey, who yesterd
granted an allowance of $62,000
Proskauer, Rose and Paskus, atto
neys for Howard S. Cullman, receive
The attorneys had asked for $75,0
He directed that $20,000 be paid "
an early date," the balance to awa
the reorganization proceedings.

Real estate taxes, plus penaltie
aggregating more than $460,000 hav
been paid out of earnings up to Mar
24, this year, Caffey said, while r
ceipts (exclusive of what arose fro
receiver's certificates) have run
nearly $2,500,000. "The outlook no
is that there can be a reorganizatio
from which there will be a substanti
yield on securities," the judge d
clared.

Fox and Educationa Talk Deal for Spai

Negotiations are under way betwe
Twentieth Century-Fox and Educa
tional for the release of all Educatio
al short subjects in Spain. At pre
ent Twentieth Century-Fox release
only Educational cartoons in Spain.

Other Educational product is bein
handled there by Julio Elias, as spe
cial representative. Elias is en rout
to this country on the deal, and it
not expected the new agreement wi
be signed until his arrival here.
has not yet been determined whethe
Elias will continue to represent Edu
cational in Spain if the deal is co
cluded.

W. J. Burke Passes

Detroit, April 16.—William
Burke, formerly with the vaudevill
team of Howard and Burke and Burk
and Dempsey, and later a produce
of vaudeville acts, died here yester
day from pneumonia. Burial will b
at Springfield, Mass., on Saturday. H
was 59 years old.

T. R. Davies Passes

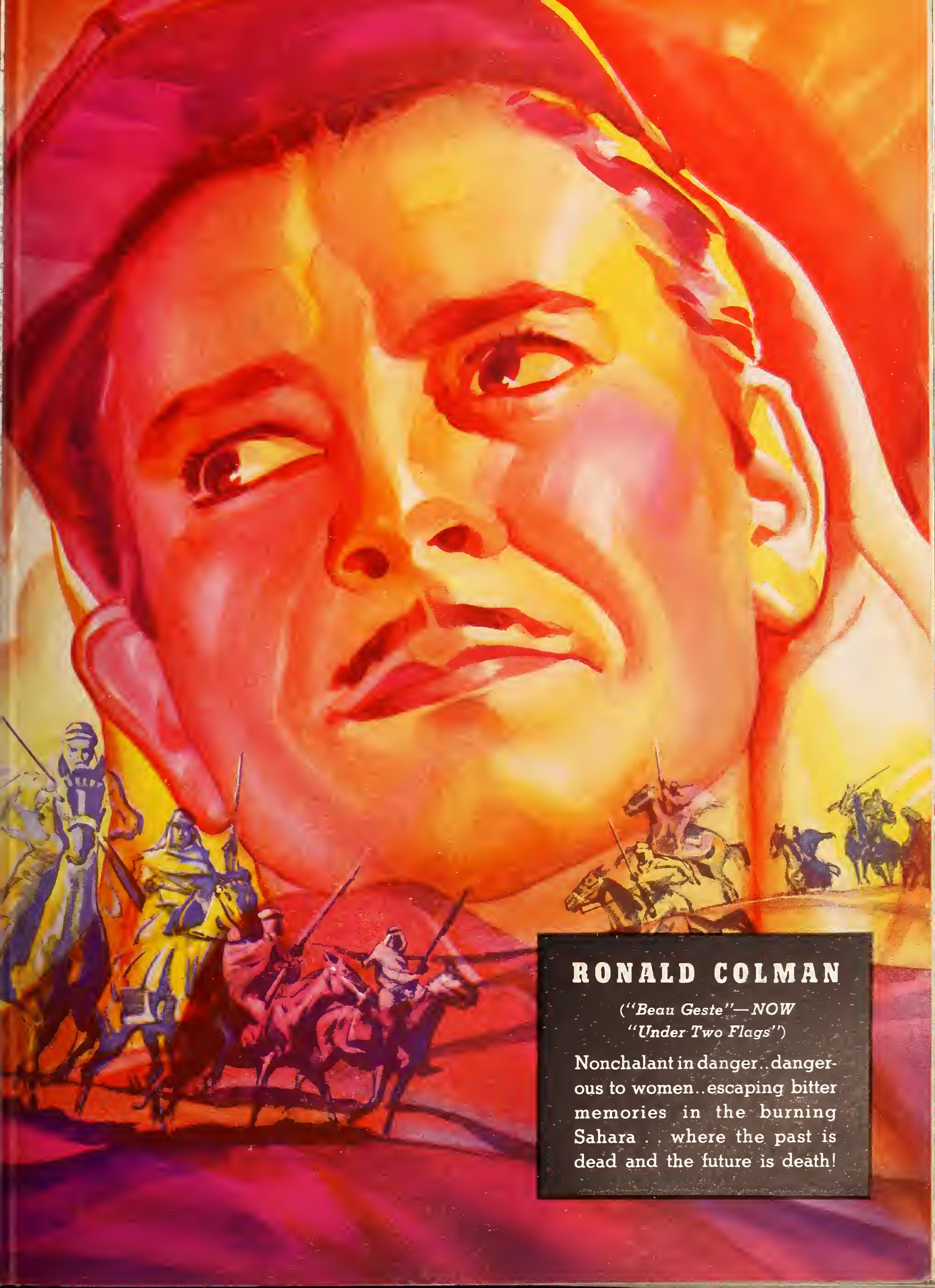
Cincinnati, April 16.—Tudor Rob
ert Davies, 42, musician, formerly wit
the Cox and Shubert orchestras, die
at Good Samaritan hospital. H
originally came to Cincinnati in 192
as a 'cello player in an orchestra a
companying the "Four Horsemen o
the Apocalypse," roadshow at th
Grand Opera House. His widow sur
vives.

W. R. Hughes Dead

Kansas City, April 16.—Willia
R. Hughes, 63, familiar to film an
theatre men here for a number
years as correspondent for *Variet*
died April 12 at his home. Hughe
was president of the Hughes Printin
Co., and active in lodge and civi
organizations.

Mrs. Chandler Gaining

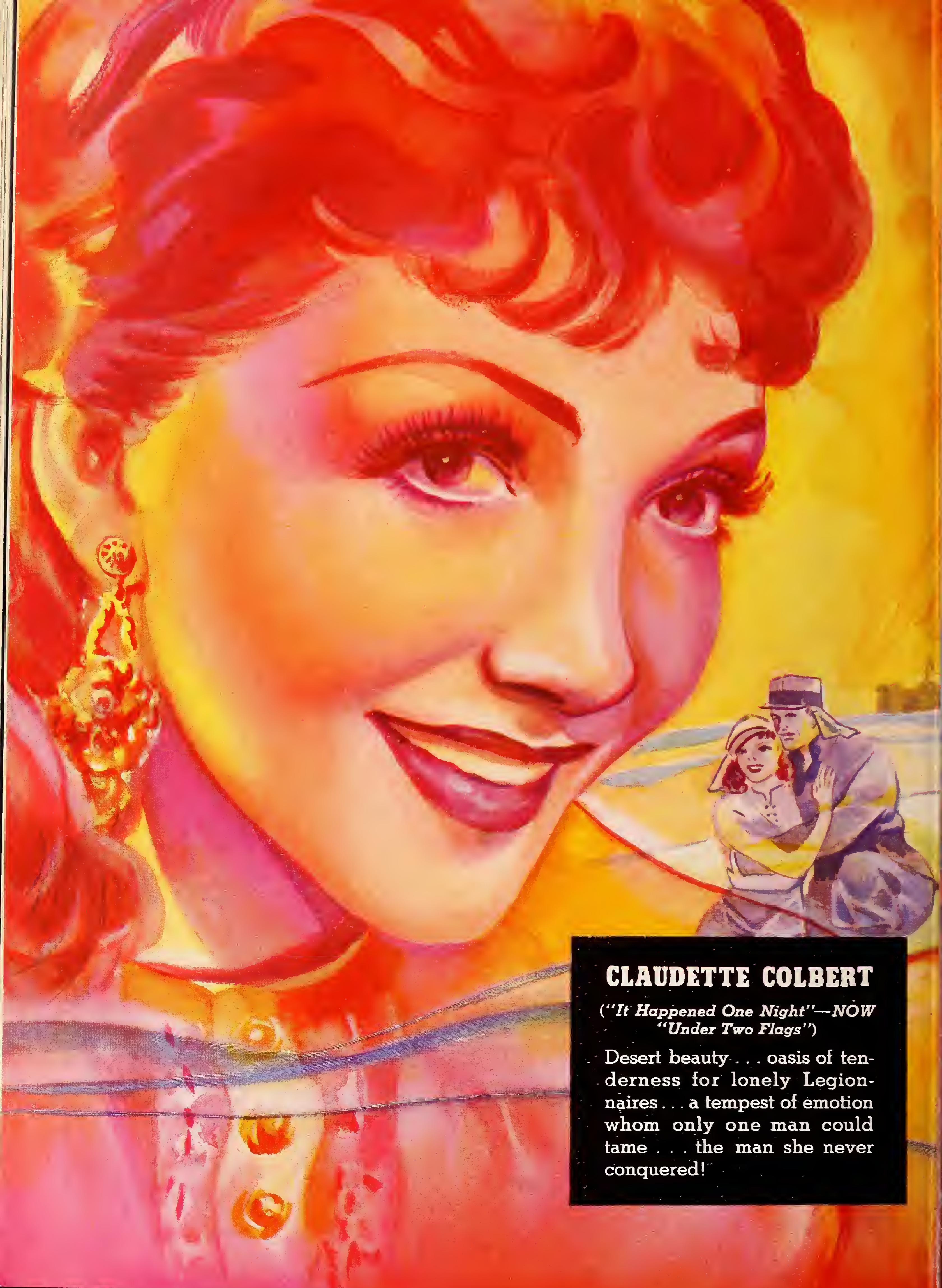
New Orleans, April 16.—Mrs
Clarence Chandler, wife of the man
ager of the Roxy, has returned to he
home after an operation.



RONALD COLMAN

(*"Beau Geste"—NOW "Under Two Flags"*)

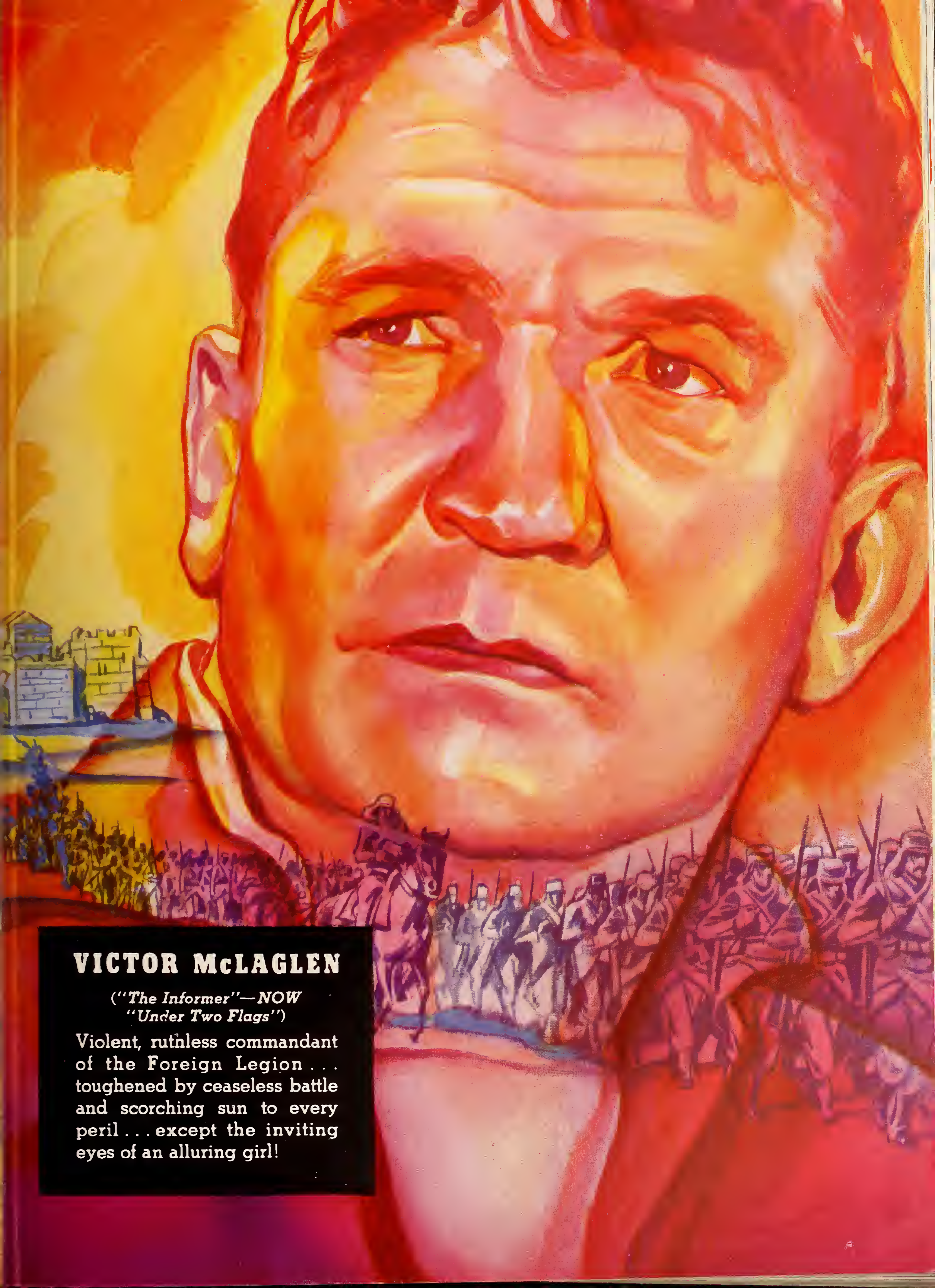
Nonchalant in danger..dangerous to women..escaping bitter memories in the burning Sahara . . where the past is dead and the future is death!



CLAUDETTE COLBERT

("It Happened One Night"—NOW "Under Two Flags")

Desert beauty . . . oasis of tenderness for lonely Legionnaires . . . a tempest of emotion whom only one man could tame . . . the man she never conquered!



VICTOR McLAGLEN

(*"The Informer"—NOW "Under Two Flags"*)

Violent, ruthless commandant of the Foreign Legion . . . toughened by ceaseless battle and scorching sun to every peril . . . except the inviting eyes of an alluring girl!

ROSALIND RUSSELL

("Rendezvous"—NOW "Under Two Flags")

Haughtily aloof . . . a stranger to rough soldiers and dreary desert emptiness . . . till the silken magic of a Sahara moon flooded her heart with the primitive yearnings that are all women's!

UNDER TWO FLAGS

starring
Ronald
COLMAN ·
featuring
Claudette
COLBERT

Victor
McLAGLEN ·
Rosalind
RUSSELL

with
Gregory Ratoff • Nigel Bruce
C. Henry Gordon • Herbert Mundin
AND A CAST OF 10,000
a DARRYL F. ZANUCK 20th Century Production
Presented by Joseph M. Schenck
Directed by Frank Lloyd · *Associate Producer* Raymond Griffith
Screen play by W. P. Lipscomb and Walter Ferris · Based on the novel by Ouida

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE

Moe Silver Honored By Group in Albany

ALBANY, April 16.—Moe Silver, divison head of Warners here, started off his second year with a reception at his offices attended by representatives of all the distributors in the city. A buffet luncheon was served and this was followed by an informal discussion of distribution problems.

Those present were: Jimmy Rose, First Division; C. R. Halligan, RKO; Leon Herman, United Artists; Ralph Pielow, M-G-M; Peter T. Dana, Universal; Phil Fox, Columbia. Ray Smith, Warners; Clayton Eastman, Paramount; Moe Grassgreen, Twentieth Century-Fox, and Bernard Mills, Republic.

More Sales Figures Feature Hart's Suit

Alfred Hines, formerly in the U. A. sales department, was again called to the stand yesterday in William S. Hart's $500,000 suit against the distributor for alleged conspiracy and breach of contract, now on trial before Justice Philip McCook in N. Y. Supreme Court.

More statistics regarding "Tumbleweeds" were unraveled. Hines admited that contracts for the picture had been held up until exhibitors agreed to take "Wild Justice" with the film.

The case is expected to run another week.

Burgess Named Head Of Eastern Service

George Burgess, who was named vice-president and general manager of the Eastern Service Studios recently, has been elected president of that organization by the board of directors.

Burgess has been with the company for the past two years. Prior to that time he was connected with Erpi.

Wall Street

Substantial Gains Mark Board

	High	Low	Close	Net Change
Columbia, vtc	39	38	38¾	+1
Columbia, pfd	46	46	46	+ ¼
Consolidated	5⅛	5⅛	5⅛	— ⅛
Consolidated, pfd.	17	17	17	.....
Eastman	165¾	165½	165½	+ ½
Loew's, Inc.	46	45⅜	45⅜	— ¼
Loew's, Inc., pfd.	107½	107½	107½	.....
Paramount	8⅝	8⅜	8⅜	.....
Paramount 1 pfd.	67	67	67	.....
Paramount 2 pfd.	9½	9¼	9⅜	.....
Pathe Film	11⅛	10½	10⅝	— ⅜
RKO	6⅝	6⅜	6½	— ⅛
20th Century-Fox	27	27	27	— ¼
20th Century, pfd.	34¾	34½	34¾	+ ½
Warner Bros.	11	10¾	10¾	— ¼

Little Change on Curb

	High	Low	Close	Net Change
Sentry Safety	¾	¾	¾	+ ⅛
Sonotone	3	2⅞	3	.....
Technicolor	30½	30	30	— ¼
Trans-Lux	3¾	3¾	3¾	.....

GTE Issues Lead Bonds

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	27	25½	27	+1½
General Theatre Equip. 6s '40 ctf	27	25½	25⅝	+ ⅝
Keith B. F. 6s '46	95¼	95¼	95¼	+ ¼
Paramount B'way 3s '55	57	56½	56½	.....
Paramount Pict. 6s '55	87½	87	87	+ ¼
Warner Bros. 6s '39 wd	96	95½	96	.....

(Quotations at close of April 16)

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Let's Sing Again"

(Principal)

HOLLYWOOD, April 16.—As produced, this picture achieves Sol Lesser's purpose of presenting his youthful singing protege, Bobby Breen, under auspicious circumstances. The boy, possessing a remarkable singing voice, is given much opportunity to display his talent. The enthusiastic manner in which the preview audience received him gives indication that his work alone should center much of the public interest on the picture. The story is a human-interest drama with a hokum comedy contrast.

Breen becomes an inmate of an orphan home when his mother, Ann Doran, who has deserted her husband, George Houston, dies. Running away with a visiting traveling show, Breen comes under the wing of Henry Armetta. He, an erstwhile opera star reduced to the status of a comic clown, sees great possibilities in the child's voice. As the heavy, Grant Withers plans to adopt the boy to bolster up a flopping act. Armetta and Breen flee from the show. Bound for New York, Armetta hears a radio broadcast and recognizes the voice of an old pupil, Vivienne Osborne, now a famous diva. Arriving at their destination, Breen reunites Miss Osborne and Armetta. The trailing Withers, catches up when the pair are in Miss Osborne's home where Houston is singing his "Lullabye." The boy, picking up the chorus, is recognized by his father to foil Withers.

Breen's singing of the theme song, "Let's Sing Again," and Houston's "Lullabye" and "The Farmer in the Dell" are little musical gems that have a delightful contrast in Armetta's comedy and drama contributions. Breen and Armetta dominate the show, but capable performances are accredited to Withers, Miss Osborne, Houston, Lucien Littlefield and Inez Courtney in the support.

Based on an original screenplay by Don Swift and Dan Jarrett, the show is smartly directed by Kurt Neuman to concentrate the attention on Breen's singing and Armetta's comedy. The entertainment value of each make for a ready showmanship that can be easily used to arouse patron interest.

Production Code Seal, No. 2,152. Running time, 67 minutes. "G."

"Big Noise"

(Warners)

HOLLYWOOD, April 16.—There is genuine appeal in this comedy, especially to oldsters of the hard-working class who are now seeking leisure. Guy Kibbee, who has been shunted out of control in a woolen mill by younger men, uses the enforced leisure by making himself and his family utterly miserable until he finds release from the monotony of his existence by secretly purchasing a share in a cleaning business.

Established in his new calling he finds that racketeers have muscled into the business and are exploiting the cleaners. After a bomb wrecks his shop he decides to fight. He tricks the rival mobs to his shop, where they oblige by shooting each other out of existence.

The love interest in the tale is maintained by Kibbee's daughter, Alma Lloyd, and his young partner, Warren Hull. Marie Wilson, as a nit-witted little clerk is excellent. Additional good support is offered by Dick Foran, Henry O'Neill, Olin Howland, Virginia Brissac, William Davidson, Andre Beranger, Edward McWade, Robert Emmett Keane, Al Hill, Eddie Shubert, William Pawley, George Lloyd and Emmett Vogan. The screen play is the work of George Bricker and William Jacobs, adapted from the story by Edward Hartman. Frank MacDonald directed and Bryan Foy produced.

Production Code Seal No. 2,073. Running time, 57 minutes. "G."

"Mr. Deeds Goes to Town," yesterday's opener at the Music Hall, was reviewed by wire from Hollywood March 26.

"Things to Come," which opens at the Rivoli tomorrow morning, was covered from London on March 4.

"I Married a Doctor," opening at the Strand tomorrow morning, was reviewed from Hollywood on March 28.

"The Sky Parade," new attraction at the Rialto, was reviewed on March 30. Caught in Hollywood.

The Capitol holds over "Small Town Girl"; the Roxy, "Gentle Julia"; the Astor, "The Great Ziegfeld," of course; the Center, "A Message to Garcia."

Howard to London

HOLLYWOOD, April 16.—William K. Howard left for New York and London tonight to direct a picture for London Films.

Miller Replaces Johnson

HOLLYWOOD, April 16.—Earl Miller has taken the place of William Johnson as head of the electrical department at Radio.

Short Subject

"March of Time, No. 4"

(RKO)

Containing four episodes of widely diversified interest, this latest issue of the "March of Time" rates with previous releases especially in the fact that all types of audiences should find something of interest in this number. With the usual expert photography and skill in getting behind the surface for significance, the reel is devoted to the controversial Florida ship canal project, the recent field trials to select the best bird dog in America, the development at Princeton of the Veterans of Future Wars and the operation of arson detection methods by fire departments.

The initial sequence, which pictures the amazing ditch which has been excavated with Federal money, and without Congressional approval, describes the root of the controversy. Jacksonville interests seek thus to make the city an important port, farmers in the area fear for their precious irrigation supply. Interesting is a portion of Senate debate between Senator Fletcher of Florida, canal champion, and Senator Vandenberg of Michigan, who has made an issue of the canal project.

The interest which lies in superlative animal skill features the bird dog competition, as pointers and setters vie for the honor of national champion.

Reenacted is the origin of the Veterans of Future Wars, an idea cropping from the minds of three Princeton students, and which has spread over the country. They seek a bonus, payable in advance, for their service in the next war, which they see as inevitable within 30 years.

The final episode details the widespread and highly efficient activity of the arson squads of the fire departments, which virtually had their beginning in the work of Fire Marshal Brophy in Brooklyn 24 years ago. The spectacular manner in which he directed the capture of an arson group there is pictured in highly effective fashion.

Previewed without production code seal. Running time, 23 minutes. "G."

Flash Previews

"The Robber Symphony"—An English feature, produced by Concordia Films. Broadway will undoubtedly like the comedy and drama of this opera fairy story. It contains, in addition, some magnificent Alpine scenes.

"Captain Calamity"—Another in the Hirliman color series, this one has thrills and action aplenty, interesting melodrama and is nicely seasoned with some good music.

These pictures will be reviewed in full in a coming issue of MOTION PICTURE DAILY.

Story Chiefs on Coast

HOLLYWOOD, April 16.—Thomas B. Costain and Franklyn Underwood, Twentieth Century-Fox New York story heads, arrived here today for talks with Darryl Zanuck and Julian Johnson.

Lesser Leaves for N. Y.

HOLLYWOOD, April 16.—Sol Lesser left for New York by train tonight to confer with Booth Tarkington on a new Bobby Breen story.

"January" Is Boston High; Gets $16,000

BOSTON, April 16.—Business was good in spite of Holy Week, and "Captain January" was outstanding at $16,000, up by $4,000, in Keith's Memorial.

"Trail of the Lonesome Pine," a second run, with "F-Man" on a dual at the Fenway and Paramount, were strong in both spots. At the former the $7,500 take was $3,000 over the line and at the latter the $9,000 take was up by $2,000.

"Here Comes Trouble" was excellent at $20,000 in the RKO Boston. This was $3,000 over par. A stage show headed by Bebe Daniels and Ben Lyon helped.

Total first run business was $97,500. Average is $87,500.

Estimated takings for the week ending April 10:

"TRAIL OF THE LONESOME PINE" (Para.) (Second Run)
"F-MAN" (Para.)
FENWAY—(1,382), 30c-50c, 7 days. **Gross:** $7,500. (Average, $4,500)

"CAPTAIN JANUARY" (20th-Fox)
KEITH'S MEMORIAL—(2,907), 25c-65c, 7 days. **Gross:** $16,000. (Average, $12,000)

"BOHEMIAN GIRL" (M-G-M)
"LADY OF SECRETS" (Col.)
LOEW'S ORPHEUM—(2,970), 25c-55c, 7 days. **Gross:** $12,000. (Average, $13,000)

"BOHEMIAN GIRL" (M-G-M)
"YOU MAY BE NEXT" (Col.)
LOEW'S STATE—(3,537), 25c-55c, 7 days. **Gross:** $11,000. (Average, $12,000)

"13 HOURS BY AIR" (Para.)
METROPOLITAN—(4,332), 35c-65c, 7 days. Stage: Fabian Sevitzky and his Orchestra. **Gross:** $22,000. (Average, $22,000)

"TRAIL OF THE LONESOME PINE" (Para.) (Second Run)
"F-MAN" (Para.)
PARAMOUNT—(1,793), 25c-50c, 7 days. **Gross:** $9,000. (Average, $7,000)

"HERE COMES TROUBLE" (20th-Fox)
RKO BOSTON—(3,246), 35c-65c, 7 days. Stage: Bebe Daniels, Ben Lyon, Lillian Roth and Hollywood Revels. **Gross:** $20,000. (Average, $17,000)

"Breakfast" Dual $6,000, Milwaukee

MILWAUKEE, April 16.—"Love Before Breakfast" and "The Walking Dead," grossing $6,000 at the Warner, took high honors during a dull week dampened by several days of snow. This was $1,000 above par. All other business fell below average.

Total first run business was $20,500. Average is $23,000.

Estimated takings:

Week Ending April 8:

"THE BOHEMIAN GIRL" (M-G-M)
"IT HAD TO HAPPEN" (20th-Fox)
WISCONSIN—(3,200), 25c-40c, 6 days. **Gross:** $5,800. (Average, $8,000)

Week Ending April 9:

"ROSE OF THE RANCHO" (Para.)
"BIG BROWN EYES" (Para.)
PALACE—(2,800), 25c-40c, 7 days. **Gross:** $4,500. (Average, $5,000)

"KING OF THE DAMNED" (G.B.)
RIVERSIDE—(2,300), 15c-20c-25c, 7 days. Stage: Frank Conville, Ted & Al Waldman, Hammond's Pets, Mattison's Rhythms, O'Connor Bros., Maxine Rice, Leo O'Neill. **Gross:** $4,200. (Average, $5,000)

"LOVE BEFORE BREAKFAST" (Univ.)
"THE WALKING DEAD" (W. B.)
WARNER—(2,400), 25c-40c, 8 days. **Gross:** $6,000. (Average, $5,000)

J. W. Hand Is Injured

BAMBERG, S. C., April 16.—J. W. Hand, local manager, is in the Tri-County hospital, following an automobile accident.

"Breakfast" Leads Lincoln on a Dual

LINCOLN, Neb., April 16.—Best of the straight picture fare during the Holy Week was the split week at the Lincoln with "Love Before Breakfast" and "Exclusive Story." The take approximated $2,600, which was up about $400. At the Orpheum, helped by the routines of the Frank and Milt Britton band on the stage for three days, three pictures "Bugle Ann," "Smilin' Thru" and "Here Comes Trouble" got $3,400, $1,300 higher than normal.

"Desire" did a brodie at the Stuart, with only $3,000, $100 short of par. The Liberty, the dime dual biller, fared well with $1,100, where $850 is average.

Total first run business was $11,000. Average is $9,850.

Estimated takings:

Week Ending April 8:

"RETURN OF JIMMY VALENTINE" (Republic)
"SIX GUN JUSTICE" (Capitol)
"THROWBACK" (Univ.)
"LEAVENWORTH CASE" (Republic)
LIBERTY—(1,200), 10c, 7 days. **Gross:** $1,100. (Average, $850)

Week Ending April 9:

"LADY IN SCARLET" (Chesterfield)
"PRIDE OF THE MARINES" (Col.)
VARSITY—(1,100), 10c-20c-25c, 7 days. **Gross:** $900. (Average, $1,300)

"LOVE BEFORE BREAKFAST" (Univ.)
"EXCLUSIVE STORY" (M-G-M)
LINCOLN—(1,600), 10c-20c-25c, 7 days. **Gross:** $2,600. (Average, $2,200)

"VOICE OF BUGLE ANN" (M-G-M)
"SMILIN' THRU" (M-G-M)
"HERE COMES TROUBLE" (20th-Fox)
ORPHEUM—(1,350), 10c-15c-20c-25c-40c, 7 days. Stage: Three days with Frank and Milt Britton breakaway band. **Gross:** $3,400. (Average, $2,100)

Week Ending April 10

"DESIRE" (Para.)
STUART—(2,000), 10c-25c-40c, 7 days. **Gross:** $3,000. (Average, $3,100)

"Bugle" Is Good in Indianapolis Lull

INDIANAPOLIS, April 16.—"The Voice of Bugle Ann" called $7,800 into the Lyric coffers and the revival of "A Connecticut Yankee" at the Apollo drew $4,800. In each case the receipts were $800 above average.

Grosses generally, both in neighborhoods and downtown, sagged in the doldrums traditional here during the week before Easter.

Total first run business was $25,300. Average is $28,000.

Estimated takings for the week ending April 10:

"A CONNECTICUT YANKEE" (20th-Fox)
APOLLO—(1,100), 25c-40c, 7 days. Reissue. **Gross:** $4,800. (Average, $4,000)

"THE WALKING DEAD" (W. B.)
"MUSS 'EM UP" (Radio)
CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $3,200. (Average, $4,000)

"13 HOURS BY AIR" (Para.)
"TOO MANY PARENTS" (Para.)
INDIANA—(3,200), 25c-40c, 7 days. **Gross:** $5,600. (Average, $7,000)

"GARDEN MURDER CASE" (M-G-M)
"DON'T GAMBLE WITH LOVE" (Col.)
LOEW'S—(2,800), 25c-40c, 7 days. **Gross:** $3,900. (Average, $6,000)

"VOICE OF BUGLE ANN" (M-G-M)
LYRIC—(2,000), 25c-40c, 7 days. Vaudeville. **Gross:** $7,800. (Average, $7,000)

Yamins to Talk at N. H.

NEW HAVEN, April 16.—Nathan Yamins, president of Allied, will address the I.M.P.T.O., of Connecticut at a luncheon meeting April 21 at the Hotel Garde. All independent exhibitors in the state have been invited. President Harry L. Lavietes will preside.

Cincy Box-Offices In Throes of Slump

CINCINNATI, April 16.—Holy Week and bad weather combined to depress grosses last week. None of the houses went above average, although two broke even. Oddly enough these were the only spots playing split weeks.

"The Walking Dead" and "Three Godfathers" gave the RKO Family $2,450 on the week, while a return of "Hell's Angels" and "Scarface" brought $1,500 to the independent Strand, which normally plays a straight seven days.

Total first run business was $41,400. Average is $60,200.

Estimated takings:

Week Ending April 7:

"HELL'S ANGELS" (U. A.)
STRAND—(1,500), 15c-25c, 3 days. **Gross:** $850. (Average, 7 days, $1,500)

"SCARFACE" (U. A.)
STRAND—(1,500), 15c-25c, 4 days. **Gross:** $60. (Average, 7 days, $1,500)

Week Ending April 8:

"THE GARDEN MURDER CASE" (M-G-M)
RKO LYRIC—(1,400), 35c-42c, 7 days. **Gross:** $3,600. (Average, $6,500)

Week Ending April 9:

"UNGUARDED HOUR" (M-G-M)
RKO ALBEE—(3,300), 35c-42c, 7 days. **Gross:** $9,800. (Average, $12,000)

"LOVE ON A BET" (Radio)
RKO PALACE—(2,700), 35c-42c, 5 days. **Gross:** $4,900. (Average, 7 days, $10,000)

"PADDY O'DAY" (20th-Fox)
RKO SHUBERT—(2,150), 35c-55c, 7 days. Stage: "Going Hollywood." **Gross:** $9,500. (Average, $12,000)

"DESIRE" (Para.)
RKO CAPITOL—(2,000), 35c-42c, 7 days, 2nd downtown week. **Gross:** $3,750. (Average, $6,500)

"THE BIG HOUSE" (M-G-M) (Revival)
RKO GRAND—(1,200), 25c-40c, 7 days, **Gross:** $2,300. (Average, $2,750)

"THE WALKING DEAD" (W. B.)
RKO FAMILY—(1,000), 15c-25c, 3 days. **Gross:** $1,250. (Average, $1,250)

"THREE GODFATHERS" (M-G-M)
RKO FAMILY—(1,000), 15c-25c, 4 days. **Gross:** $1,200. (Average, $1,200)

"SNOWED UNDER" (F. N.)
KEITH'S—(1,500), 30c-40c, 7 days. **Gross:** $3,600. (Average, $6,500)

"Petticoat" Gets $5,000, Oklahoma

OKLAHOMA CITY, April 16.—"Petticoat Fever" was the only attraction to overcome the pre-Easter slump. It went $1,000 over par to a total of $5,000 at the Midwest.

All other houses were badly off, the only spot getting anywhere near a good break being the Liberty with $2,000 in four days on "Tough Guy" and a stage show.

Total first run business was $13,700. Average is $14,000.

Estimated takings for the week ending April 11:

"13 HOURS BY AIR" (Para.)
CRITERION—(1,700), 10c-20c-36c-55c, 7 days. **Gross:** $4,000. (Average, $5,000)

"PETTICOAT FEVER" (M-G-M)
MIDWEST—(1,500), 10c-26c-36c-56c, 7 days. **Gross:** $5,000. (Average, $4,000)

"ROSE OF THE RANCHO" (Para.)
CAPITOL—(1,200), 10c-20c-26c-36c-41c, 7 days. **Gross:** $1,900. (Average, $2,000)

"TOUGH GUY" (M-G-M)
LIBERTY—(1,500), 10c-20c-26c-41c, 4 days. **Gross:** $2,000. Stage: Wally Vernon in Passign Revue. (Average week, $3,000).

"NEVADA" (Para.)
LIBERTY—(1,500), 10c-20c-26c-36c, 3 days. **Gross:** $800. (Average week, $3,000)

M-G-M Re-Signs Writers

HOLLYWOOD, April 16.—George S. Kaufman, S. N. Behrman, William Slavens McNutt and J. Ainsworth Morgan, writers, have been given new contracts by M-G-M.

Detroit Dull; "13 Hours" Is Fair, $18,600

DETROIT, April 16.—Business slumped all along the line for the pre-Easter week with no first run hitting normal. "13 Hours by Air" came the nearest to it, by grossing $18,600 at the Michigan. This was $1,400 short.

"Trail of the Lonesome Pine" held up to $8,500 in its second week.

Total first run business was $60,800. Average is $70,000.

Estimated takings for the week ending April 9:

"STORY OF LOUIS PASTEUR" (W. B.)
ADAMS—(1,770), 10c-40c, 7 days, 3rd week. **Gross:** $4,600. (Average, $5,000)

"LOVE BEFORE BREAKFAST" (Univ.)
FOX—(5,100), 15c-65c, 7 days. Stage: Roger Pryor and vaude. **Gross:** $17,100. (Average, $20,000)

"13 HOURS BY AIR" (Para.)
MICHIGAN—(4,100), 15c-65c, 7 days. Stage: Vaudeville. **Gross:** $18,600. (Average, $20,000)

"GARDEN MURDER CASE" (M-G-M)
"I CONQUER THE SEA" (F. D.)
STATE—(3,000), 10c-40c, 7 days. **Gross:** $4,500. (Average, $5,000)

"TRAIL OF THE LONESOME PINE" (Para.)
UNITED ARTISTS—(2,070), 15c-55c, 7 days, 2nd week. **Gross:** $8,500. (Average, $10,000)

"FARMER IN THE DELL" (Radio)
"MURDER ON THE BRIDLE PATH" (Radio)
RKO DOWNTOWN—(2,950), 15c-55c, 7 days. **Gross:** $7,200. (Average, $10,000)

"Snowed," "Trap" St. Louis Leaders

ST. LOUIS, Mo., April 16.—"Snowed Under" and "Woman Trap," a dual at the Shubert-Rialto, was the only attraction to exceed house average for Holy Week. The gross was $8,000. Average is $6,500.

"Gentle Julia" and "Song and Dance Man" at F. & M.'s Fox had the best total gross with $10,300 against a house average of $12,000.

Total first run business was $42,200. Average is $45,300.

Estimated takings for the week ending April 9:

"SUTTER'S GOLD" (Univ.)
"RING AROUND THE MOON" (Chesterfield)
AMBASSADOR—(3,018), 25c-35c-40c, 7 days. **Gross:** $5,100. (Average, $6,000)

"GENTLE JULIA" (20th-Fox)
"SONG AND DANCE MAN" (20th-Fox)
FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $10,300. (Average, $12,000)

"RETURN OF PETER GRIMM" (Radio)
GRAND OPERA HOUSE—(2,200), 15c-25c-35c, 7 days. Stage: Vaudeville. **Gross:** $2,850. (Average, $3,300)

"GARDEN MURDER CASE" (M-G-M)
"BOHEMIAN GIRL" (M-G-M)
LOEW'S—(3,162), 25c-35c-55c, 7 days. **Gross:** $8,200. (Average, $9,000)

"13 HOURS BY AIR" (Para.)
"CHATTERBOX" (Radio)
ORPHEUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $7,750. (Average, $8,500)

"SNOWED UNDER" (W.B.)
"WOMAN TRAP" (Para.)
SHUBERT-RIALTO—(1,725), 25c-35c-55c, 7 days. **Gross:** $8,000. (Average, $6,500)

"Old Glory," Color Short

HOLLYWOOD, April 16.—Warners have started production of a Technicolor short based on an incident in the life of Francis Scott Key. It will be called "Old Glory." The cast is headed by Marguerite Churchill, Donald Woods and Henry O'Neil. Frank MacDonald is directing.

REPEAT RUN SMASH!

"A Connecticut Yankee" continues to amaze exhibitors with its vitality on return engagements.

Right on the heels of its highly successful runs at the Apollo, Indianapolis, and the Strand, Louisville, come such gratifying reports as:

CAPITOL, CINCINNATI: Second day built to *double* opening day; third day *more than tripled* opening day.

GARRICK, CHICAGO: Boom business nearly doubling that of "King of Burlesque."

PALACE, HARTFORD: Re-opened this theatre, closed for a month by flood. Slightly under "Steamboat Round the Bend's" sensational move-over gross!

WILL
Rogers

in MARK TWAIN'S

"A CONNECTICUT YANKEE"

with

MYRNA LOY

MAUREEN O'SULLIVAN

Directed by David Butler
a FOX picture

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE

PLAY IT AGAIN...PROFIT AGAIN!

"Old Man" Is Best in Fair Week at K. C.

Kansas City, April 16. — Holy Week and only fair bills at downtown first runs gave the city a poor week. Weather was normal.

"Everybody's Old Man" made the best comparative showing with $3,100 in five days against a $2,700 average. It was pulled to bring in "Captain January" and catch the school children, who went on vacation April 9.

"To Beat the Band" marched the Tower over the $7,000 average by $100. "The Walking Dead" stalked an $8,000 in eight days at the Newman, average; while "The Bohemian Girl" at Loew's Midland did $7,200 in face of $11,500 average, and "Snowed Under" weakened at the Mainstreet, doing $5,600, when $8,000 is average.

Total first run business was $31,000. Average is $37,200.

Estimated takings:

Week Ending April 8:

"EVERYBODY'S OLD MAN" (20th-Fox)
UPTOWN — (2,000), 25c-40c, 5 days. **Gross:** $3,100. (Average, five days, $2,700)

Week Ending April 9:

"SNOWED UNDER" (F.N.)
MAINSTREET—(3,100), 25c-40c, 7 days. **Gross:** $5,600. (Average, $8,000)

"THE BOHEMIAN GIRL" (M-G-M)
MIDLAND—(4,000), 25c-40c, 7 days. **Gross:** $7,200. (Average, $11,500)

"THE WALKING DEAD" (W.B.)
NEWMAN — (1,900), 25c-40c, 8 days. **Gross:** $8,000. (Average, $8,000)

"TO BEAT THE BAND" (Radio)
TOWER—(2,200), 25c-35c, 7 days. Stage: O'Connor Family, Jordan & Grace, Johnny Special and Violet Joy Neubeiser. **Gross:** $7,100. (Average, $7,000)

"Pine," 2nd Week $6,000, Portland

Portland, April 16.—"Trail of the Lonesome Pine," in its second week at the Paramount, took $6,000, over normal by $1,000.

"Sutter's Gold" at the Broadway grossed $8,000 in its first week, over par by $3,000.

"Rhodes" was teamed with "Music Goes 'Round" at Orpheum and the dual secured $7,000, over average by $2,000.

The weather was ideal, but slowed matinees somewhat.

Total first run business was $34,000. Average is $24,700.

Estimated takings for the week ending April 12:

"SUTTER'S GOLD" (Univ.)
BROADWAY—(1,912), 30c-35c-40c, 7 days. **Gross:** $8,000. (Average, $5,000)

"FRISCO KID" (W.B.)
"MAN WHO BROKE BANK AT MONTE CARLO" (20th-Fox)
(2nd Run)
BLUE MOUSE—(1,700), 20c-25c, 7 days. **Gross:** $1,700. (Average, $1,700)

"HELL SHIP MORGAN" (Col.)
"BRIDES ARE LIKE THAT" (F.N.)
MAYFAIR—(1,700), 30c-35c-40c, 7 days. **Gross:** $4,000. (Average, $3,000)

"RHODES" (G.B.)
"MUSIC GOES 'ROUND" (Col.)
ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $7,000. (Average, $5,000)

"TRAIL OF LONESOME PINE" (Para.)
"EVERY SATURDAY NIGHT" (20th-Fox)
PARAMOUNT — (3,008), 30c-35c-40c, 7 days, 2nd week. **Gross:** $7,000. (Average, $5,000)

"SMALL TOWN GIRL" (M-G-M)
UNITED ARTISTS—(945), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

Out Hollywood Way

Hollywood, April 16.—Radio buys two stories, "We Who Are About to Die," by David Lamson, and "Million Dollar Profile," original by Muriel Scheck and H. A. Kraft. Edward Small will produce the first and Edward Kaufman the second. . . . Three swing tunes to be featured in "Three Cheers for Love," which Melville Shauer is producing for Paramount. . . . Pickford-Lasky sign Leo Carrillo for four pictures, the first to be "The Gay Desperado." . . . Ketti Gallian signed to a long-term Paramount contract, first in "The Old Timer."

Florence Enright, former Universal dramatic coach, succeeds Lillian Barclay as head of the stock players' school at Twentieth Century-Fox. . . . The city fathers of Culver City had a sign, a mile and a half long, painted on the main street advertising "Little Lord Fauntleroy," as a gesture to David O. Selznick, who made the film there. . . . The Stan Laurels had the Harry Lachmans as guests on their yacht over Easter. . . . Helen Parrish, 13-year-old player, has option taken up by Radio. . . . Gary Cooper due from vacation April 20 to start in Paramount's "Texas Ranger."

Jack Holt back at work in Universal's "Crash Donovan" after an attack of influenza. . . . Steffi Duna suffering a severe attack of influenza, and Charles Collins, also of "Dancing Pirate" cast, just had his tonsils out. . . . Ann Harding addressed the young players at Paramount as part of their school training. . . . Radio buys "Flirting with Fate," which William Sistrom will produce. . . . Republic buys "Gangs of New York," Herbert Asbury novel. . . . Pioneer to make "The Life of Chinese Gordon," who was credited with breaking up the African slave trade.

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Casting—Herman Bing, Donald Meek, Raymond Walburn and Thurston Hall added to "Three Wise Guys" at M-G-M. . . . Guy Bates Post in "Suicide Club," same studio. . . . Olive Cromwell added to George Hirliman's "Yellow Cargo" . . . Donald Crisp and Robert Barratt in "The Charge of the Light Brigade," Warners. . . . Claire Dodd replaces Marguerite Churchill in Warners' "Old Glory." Virginia Brissac and Stuart Holmes added to same film. . . . Henry Kolker, Herbert Rawlinson and Gilbert Emery in "Bullets or Ballots," same studio. . . . Frank Conroy, Clyde Cook, Alma Lloyd and Gaby Fay in Warners' "Angel of Mercy."

Warners assign Kenneth Harlan to "Public Enemy's Wife" and James Melton to "Cain and Mabel." . . . Edith Atwater in feminine lead of M-G-M's "We Went to College," opposite Edmund Lowe. . . . Russel Hardie and Ann Rutherford to be teamed by Nat Levine in "Twenty Fathoms Below." . . . Robert Kent gets masculine lead opposite Gloria Stuart in "Mercy Killer," 20th-Fox.

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Writers—Paramount writing assignments include Madeleine Ruthven doing screen play for "Born to Fight," formerly "Johnny Gets His Gun;" Dore Schary on dialogue and continuity of "The Old Timer," Franklin Coen and Sylvia Thalberg on screenplay of "A Son Comes Home," Joseph M. March writing script of "Everything for Sale," Helen Gwynne working on "Junior Prom," James Gruen on "Double Indemnity," Ralph Block and Nina Frazer doing screen play on "The Golden Era," Julian Street writing original, "The Doctor's Wife," which Arthur Hornblow will produce.

Jack Moffett and Sidney Salkow writing screen play on "Murder for Pictures," also Paramount. . . . Commander Frank Wead assigned by Radio to do original, titled "Coast Guard," which Edward Small will produce. . . . Radio signs William Faulkner to adapt "Gunga Din," and Joseph Fields to write an original which Lee Marcus will produce. . . . Al Boasberg writing script of new Marx Brothers film, as yet untitled, and which Irving Thalberg will produce.

K. C. Tower 2 Years Old

Kansas City, April 16. — The Tower, independent first run, is celebrating its second anniversary. Since it was opened in April, 1934, the house has presented 3,024 consecutive stage performances, and 104 features. It is the only house in Missouri and Kansas that has offered vaudeville every day for two years.

Jack Lester, a new producer, has been engaged to handle the shows. He formerly was producer for Grauman's Chinese and the Pantages in Hollywood.

Picketing Stay Refused

Portland, Me., April 16.—Union representatives won a court tilt here against the Frederick E. Lieberman circuit when Justice Sidney Thaxter in the Supreme Judicial Court denied an injunction against picketing at Keith's by projectionists and stage hands' unions.

Evergreen Men Meet

Seattle, April 16. — Managers of Hamrick-Evergreen's three Pacific Northwest districts have been holding a pre-spring convention here this week, under the sponsorship of Frank L. Newman, Sr., head of the circuit.

In the three-month business contest between the divisions, Al Finkelstein's Oregon state division was awarded first place. Second place went to Al Rosenberg's Washington state division, exclusive of Seattle. Third place money went to the Seattle city division.

Bank Night in N. O. Test

New Orleans, April 16. — Bank Night is facing a court test here as a result of the alleged refusal to admit a colored boy holding the winning ticket on the ground that the colored balcony of the Fiorito was crowded. Judge Williams Seeber in City Court has set April 27 as the date for a hearing.

"Petticoat," Dual, Frisco Hit, $19,000

San Francisco, April 16. — Outstanding in a collection of dull grosses for Holy Week, "Petticoat Fever," topping a dual bill with "Charlie Chan at the Circus," grossed a snappy $19,000 at the Warfield. This was $4,000 above normal.

"Modern Times," in its fifth week, took $7,000 in nine days at the United Artists. The only other spot to pierce the gloom was the Embassy, which was nearly 100 per cent over par with $6,500 on "Penitentes Murder Case."

Total first run business was $75,700. Average is $74,700.

Estimated takings:

Week Ending April 7:

"TWO IN REVOLT" (Radio)
"FIND THE MAN" (Far West)
GOLDEN GATE—(2,850), 15c-25c-35c-40c, 7 days. Stage, band. **Gross:** $13,000. (Average, $14,500)

Week Ending April 8:

"GIVE US THIS NIGHT" (Para.)
"13 HOURS BY AIR" (Para.)
PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $11,000. (Average, $11,500)

Week Ending April 9:

"PENITENTES MURDER CASE" (Revere)
EMBASSY—(1,400), 15c-30c-35c, 7 days. **Gross:** $6,500. (Average. $3,600)

"MOONLIGHT MURDER" (M-G-M)
"TIMOTHY'S QUEST" (Para.)
FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $4,800. (Average, $6,000)

"SUTTER'S GOLD" (Univ.)
ORPHEUM — (2,440), 15c-30c-35c-40c. 7 days, 2nd week. **Gross:** $5,500. (Average, $6,800)

"ROSE MARIE" (M-G-M)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days. **Gross:** $7,000. (Average, $7,000)

"PETTICOAT FEVER" (M-G-M)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
WARFIELD — (2,680), 15c-30c-35c-40c, 7 days. **Gross:** $19,000. (Average, $15,000)

Week Ending April 10:

"LA MATERNELLE" (French)
CLAY—(400), 15c-35c, 7 days. **Gross:** $900. (Average, $1,000)

"MODERN TIMES" (U.A.)
UNITED ARTISTS—(1,200). 15c-25c-35c-40c-55c, 9 days, 5th week. **Gross:** $7,000. (Average, $9,000)

"Old Man" Is Only New Haven Grosser

New Haven, April 16.—Only one of the four downtown houses beat par last week. The College, featuring "Everybody's Old Man" and "Silly Billies," with a very successful amateur night, garnered $3,400.

The Poli, with "Robin Hood of El Dorado" and "My Marriage," went $1,000 under the average of $7,000; while "Give Us This Night" at the Paramount dropped $1,000 below normal.

Total first run business was $16,600. Average is $19,300.

Estimated takings for the week ending April 10:

"EVERYBODY'S OLD MAN" (20th-Fox)
"SILLY BILLIES" (Radio)
COLLEGE—(1,499), 25c-35c. 7 days. **Gross:** $3,400. (Average. $2.800)

"GIVE US THIS NIGHT" (Para.)
"TOO MANY PARENTS" (Para.)
PARAMOUNT—(2,400), 35c-50c, 7 days. **Gross:** $3,800. (Average, $4,800)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"MY MARRIAGE" (20th-Fox)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $6,000. (Average. $7,000)

"THE WALKING DEAD" (W. B.)
"LAUGHING IRISH EYES" (Republic)
ROGER SHERMAN—(2,200). 35c-50c, 7 days. **Gross:** $3,400. (Average, $4,700)

SINCLAIR LEWIS

dared

the wrath of a nation to write the scathing novel that inspired this "outstandingly fine picture".*

"I MARRIED A DOCTOR"

With the Stars of 'Oil For The Lamps Of China'

PAT O'BRIEN

JOSEPHINE HUTCHINSON

ROSS ALEXANDER
GUY KIBBEE and
LOUISE FAZENDA

OLIN HOWLAND MARGARET IRVING
ALMA LLOYD • GRACE STAFFORD • RAY MAYER

Directed by **ARCHIE MAYO**

Another "Sweet Box-Office Prospect"* from WARNER BROS.

* *Variety Daily*

◂ Purely Personal ▸

CHARLES L. CASANAVE, general manager for National Screen, is in Chicago to meet Morton Van Praag for a conference of central states sales representatives. This is the third session of the kind.

•

Dave Rubinoff, without his violin, sailed for Havana last night on a brief vacation, touted as his first venture aboard ship since leaving Russia for the States 25 years ago. His brother and manager, Phil Rubinoff, is chaperoning.

Prize Double Bills

Love Before Breakfast
The Bride Comes Home
—*Ali Gaga*

Martin Beck sailed Wednesday on the *Aquitania* for London to confer with Rupert D'Oyly Carte and his manager, Richard Collet, on a return to America of the D'Oyly Carte Opera Co.

•

Arthur W. Kelly, vice-president in charge of foreign sales for United Artists, returned yesterday from a month's tour of company exchanges in Panama, Cuba and Mexico.

•

Charles Heyman of the Lafayette, Buffalo, is visiting with Abe Montague and Joe McComber at the Columbia offices.

•

Rube Jackter, assistant sales manager at Columbia, is sporting a new Buick. It is a six-passenger job finished in green.

•

M. E. Comerford returned to Scranton Wednesday from Miami, where he had been spending the winter.

•

Hal Horne, due in from Hollywood yesterday, didn't arrive. He's still on the Gold Coast.

•

H. J. Yates returned from a European trip yesterday on the *Manhattan*.

•

Edward G. Robinson left for the Coast yesterday on the Century.

Poster Men Gather For Chicago Talks

Chicago, April 16.—The Palmer House will be the scene of the gathering of poster men at their annual national convention. More than 100 poster supply houses are sending representatives to the meetings which get under way Saturday and continue through Sunday.

Simon Libros, president of the National Poster Service Ass'n will preside.

Gordon, Revel for G. B.

Gordon and Revel are preparing the numbers for G.B.'s "Everybody Dance" and will follow this assignment by doing the musical score for the next Jessie Matthews feature.

"Robin Hood," Bernie Strong In Washington

Washington, April 16. — Holy Week took a heavy toll with Loew's Fox the notable exception. "Robin Hood of El Dorado" and Ben Bernie and his lads grossed $24,200, to top par by $3,300.

A return engagement of "Desire" at the Metropolitan sent the take to $5,900, topping average by $1,600.

"Snowed Under" at the Earle with a weak stage show took only $12,000, down by $6,200. "Timothy's Quest" dropped to $2,900, under by $700, at Loew's Columbia. "The Bohemian Girl," supplemented by the locally produced "It Happened in Washington," took $11,000, down by $4,800, at Loew's Palace. "Three Women" received $2,700 at the Belasco, under par by $300.

At RKO-Keith's, "Love Before Breakfast" took $7,600 on seven days, a run which was extended two days when an additional $1,700.

Total first run business was $68,000. Average is $76,700.

Estimated takings, exclusive of tax:

Week Ending April 9:

"SNOWED UNDER" (W.B.)

EARLE—(2,218), 25c-77c, 7 days. Stage: Kitchen Pirates, Royal Pinschers, Geraldine & Joe, Frank Gaby. **Gross:** $12,000. (Average, $18,400)

"TIMOTHY'S QUEST" (Para.)

LOEW'S COLUMBIA—(1,264), 25c-40c, 7 days. **Gross:** $2,900. (Average, $3,600)

"ROBIN HOOD OF EL DORADO" (M-G-M)

LOEW'S FOX—(3,434), 25c-66c, 7 days. Stage: Ben Bernie, Billy Wilson, Ray Hendricks, Billy Severn, Manny Prager, Joey Rardin. **Gross:** $24,200. (Average, $20,900)

"DESIRE" (Para.)

METROPOLITAN — (1,591), 25c-40c, 7 days (return engagement). **Gross:** $5,900. (Average, first run, $4,300)

Nine Days Ending April 9:

"LOVE BEFORE BREAKFAST" (Univ.)

RKO-KEITH'S—(1,836), 25c-55c, 9 days. **Gross:** $9,300 (First 7 days: $7,600; last 2: $1,700). (Average, first run, 7 days, $10,600)

Week Ending April 10:

"THREE WOMEN" (Amkino)

BELASCO — (1,140), 25c-65c, 7 days. **Gross:** $2,700. (Average, $3,000)

"THE BOHEMIAN GIRL" (M-G-M)

LOEW'S PALACE—(2,370), 35c-55c, 7 days ("It Happened in Washington" added). **Gross:** $11,000. (Average, $15,900)

RKO Enlarges Staff At Work on Trailers

Radio Pictures is increasing the production staff assigned to the making of the company's trailers in a series of experiments aimed at improving their quality. The experiments were started during the past 30 to 60 days when all RKO trailer production was concentrated at the company's west coast studios.

The peak of improvement in the trailers is expected by the start of the new season. National Screen Service cooperates in their production with the RKO trailer staff and continues distribution of them. A new contract with National Screen was recently closed by RKO.

Rebuild Holland Spot

Holland, Mich., April 16. — The Colonial, Butterfield house, which was badly damaged by fire some weeks ago, has been completely rebuilt and has been reopened for business.

Eighteen for $1

Lincoln, Neb., April 16.—Descending box-office prices here have again made possible almost unbelievable entertainment values. Doubling features and splitting weeks has caused the exhibition scene here to demand an average of 23 feature pictures per week, 18 of which may be seen by spending $1. The $1, if spent in the right places, will buy four evening shows and three matinees. And six of the films will be first run.

New Ampa Slate Put Up for Annual Vote

(*Continued from page 1*)

Hal Horne, was at the same time withdrawn, in favor of the following nominees submitted by Charles Leonard's "regular" committeemen:

For president, Gordon White; vice-president, Charles Leonard; secretary, Ralph Lund; treasurer, Herbert Spencer Berg; trustee, William Ferguson. White, Berg and Ferguson are now serving in the same spots.

Nominated for the directorate, and likewise assured of election, were: White, Leonard, Lund, Berg, Monroe Greenthal, Barret McCormick, Tom Waller, George Gerhard and Milton Silver.

Ampa's members, in session for the regular Thursday luncheon-meeting, at the Hotel Astor, tentatively accepted the artist's design for the medals that will be awarded to the best trade paper, fan publication and newspaper advertisement published in 1935 by the New York advertising departments of distributors, and to be judged by prominent trade, fan and newspaper editors and publishers. The judging will take place at next Thursday's meeting, and election of officers at the following meeting.

James P. Cunningham moved, and was seconded, in a resolution expressing the sympathy of all of the Ampa on the death of Felix F. Feist. A committee was delegated to represent the membership at the funeral.

In reconsidering its resignation, the nominating committee abandoned its attempt to enlarge the board of directors, because of unconstitutionality involved. Chairman Leonard, however, urged the members to insist on securing greater representation on the board.

Robbins Is Elected Intermountain Head

Salt Lake City, April 16.—Stanley Robbins of Ogden, Utah, was elected president of the Intermountain Theatre Ass'n. yesterday at the annual meeting. Robbins succeeds E. C. Huish, Eureka, Utah. Other officers elected were: John H. Gillette, vice-president; John Rugar, treasurer; Beverly S. Clendenin, secretary.

Directors elected were: Huish, Joseph Lawrence, Stanley Rich, I. H. Harris, A. F. Johnson.

Holman Coming East

Hollywood, April 16.—Russell Holman, Paramount's eastern story head, is planning to leave for New York tomorrow night having completed his conferences on product here.

Closed Shop For Writers Before Guild

(*Continued from page 1*)

this aim are the amalgamation of all writers in the Authors' League and the prohibition of contracts or options for services, or sale of material in the screen writing field after May 2, 1938.

The program of the meeting also will include the election of officers and an executive board for the ensuing year; reports of officers and committees.

One of the reports will urge adoption or rejection of the proposal for all members to become members of the Authors' League, and action on a proposal that the executive board be instructed to cooperate with the Authors' League toward obtaining a complete league shop, any such plan to be submitted for a vote of the full membership.

Another proposal up for vote is to instruct the executive board to continue in effect its order on Article 12 of working rules.

Members unable to be present will vote by proxy.

Chose Drafters For New Copyright Law

(*Continued from page 1*)

indicates that considerable difficulty will be encountered in developing a bill which will give Ascap all that is asked for during the hearings. Representative O'Malley has been consistently an enemy of Ascap. While several of the members named have evinced sympathy with the music organization's point of view, others are antagonistic.

Although the committee may develop legislation for submission to the House, there is little likelihood of its enactment in this session in view of the desire of Administration leaders in Congress to sidetrack all controversial matters not on President Roosevelt's "must" list in order that the session may adjourn early.

Phila. Critics Will See "Things" Open

United Artists will bring a contingent in film and drama critics in from Philadelphia for the premiere of "Things to Come" at the Rivoli tonight.

In the group will be Harry Murdock, *Ledger;* Jeff Keene, *News;* Elsie Finn, *Record;* Mildred Martin, *Inquirer;* Bill Gleason, *Bulletin;* Powers Goureau, WCAU. They will be accompanied by Harry Goldberg, Warner theatre publicity head; Jules Seltzer, his assistant, and Charles Perry, U. A. exploitation man.

O'Brien Signed for Six

Hollywood, April 16.—George Hirliman today signed George O'Brien for a series of six pictures, the first to be Jack London's "Valley of the Moon." None will be in color.

Levine Back from T. H.

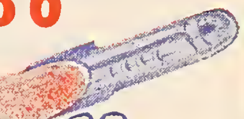
Hollywood, April 16.—Nat Levine today returned from his business and pleasure trip to Honolulu.

TWO IMPORTANT DATES IN *American history!*

THE 18TH OF APRIL IN '75

(Paul Revere's Ride)

THE 18TH OF APRIL IN '36



"Things to Come"

(H. G. Well s' amazing prediction of the future starts its regular popular priced run at the Rivoli Theatre, N. Y.)

Tonight's gala premiere will be one of the events of the season. Famous scientists, educators, engineers, aviators, government officials and everybody who *is* anybody in the industry will be there! Newsreel cameramen will film the surging tide of celebrities, kleig lights will vie with the flashlights of news photographers, a radio broadcast from the lobby of the theatre will inform listeners-in of the arrival of notables. It will be a fitting tribute to the most spectacular picture ever produced!

An ALEXANDER KORDA Production

A LONDON FILM

Released thru **UNITED ARTISTS**

"Whipsaw" Dual Is Fair in Montreal

Montreal, April 16.—Holy Week had its traditional effect upon grosses with the result that all takings were below the line. The combination of "Whipsaw" and "Love on a Bet" gave the Capitol the leading position with $9,000, or only $500 below par.

Vaudeville and twin features at Loew's, headed by "Tough Guy," accounted for $9,500 at Loew's. The second week of "Follow the Fleet" at the Palace secured $8,000 after a first seven days with $13,500.

"Lady of Secrets" headed the double bill at the Princess for a gross of $6,500. Social and sport activities were at a standstill and Easter shopping was chief opposition.

Total first run business was $35,500. Average is $41,500.

Estimated takings for the week ending April 11:

"WHIPSAW" (M-G-M)
"LOVE ON A BET" (Radio)
CAPITOL—(2,547), 25c-35c-40c-50c-60c, 7 days. **Gross:** $9,000. (Average, $9,500)

"LOVE ME FOREVER" (Col.)
IMPERIAL—(1,914), 15c-20c-25c-34c, 7 days. Added repeat feature: "Little Women" (Radio). **Gross:** $2,500. (Average, $3,500)

"TOUGH GUY" (M-G-M)
"THREE LIVE GHOSTS" (M-G-M)
LOEW'S—(3,115), 30c-34c-40c-50c-60c, 7 days. Stage: Five acts of vaudeville. **Gross:** $9,500. (Average, $10,500)

"FOLLOW THE FLEET" (Radio)
PALACE—(2,600), 25c-35c-40c-50c-65c, 7 days, 2nd week. **Gross:** $8,000. First week: $13,500. (Average, $11,000)

"LADY OF SECRETS" (Col.)
"PUBLIC MENACE" (Col.)
PRINCESS—(2,272), 25c-30c-35c-50c-65c, 7 days. **Gross:** $6,500. (Average, $7.000)

Legislation Topic Of Des Moines Meet

Des Moines, April 16.—One of the subjects scheduled for discussion at the spring meeting of Allied Theatre Owners of Iowa and Nebraska at the Kirkwood Hotel Monday will be a legislative program. The idea is to clarify the organization's attitude on legislation and to present the results to members of the Legislature.

Trade practices will also come up.

Directors of the organization are: H. A. Taylor, Omaha; H. A. Larson, Oakland, Neb.; W. M. Miller, Ashland, Neb.; Phil March, Wayne, Neb.; Clifford Niles, Anamosa, Ia.; Jake Rosenthal, Waterloo, Ia.; Charles Peterson, Hampton, Ia.; W. A. Dutton, Manchester, Ia.; A. J. Swanton, Emmetsburg, Ia.; E. C. Potter, New Hampton, Ia.; L. A. Kuhl, Corning, Ia, and Mr. Wolcott.

Golf Season Hits Coast

Hollywood, April 16.—The Paramount studio will hold its annual golf tournament May 24. The course has not been selected as yet.

The Hal Roach studio golf tournament will be held April 19 at El Rancho County Club, with all employees eligible for the 68 prizes. The committee includes Charlie Chase, S. S. Van Keuren, W. W. Wells, Russell Walker and Lawrence Tarver. A dinner at the club will follow.

Wanger Has Two to Go

Hollywood, April 16. — Walter Wanger has two more, "Spendthrift" and "Simoon," to do for Paramount before he becomes affiliated with United Artists.

Variety Club Chatter

Cincinnati

Cincinnati, April 16.—New barkers are Bob Miketta of WLW, local radio station, and E. C. Nagel, salesman for Twentieth Century-Fox.

Harry J. Wessel, chief barker, is bewailing the loss of a typewriter and adding machine annexed by burglars.

Mrs. P. M. Cohan, Minneapolis, greatly improved in health, is visiting her parents, Harry J. Wessel and Mrs. Wessel.

At least 10 barkers will go to Columbus to attend the annual banquet of Tent No. 2, April 19.

Harry Schreiber, RKO city manager, Columbus No. 2, was a visitor here.

Columbus

Columbus, April 16.—Isham Jones and his 19-piece orchestra will be brought from New York to play for the fifth annual Variety Club banquet, April 19. Several screen, stage and radio stars will headline the show.

Delegates from practically every club in the country are expected. Attendance is limited to 400, according to M. R. Clark, president.

Washington

Washington, April 16. — Variety Club went athletic in a big way at the last weekly luncheon, with the committee on social activities offering a program of boxing and wrestling matches.

Arranged by Nate Stiefel, in association of Jim McNamara of the Jewish Community Center, five boxing bouts and one "rassling" match were staged. From the J. C. C. came Tommy Herbert and Nat Brown, Ray Morse and Henry Peterson, and Bobby Decker and Billy Todd Duno, and from the Metropolitan Police Boys Club came Danny and Charlie Petro. and El Brookman, who was paired again with Bobby Decker.

The single wrestling match was between Joe Accardy and Martin Lunsford.

Following the matches a buffet supper was served by A. Julian Brylawski's committee.

A bingo party is planned for April 20.

Muni in "Pasteur" Wins March Honors

Hollywood, April 16.—Paul Muni's work in "The Story of Louis Pasteur" has been voted the best individual performance during March by the Screen Actors' Guild.

Honorable mention went to Jean Hersholt, who came within two votes of Muni, for his performance in "The Country Doctor."

Bonita Granville received second mention for the role of Mary Tilford in "These Three."

The Screen Writers' Guild has voted Sheridan Gibney and Pierre Collings top honors during March for "The Story of Louis Pasteur," with Lillian Hellman receiving honorable mention for "These Three." Sonya Levien received second mention for the screenplay of "The Country Doctor."

Reopen Fox Gem, Topeka

Kansas City, April 16.—The Fox Gem at Topeka, has reopened after having been remodeled and redecorated. The house has a new marquee and front decorations, a new screen, new lighting fixtures, etc.

The Fox Orpheum at Topeka is now being remodeled. It is getting a new front and marquee; the old balconies are being torn out and new seats installed. The seating arrangement has been modernized. New sound equipment has been purchased for the house.

Fremont Men Shifted

Fremont, Neb., April 16.—General Theatres Corp. has ordered Eddie Calnon, for two and a half years manager of the Empress and Fremont here, to take over management of the Granada at Norfolk. Bill Mack, manager of the Fremont, takes over both Fremont houses, to be assisted by Ross Mack, his brother, in the Fremont.

Fox Midwest Seeking Zone Suit Dismissal

Kansas City, April 16.—On the ground that there is no cause for action and that the parties plaintiff are misjoined, Fox Midwest has moved to dismiss the suit against it and major distributors filed some time ago by independents who seek a permanent injunction against zoning.

The injunction is sought on the ground that zoning constitutes a conspiracy. The defendants will deny concerted action in an answer to be filed within the next few days. They have indicated they will not raise the interstate commerce issue.

Planning Name Change

Denver, April 16.—A. P. Archer, president of Denver Theatre Managers, Inc., states his organization will vote on changing its name to Rocky Mountain Theatres Owners Ass'n at the next meeting. This is a very active exhibition group in the mountain states and the change of name is being made on the request of many independent exhibitors of nearby towns, who desire membership in the Denver organization which now embraces 35 independents and only one circuit.

Set Swarthout Film

Hollywood, April 16. — Albert Lewis has set May 4 as the date on which he will start "The New Divorce," next Paramount picture for Gladys Swarthout. The story is by Laura and S. J. Perleman, and Sam Coslow and Frederick Hollander are preparing the musical score.

20th-Fox Borrows Two

Hollywood, April 16. — Warners have loaned Ian Hunter and Glenda Farrell to Twentieth Century-Fox. Hunter will appear in "To Mary—With Love," and Miss Farrell has been cast in "Trouble Maker."

Set Brief Date in Fox Chicago Suit

Attorneys of record in the $1,000,000 action brought against William Fox by the Chicago Title & Trust Co., based on a personal guarantee of Roxy Theatre stock by Fox, have been given until May 8 to file findings and until May 15 for the filing of briefs with Referee Sol Stroock.

Stroock has been given until May 29 to file his report and recommendations in the case with the N. Y. Supreme Court, by which it must be confirmed, although an extension of the time later is possible. The taking of testimony in the case was begun before Stroock almost a year ago and was completed during the winter. Stroock recently made a preliminary report to the attorneys in the case in which he offered the opinion that Fox was liable to a $1,000,000 judgment and that Fox's counter claims entered in the action had not been substantiated. Attorneys said the report is without legal significance as it can be materially qualified by the final report to be filed with the court after the findings have been passed upon and the briefs submitted.

Legion Approves 12 Of 13 New Pictures

The National Legion of Decency, in its list for the current week, classifying 13 new features reviewed, designates five films as unobjectionable for general patronage, seven as unobjectionable for adults, and one as objectionable in part.

The new pictures, and their classification, follow: Class A, Section 1, Unobjectionable for General Patronage—"Alles Weg'n Dem Hund," "Comin' 'Round the Mountain," "Desert Phantom," "Lawless Border," "Re Burlone" (Italian). Class A, Section 2, Unobjectionable for Adults—"Brilliant Marriage," "The Great Ziegfeld," "Karneval und Liebe," "La Figlia Ritrovata" (Italian), "Moonlight Murder," "Small Town Girl," "Schoen istes verliebt zu sein." Class B, Objectionable in Part"—"Lightning Jim Carson."

Bill Would Add to Fire Bureau Power

Louisville, Ky., April 16.—Safety Director Wakefield has approved a proposed ordinance for better fire safety provisions in places of public gathering. The action followed a conference with Assistant Fire Chief S. G. Render as a result of the recent fire at the Gayety.

The ordinance would empower the fire prevention bureau to take steps to remedy failure to take proper safeguards. At present the bureau is without power of enforcement, merely reporting violations to the state fire marshal and building inspector.

Back in Theatre Post

Indianapolis, April 16.—Earl Cunningham has returned as general manager of the Fountain Square Theatre Co., here, with supervision over the Fountain Square, Granada and Sanders, neighborhood houses. He held the position six years, leaving the city a year ago. He succeeds Al Schwartz, who has gone to Oklahoma City to take over a theatre there.

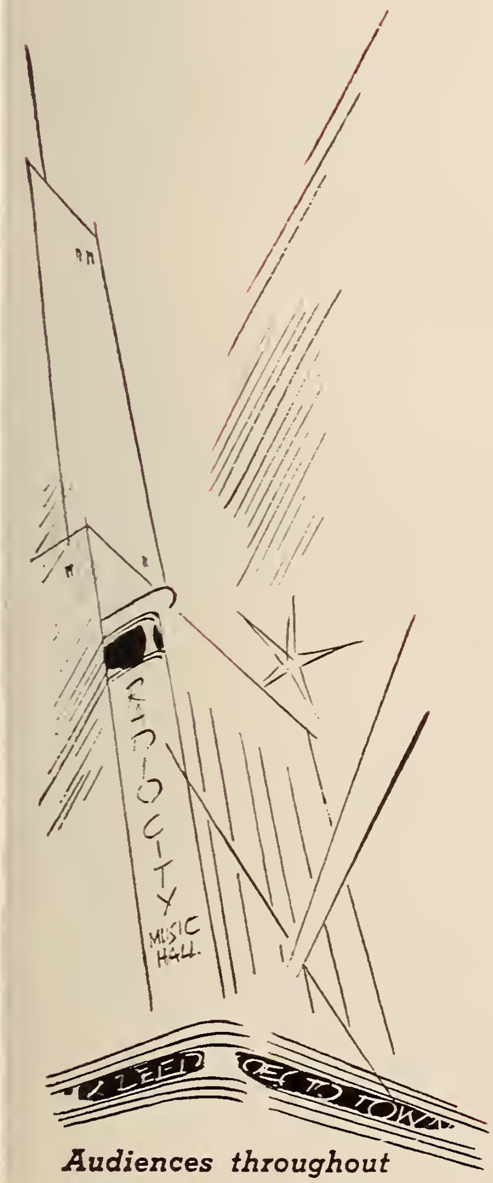
W. G. VAN SCHMUS . . .

MANAGING DIRECTOR OF
RADIO CITY MUSIC HALL

reports . . . .

"Mr. Deeds Goes to Town opened at the Music Hall yesterday. The reactions of our audiences throughout the day were unusually happy news for any theatre – anywhere.

They laughed . . . they cried . . . they were in suspense and thrills . . . and when it was all over gave the picture a great outburst of applause . . . the sort given only outstanding pictures."



Audiences throughout America are already enthusiastically concurring in Mr. Van Schmus' opinion!

Thank you Mr. Van Schmus

COLUMBIA PICTURES CORPORATION

M-G-M Will Pause For Feist Service

(Continued from page 1)

executive's memory continued to pour in from out-of-town points.

The Ampa, at its regular meeting, took official action in the form of resolution while many hands were raised in response to a request from President Gordon S. White for formation of a delegation to attend the services this morning. The text of the resolution follows:

WHEREAS, the motion picture industry has lost one of its outstanding leaders in the passing of Felix F. Feist, and

WHEREAS, the members of the Associated Motion Picture Advertisers, Inc., individually mourn the loss of a true and sincere friend, a man of sympathy and understanding, earnest in purpose, high minded in principle, and

WHEREAS, the association acknowledges with appreciation the interest and encouragement which Felix F. Feist at all times manifested toward the organization, therefore be it

RESOLVED, that we tender these heartfelt expressions of condolence and deep sympathy to Mr. Feist's family.

Eulogies of Feist Continue in Flood

Additional comment on the death of Felix Feist follows:

GEORGE W. WEEKS, general sales manager, G. B.: "In the untimely passing of Felix Feist, the industry has lost one of its finest characters. For many years I have had occasion to come in close business contact with him, and never once did he take advantage of a friendship, nor did he overstep the bounds of business ethics."

HARRY HUFFMAN, first run operator in Denver visiting here: "Mr. Feist's death is a loss to the industry. The work he accomplished and the work he stood for will serve as a perpetual guide for those who follow."

A. H. SCHWARTZ, president, Century Circuit: "The death of Felix Feist came as a shock to the industry and his personal friends, in whose regard no man was held in higher esteem."

HARRY GOLD, assistant to George J. Schaefer, United Artists: "Felix Feist was one of the industry's truly fine figures. An outstanding sales executive, he possessed rare qualities."

A. P. WAXMAN, advertising counsel, G. B.: "Felix Feist is gone, but the memory of his genial and effervescent personality will ever linger in my memory. For more than 22 years I have had both business and social relations with Felix and never in that time had he by deed or action been other than what the words 'true gentleman' implied."

The Jewish Theatrical Guild, DAVID FERGUSON, executive secretary: "The Guild mourns deeply the passing of Felix Feist. He was a life member of the organization, having been one of the first to join when the Guild was established 12 years ago. Although he had not been active in recent years he could always be depended upon to lend his support."

BOSTON, April 16.—WALTER LITTLEFIELD, Allied leader, said: "Speaking as a personal acquaintance, the industry has lost a great asset."

FRANK LYDON, vice-president, Allied: "The industry can ill afford to lose men of Feist's calibre."

MAURICE WOLF, M-G-M manager: "The men in the field loved Felix Feist and his passing is a great loss to them as well as the industry. He was a fine leader."

H. M. ADDISON, district manager for Loew's: "Feist's death is a great blow to all and particularly M-G-M. The industry will miss him tremendously."

CHICAGO, April 16.—ABE FISCHER: "I feel a great personal loss. He was so naturally gracious. I shall never forget him or his many real courtesies to me."

FELIX MENDELSOHN, branch manager, M-G-M: "I will always remember with a great deal of pleasure the many years I was associated with Felix Feist. He was a great and lovable character and I feel a sincere personal loss in his passing."

ARTHUR SCHOENSTADT, Schoenstadt Theatres: "Felix Feist was a man who was fair in all controversy. I am but one of many who are deeply grieved at his passing."

W. A. V. MACK: "In the passing of Felix Feist our industry has suffered an irreparable loss. His magnetic personality and democratic spirit endeared him to everyone with whom he came into contact."

CINCINNATI, April 16.—EDWIN M. BOOTH, manager of the M-G-M exchange: "Feist was my personal friend for many years. Words are inadequate to express my deep sorrow. He was intensely human, lovable and considerate, as evidenced by his practice of invariably requesting two minutes of silence with bowed heads in memory of Marcus Loew before the opening of every convention. His sterling qualities and marvelous character will live forever as an inspiration to this industry."

ALLAN S. MORITZ, manager of the Columbia exchange: "Feist's passing leaves a void in the business and social world that will be hard to fill. He had a host of friends here."

CLEVELAND, April 16.—I. J. SCHMERTZ, Twentieth Century-Fox branch manager: "The passing of Feist is a terrible loss to the entire industry."

HENRY GREENBERGER and MAX LEFKOWICH of the Community Circuit, Cleveland, issued this joint statement: "We deeply regret the loss of a man of Feist's caliber in the industry. He was a fine gentleman and wielded a wide influence for good."

FRANK DREW, M-G-M branch manager: "The death of Felix Feist is a terrible shock. He was one of the most beloved men in the industry."

MYER FINE, Associated Theatres: "The industry has lost one of its biggest leaders. Feist was a fine man whose death we sincerely regret."

NAT WOLF, Warner zone manager: "The death of an inspiring character like Feist leaves the industry crushed. He set the high standards on which this industry has been built and his death is a great industry loss."

DETROIT, April 16.—FRANK J. DOWNEY, branch manager, M-G-M: "I cannot adequately express my deep grief over the untimely passing of our great leader and my warm personal friend. I speak the feelings of each and every employee of the Detroit branch in expressing the deepest of sorrow."

M. M. GOTTLIEB, branch manager, Universal: "The industry has lost one of its outstanding leaders and a fine man."

NAT LEVY, divisional manager, RKO: "Mr. Feist's death is a tremendous loss. He was a splendid fellow personally and loved by all."

J. E. FLYNN, M-G-M divisional manager, was in Buffalo today.

KANSAS CITY, April 16.—H. P. WOLFBERG, M-G-M district manager: "I knew no man so universally loved, who never threw a curve to a competitor or to his own men. He was known for his humbleness as his success increased and his eagerness to help anyone less fortunate."

WASHINGTON, April 16.—SAM A. GALLANTY, division manager for Columbia: "The loss is the industry's and not Metro's alone."

HARDIE MEAKIN, managing director of Keith's: "He was the squarest shooter of them all."

HARRY S. BROWN, branch manager for First Division: "He was a type the industry can ill afford to lose."

HERBERT L. TAYLOR, branch manager, Preferred Pictures: "I am truly shocked."

SIDNEY B. LUST, chain operator: "The industry has suffered a loss. Felix Feist was a fine man and I am terribly sorry."

HARRY HUNTER, branch manager, Paramount: "I regret the loss of such an outstanding executive."

JAMES B. FITZGERALD, secretary, Film Board of Trade: "A great shock and a great loss to Metro, and the industry."

EDGAR MOSS, district manager, Twentieth Century-Fox, visiting here on a business trip: "The industry loses a master mind in distribution. He was a square shooter and a pal to all."

SAM WHEELER, branch manager, Twentieth Century-Fox: "His passing removes a dynamic personality and is a great loss to all."

ABE LICHTMAN, circuit operator: "The industry loses one of its best men."

From Roanoke RUDOLPH BERGER of M-G-M said: "Passing of our leader and friend is a saddening shock. We who have worked with him so long appreciated his sterling qualities. Our organization will ever bear the imprint of his soul and spirit."

CARTER T. BARRON, Loew divisional manager: "To know Mr. Feist was to love him. His going has cost the industry the sweetest, finest, most inspiring character it has known."

The M-G-M exchange will observe 10 minutes of silence Friday morning as services get under way in New York and already has sent a floral piece to New York.

HAMILTON, O., April 16.—TRACY BARHAM, general manager of Southio and Midhio Theatres: "He was the personification of a perfect gentleman. I always admired him for his high ideals and straightforward business tactics and most deeply regret his death."

LEXINGTON, Ky., April 16.—ANNA BELL WARD, general manager, Phoenix Amusement Co.: "I have lost one of my best friends."

DALLAS, April 16.—R. J. O'Donnell described the death of Felix F. Feist as a "distinct loss." He had this to say: "The passing of Felix Feist is a distinct loss to me personally as our friendship and business association had extended over a long period. I also feel that his loss is a definite blow to the distribution end of our business and to the theatre world in general."

RADIO CITY
MUSIC HALL
SHOWPLACE OF THE NATION • ROCKEFELLER CENTER

The second week's receipts for

"LITTLE LORD FAUNTLEROY"

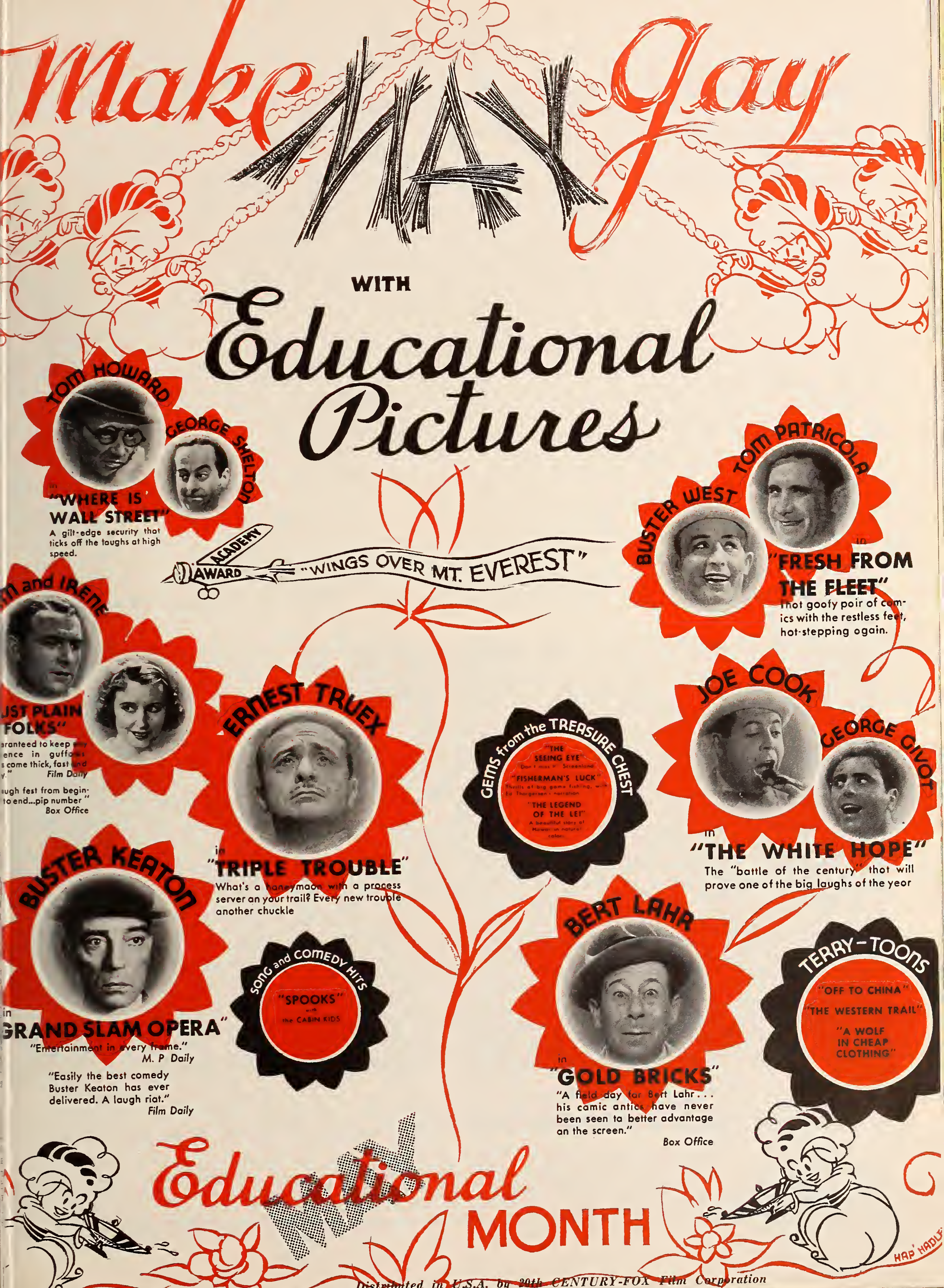
Topped the smash opening

week's gross by

$9,027.75

A David O. Selznick production

Released thru UNITED ARTISTS



TOM HOWARD **GEORGE SHELTON**
in
"WHERE IS WALL STREET"
A gilt-edge security that ticks off the toughs at high speed.

ACADEMY AWARD "WINGS OVER MT. EVEREST"

BUSTER WEST **TOM PATRICOLA**
in
"FRESH FROM THE FLEET"
That goofy pair of comics with the restless feet, hot-stepping again.

m and IRENE
UST PLAIN FOLKS"
aranteed to keep any
ence in guffaws
s come thick, fast and
y." *Film Daily*

ugh fest from begin-
to end...pip number" *Box Office*

ERNEST TRUEX
in
"TRIPLE TROUBLE"
What's a honeymoon with a process server on your trail? Every new trouble another chuckle

GEMS from the TREASURE CHEST
"THE SEEING EYE"
Don't miss it. Screenland
"FISHERMAN'S LUCK"
Thrills of big game fishing, with Ed Thorgersen's narration
"THE LEGEND OF THE LEI"
A beautiful story of Hawaii in natural colors

JOE COOK **GEORGE GIVOT**
in
"THE WHITE HOPE"
The "battle of the century" that will prove one of the big laughs of the year

BUSTER KEATON
in
GRAND SLAM OPERA"
"Entertainment in every frame." *M. P. Daily*

"Easily the best comedy Buster Keaton has ever delivered. A laugh riot." *Film Daily*

SONG and COMEDY HITS
"SPOOKS"
with
the CABIN KIDS

BERT LAHR
in
"GOLD BRICKS"
"A field day for Bert Lahr . . . his comic antics have never been seen to better advantage on the screen." *Box Office*

TERRY-TOONS
"OFF TO CHINA"
"THE WESTERN TRAIL"
"A WOLF IN CHEAP CLOTHING"

Educational MONTH

Distributed in U.S.A. by 20th CENTURY-FOX Film Corporation

Cancellations, Local Boards Are Discussed

(*Continued from page* 1)

dividual companies, beginning probably late next week.

Attending yesterday's session as M. P. T. O. A. representatives were Ed Kuykendall, M. P. T. O. A. president; Fred Wehrenberg, chairman of the board; Charles E Williams, Omaha; O. C. Lam, Rome, Ga.; Jack Miller, Chicago, and Lewen Pizor, Philadelphia. Representing distributors were William F. Rodgers, M-G-M; Neil F. Agnew, Paramount; James R. Grainger, Universal; Paul N. Lazarus, United Artists; Jules Levy, RKO; John D. Clark, Twentieth Century-Fox, and Abe Montague, Columbia. Warners and Republic sent no representatives to the meeting, although both had been invited to do so.

The tenor of the distributor attitude appeared to be that concessions in trade policies were due exhibitors and that some undoubtedly should be made immediately, if only to indicate that self-regulation in exhibition and distribution is possible. Distributors questioned were also of the opinion that much of the exhibitor program requires careful consideration and probably lengthy negotiation. That definite beneficial results will be attained, however, was the belief of many on both sides.

"The conference was a serious attempt to iron out some of the most pressing differences existing between exhibitor and distributor," Kuykendall, as spokesman for the exhibitors, said after the meeting. "Because of the representative attendance of distributors, the frankness with which the problems were discussed and the understanding of the issues, our committee is most optimistic of obtaining results. We expect these results to be of benefit to all exhibitors."

Among the subjects discussed at the conference in addition to cancellations and the establishment of local conciliation boards were designated play dates, the forcing of shorts with features and a simplification of the standard contract. The exhibitor delegation said it was ready to battle for an unrestricted 20 per cent cancellation and distributors appeared just as determined to oppose anything more than an unqualified 10 per cent privilege. Bargaining on this and other points in the M. P. T. O. A. program is expected to be brisk when the exhibitor committee goes into its meetings with individual companies.

It was decided to hold no meetings today because of the funeral of Felix Feist, M-G-M general sales manager. Likewise, no definite arrangements for meetings over the week-end could be made and, in order to give sales managers ample time in which to discuss company policy on the exhibitor program with top executives, it was felt that no individual meetings would get under way before the latter part of next week. When these meetings begin it is expected that the M. P. T. O. A. committee will be augmented by Frank C. Walker, Morgan Walsh of San Francisco and L. C. Griffith of Oklahoma City.

Miller returned to Chicago last night. Lam, Williams, Wehrenberg and Pizor plan to leave today and Kuykendall may leave the city for a few days this week-end.

Lion's Den Stuff

All of the exhibitor representation at the joint trade practice conference had assembled in the lounge of the Cinema Club shortly before 1 o'clock yesterday. In walked Neil F. Agnew, vice-president in charge of Paramount distribution.

The first of his contingent to arrive, he took a look, semi-seriously decided the atmosphere might be too full of exhibitors and that he ought to move on, then stayed.

I. T. O. A. to Press Action

The I. T. O. A. has every intention of proceeding with its planned anti-trust action in Federal court against major distributors, based on the alleged forcing of short subjects with features, it is learned.

The action is expected to be filed in Federal court next week, it was said. The current trade practice conferences between exhibitor organizations and distributors will have no effect of deterring the anticipated action.

Zoning, Giveaways Talked

PHILADELPHIA April 16.—Independent Theatre Owners, meeting here today, discussed zoning plans, premiums and double featuring. Action was held in abeyance pending consideration by the entire membership.

It was decided that if the M. P. T. O. A. invites outside organizations to its New York meet that the local group will send a representative.

Maizlish Gets New Post

LOS ANGELES, April 16.—Harry Maizlish was today made advertising and publicity director of all Warner Los Angeles houses. He succeeds Jack Rosenstein, who resigned.

Committee on Self-Regulation Holds First Session

Members of the exhibitor-distributor trade practice commission prelude their first session at the Cinema Club by posing, mostly in smiles, for a Motion Picture Daily cameraman. Left to right: William F. Rodgers, M-G-M; Charles E. Williams, Omaha; Neil F. Agnew, Paramount; James R. Grainger, Universal; Fred Wehrenberg, St. Louis; Lewen Pizor, Philadelphia; Paul N. Lazarus, United Artists; Jack Miller, Chicago; Jules Levy, RKO; John D. Clark, Twentieth Century-Fox; Oscar C. Lam, Rome, Ga.; Ed Kuykendall, Columbus, Miss., and Abe Montague, Columbia.

MPTOA 10-Point Program

The M.P.T.O.A. committee on trade practices, composed of six men and headed by Ed Kuykendall, went into its conference with distributor representatives at the Cinema Club yesterday on this platform:

1. A reasonable and unconditional minimum rejection privilege in all exhibition contracts for 10 or more feature pictures bought at the same time.

(a) Removal of the conditions and restrictions in the so-called "N.R.A. 10% clause" now in use, which takes away the exhibitor's right to reject pictures; if he does not buy and license at the same time every single picture released by the distributor and/or offered to the exhibitor; if he fails to request in writing the cancellation of the picture within 14 days of the actual release in the exchange territory, which is frequently impossible for the exhibitor to determine; if the film rentals average over $250 per picture; if he is unable to book the pictures exactly as they become available; or if he is in default in any respect at the time on any of the terms, conditions and obligations of his contract.

(b) An increase in the number of pictures that may be rejected (it is clearly understood that no exhibitor is required to reject any pictures) from the present conditional 10% to an unconditional 20% of the total number of feature pictures licensed.

2. The establishment of readily available local joint boards of grievance committees of bona fide local theatre owners and local branch managers of the distributors for the organized investigation, conciliation or arbitration of trade disputes, to which any exhibitor can present a complaint or grievance for such local board to hear, investigate and endeavor to work out an adjustment or voluntary agreement between the parties involved. It is intended that these local boards should be composed of business men experienced in and familiar with our business, that their proceedings should be informal and their recommendations for the adjustment of disputes and differences subject to acceptance by the parties.

We believe these readily available facilities for impartially ascertaining the facts in commercial disputes, bringing the parties to the dispute together and mediating their differences will relieve our business of much costly and unsatisfactory litigation, but will deny no one their "day in court" if they insist on a law suit.

3. Unreasonable clearance, either in time or area, not based on actual competition, secured by private contracts or agreements without the knowledge or consent of subsequent run exhibitors.

(a) The growing necessity for an openly negotiated and published uniform maximum clearance and zoning plan in each metropolitan center, to limit clearance within a defined maximum for each theatre or run, to provide a definite and uniform availability for subsequent runs of like classifications, and to encourage reasonable admission scales by offering earlier availability to theatres charging higher admissions, and to prevent unreasonable clearance not based on actual or probable competition between theatres.

4. Overbuying of pictures to deprive a competing exhibitor of needed attractions for his theatre.

(a) Encouraged by unrestricted double featuring.

(b) Prompt release of pictures rejected under selective contracts.

(c) Involves questions of theatre policy, genuine competitive buying and bidding for pictures, reasonable booking requirements of specific theatres and frequently expert and unbiased judgment of the suitability of attractions, which can only be determined fairly by an impartial local committee qualified by personal experience and knowledge to judge each separate situation on its merits.

5. Unfair cut-rate competition between theatres, frequently forcing the sale of motion picture entertainment below cost, demoralizing and cheapening the business and ultimately and inevitably ruining the quality of pictures for all theatres. Rebates in the form of:

(a) Premiums, give away and gift nights.

(b) Lotteries, pseudo-contests and prizes.

(c) Two-for-one, coupons, merchants tickets and indiscriminate use of "advertising" passes.

And also cut-rate competition in the form of:

(a) Two or three feature pictures for one admission, the so-called "double and triple featuring."

(b) Unreasonably low admission scales underselling other theatres playing the same pictures but required to pay much higher film rentals for them.

6. Control of the non-theatrical exhibitions of professional entertainment pictures, to prevent unfair competition with an established theatre.

7. A standard form of exhibition contract, reduced to essential clauses, understandable in language to intelligent exhibitors who are not lawyers, with no trick clauses giving unfair advantages to the distributor added thereto without the actual knowledge and voluntary consent of the exhibitor, and with a uniform provision for the enforceable arbitration of all contract disputes.

8. The separate score charge still made by some distributors, which has never been justified by them. This is particularly unfair on percentage contracts.

9. Arbitrary designation by a distributor of the days of the week a percentage picture must be exhibited regardless of suitability.

(a) Relief of this requirement on unsuitable pictures, with impartial determination of suitability.

(b) Restriction on proportion of Saturday and Sunday dates required.

10. Forcing excess and unwanted short subjects with feature picture sales.

Payne Turns Exhibitor

Oklahoma City, April 16.—R. I. Payne, for 14 years an exchange manager for Universal, has resigned to join the Griffith circuit with headquarters in Dallas.

Walter S. Quade, salesman in the local Universal office, succeeds him as manager.

Labor Parleys On; Little Gains Made

(Continued from page 1)

I.A.T.S.E. president, who was obliged to leave for Chicago last night for conferences there on a new operators' union agreement with Chicago theatres.

Due to the inability of W. L. Hutchinson to attend the meeting, the carpenters' union was not represented. It was stated, however, that agreements for comparable crafts would apply to that union, thus eliminating the necessity for separate negotiations. Some divisions of the unions represented are not asking any wage increases but all are seeking a 30-hour week in place of the present 36-hour week.

Attending the session at the office of Pat Casey, studio labor representative, were Browne and Steve Newman of the I.A.T.S.E.; Casey, Daniel Tobin, teamsters' union; Daniel Tracy, electricians' union; Joseph Weber, musicians' union. Sidney R. Kent, Twentieth Century-Fox; Nicholas M. Schenck, M-G-M; M. H. Aylesworth, RKO; E. W. Hammons, Educational; Harry Buckley, United Artists; Nate Spingold, Columbia, and Austin Keough, Paramount, represented the industry.

Justice Dept. Favors Wider Probe Power

(Continued from page 1)

the Senate by Assistant Attorney General John Dickinson, it was made known today by the Senate Appropriations Committee.

Appearing before the committee at a recent hearing Dickinson pointed out that it is now necessary for the department to wait until it receives a complaint before it can investigate possible violations, and complained that frequently the department may study a matter for several months without securing evidence that would stand up in court.

An additional $15,000 is expected to be provided in the departmental appropriation bill to develop a sort of general staff to guide and direct investigations for the purpose of possible litigation.

Lottery Decision Is Sustained on Appeal

(Continued from page 1)

the lottery laws, it was learned here yesterday.

The Winthrop had operated a game called Farmer Miller. Special Sessions was upheld in a decision in which the Appellate Division held that prizes awarded as the result of spinning a wheel in a theatre are a violation of the lottery laws of the state.

Several independents earlier had been successful in having similar actions dismissed by city magistrates.

Wants Salary, Damages

Los Angeles, April 16.—Merle Oberon's action for $150,000 against Selznick International alleging a breach of contract is in two parts. The actress is claiming $86,000 in salary loss and $50,000 in general damages. She admits $10,600 already has been paid by the producer.

Details Asked In Government Civil Action

(Continued from page 1)

porate and 30 individual defendants make general denials of all of the Government's allegations except for certain factual declarations. Denied in toto are allegations that film franchises with the Missouri, New Grand Central and Ambassador, in St. Louis, were canceled except for breaches of contract by Skouras Super Theatres Corp., with which they were made; that intimidation or coercion was employed in an effort to have the leases transferred to Warners; that lessees or prospective lessees were disparaged; that a conspiracy to refuse the houses a film supply existed, or that threats were made of refusals to sell to the lessees' houses elsewhere.

Paramount's answer states that the company "has determined for itself," without consulting anyone, that it would not license the exhibition of its pictures to corporations affiliated with the lessees of the three theatres "because said lessees have destroyed the good will previously existing between them and the defendant by maliciously and without just cause and for the purpose of injuring the defendant by charging it and its then officer with the commission of a crime, and causing them to be indicted on such false charge."

The statement is made in answer to the Government allegation that the defendants refuse to sell to F. & M., and refers to the indictment in the criminal proceedings at St. Louis of Paramount and George J. Schaefer.

The question of *res adjudicata* is set up in the answers as a separate defense under the contention that the allegations in the Government's complaint have already been litigated and determined in favor of the defendants through the dismissal of the criminal action. The answers ask dismissal of the suit here on that ground.

Limitation Planned On Bank Night Jams

(Continued from page 1)

started here by the county Grand Jury.

At the present time, special details of police are necessary to handle crowds which overflow to the streets, a situation which in at least one case entirely closed the thoroughfare to traffic.

Four F.W.C. houses are running bi-weekly drawings while two independents are using the policy once weekly.

Promote Elsa Neuberger

Before leaving for the coast yesterday Elsa Neuberger received word of her appointment as eastern story editor for Universal. She will assume her new duties immediately, although the resignation of Miriam Howell will not be effective until April 25.

N. J. Allied to Meet

Allied Theatre Owners of New Jersey will hold a regular general membership meeting at the Hotel Lincoln next Tuesday at 2 o'clock.

NOW STEERING 300 FIRST-RUNS TO NEW HIGHS IN PROFITS!

Shirley

TEMPLE

IN

Captain January

with **GUY KIBBEE**

SLIM SUMMERVILLE

JUNE LANG • BUDDY EBSEN

SARA HADEN • JANE DARWELL

Associate Producer B. G. DeSylva

Directed by David Butler

Based on a story by Laura E. Richards

A FOX PICTURE

DARRYL F. ZANUCK in Charge of Production

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE

Now in smash 2nd week at Boston and Cincinnati pre-release engagements. Watch for unprecedented holdover record everywhere!

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 92 NEW YORK, SATURDAY, APRIL 18, 1936 TEN CENTS

Pathe's New Firm Called Grand Nat'l.

Alperson Starts in 10 Days; Plan 20 Films

Pathe's sponsored producing and distributing organization has been christened Grand National Films, Inc., which contemplates a 30-picture program next season. This s the company which will be headed by E. L. Alperson, who has resigned as chief film buyer for National Theatres, Twentieth Century-Fox's theatre company, to assume his new post in about 10 days.

E. L. Alperson

Carl Leserman, assistant to Gradwell L. Sears, western sales manager of Warners, will be in charge of sales, but the date on which he assumes his new position had not been set as of yesterday. In the meantime, the understanding is Alperson's present duties at National Theatres will be divided among other executives there while Warners state no successor to Leserman has been discussed as yet.

Carl Leserman

Formal announcement of the completion of the deal, which, in its essentials, has already been published in MOTION PICTURE DAILY, followed a series of meetings of the board of Pathe, climaxing with an evening session Thursday. The statement declared "a large portion of Pathe's interest in

(Continued on page 4)

Wanger's U. A. Pact To Be Signed Soon

HOLLYWOOD, April 17.—Walter Wanger has not yet signed his contract with United Artists, but the producer declared today the deal was going through as planned. Lloyd Wright, his attorney, is now in New York ironing out several details.

N. Y. Court Decision Seen Legalizing Chance Games

The operation of chance games in theatres in New York state is legal, and not in violation of the state lottery laws, if the purchase of admission to the theatre is not a prerequisite to participation in the game, according to an interpretation here of the decision of the Court of Appeals of the state at Albany yesterday.

This was indicated despite the fact that the highest court in the state upheld previous decisions of Special Sessions and the Appellate Division, finding the Winthrop in Brooklyn guilty of operating a lottery. Special Sessions decided against the theatre in the operation of Farmer Miller, a chance game, on the basis of the fact that payment of admission was necessary before participation. This has since been changed, it was indicated, and free participation is the basis on which virtually all the chance games now in use in the state are operated.

The lottery law of the state specifically states that where a "valuable consideration," under which head theatre admission falls, is charged for participation, the chance is a lottery. The Court of Appeals' reaffirmation of the Appellate Division decision, therefore, was taken on technical grounds, but cleared the important point of court

(Continued on page 3)

Industry Leaders At Feist Services

With all of the solemnity and reverence his family could muster, Felix F. Feist was laid to final rest at Woodlawn Cemetery yesterday.

Final interment was preceded by services at Temple Emanuel-El where the esteem in which the late general sales manager of M-G-M was held took evidence in the almost 1,000 men and women there to pay their final mark of respect to his memory. Dr.

(Continued on page 3)

ITOA's Tax Appeal Moves Not Opposed

The I.T.O.A.'s chances of going to the Court of Appeals at Albany with its action for an injunction against the assessment and collection of the city sales tax on film rentals were enhanced when the city did not oppose the I.T.O.A. move at a hearing before the Appellate Division yesterday.

The I.T.O.A., through Harlou and Quinral, Inc., operators of Brooklyn theatres, is asking leave to appeal to the higher court from a denial by

(Continued on page 4)

Jessie'll Sing

Quite a few men connected with the industry received the following wire yesterday: "Will sing for you from London over CBS system coast to coast hookup Sunday evening 10:30 eastern standard time stop Hope you will listen in and enjoy songs from my new picture, 'It's Love Again,' which will be shown in America soon."

Very sincerely
Jessie Matthews.

Abe Waxman isn't saying a word.

All Writers Join Move on Closed Shop

HOLLYWOOD, April 17.—The Screen Writers' Guild membership has voted unanimously for a united front in the closed shop drive, with the conservative members who have formerly opposed amalgamation with the Authors' League swinging to the plan for the sake of the unified strength.

A meeting held at the Beverly-Wilshire Hotel was attended by Marc Connolly, Authors' League president, who presided. About 80 writers were present.

Certain revisions and clarifications for the constitution were recommended, with Attorneys Laurence Beilsenson and Neil McCarthy assigned to draft the resolutions. A final vote on the question of approval is scheduled for May 2.

Passage Predicted For New Jersey Tax

TRENTON, April 17.—Sufficient Democratic votes have been promised to pass the amusement tax bill in the Senate Monday night, it was learned on reliable authority today. The bill got only eight votes Wednesday, with all Democrats being recorded against it. Now Democratic state leaders are known to have promised three Democratic votes for the bill, making the 11 necessary for passage.

The bill taxes amusements one cent

(Continued on page 4)

Short Forcing Curb Favored By the MPTOA

Distributors Are Urged To Consider Problem

Restrictions on the number of short subjects which may be sold to an exhibitor by any one company are being favored by the M.P.T.O.A. trade practice committee as a solution for the problem of forcing shorts with features, it was learned yesterday.

Distributors have been urged to consider restrictive methods on shorts selling in formulating their individual policies on the M.P.T.O.A.'s 10-point program of trade practice regulation. While abandoning none of the 10 points proposed for treatment, it was apparent yesterday that the M.P.T.O.A. committee is concentrating principally on problems which offer the greatest hope of quick solution. Among these are increased cancellations and the setting up of local, voluntary conciliation boards, both of which appear to be virtually assured to exhibitors, at least from a majority of national distributors. The forcing of shorts with features also appears to come within this classification.

The M.P.T.O.A. committee plans to gather here again in about two weeks to begin its meetings with indi-

(Continued on page 3)

Receiver Named For William Fox

George Frankenthaler, an attorney, was appointed receiver for William Fox by Federal Judge Robert P. Patterson on the motion yesterday of Samuel B. Stewart, Jr., attorney for the Capital Co. of San Francisco, which holds an unsatisfied judgment for $297,412 against Fox.

The move was made, Stewart said, to expedite collection of the judgment, as a receiver has broader powers of inquiry than the judgment holders. The judgment would be a lien against any assets of Fox which come into the receiver's possession. Among Fox assets which will be sought, it was

(Continued on page 3)

New Dietrich Pact Calls for 3 Films

HOLLYWOOD, April 17.—Marlene Dietrich has signed with Paramount for three more pictures under a new contract. It is considered unlikely that she will make a picture in the near future for Alexander Korda.

MOTION PICTURE
DAILY

(Registered U. S. Patent Office)

Vol. 39 April 18, 1936 No. 92

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269. *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, 11, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative: Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

English Laboratory Not Decided, Yates

Herbert J. Yates, just returned from London, declared yesterday his trip was primarily one of survey and that no decision has been made, nor will one be made immediately, about construction of a Consolidated laboratory in London. He indicated it will be a number of weeks before any move either way, will be determined upon.

First Baby Bonus Given

SACRAMENTO, April 17.—Six-weeks-old Richard Myron Withrow, son of a house doorman, has been awarded $100 by the Fox Senator as the first local to get a baby bonus under the F.W.C. Employees' Welfare Fund maintained by the pass tax.

Roy Heffener Expands

BOSTON, April 17.—Roy Heffener, Bank Night head in New England, has taken over the Pennsylvania franchise.

Col.-Toeplitz in Deal

LONDON, April 17.—Columbia will distribute "The Beloved Vagabond" for Toeplitz Prod. in the United States.

Three B'way Houses Are Sold at Auction

The Astor-Bijou-Morosco theatre block at Broadway and 45th Street was sold at auction yesterday to the City Investing Co., real estate firm, for $1,800,000. The sale is subject to a first mortgage of $1,000,000 held by the Metropolitan Life Insurance Co. City Investing holds a second mortgage of $1,300,000 on the property. The latter was the only bidder.

A representative of the bidder said that no definite plans have been made for improving the property yet, although it was admitted that consideration had been given to construction of a taxpayer on part or all of the property at some future date. If this plan is carried out, it is reported that the new building plans would provide for one theatre and a large department store on the property. S. S. Kresge is named as the prospective tenant of the store space. The building plans, it was said, are dependent upon the type of leases which the new owner is able to make on the theatres now standing. If advantageous leases can be made, no construction work may be started for some time.

The Astor and Bijou have been leased by S. S. Krellberg and the Morosco by the Shuberts.

Reversal of Cagney Verdict Is Sought

LOS ANGELES, April 17.—Preston and Files, Warner attorneys, yesterday filed a motion in Superior Court to have the James Cagney contract verdict set aside.

The attorneys claim Judge Bogue's findings should entitle Warners to the verdict. They insist that Cagney was in default when he refused his last picture assignment, and as the billing difficulties had arisen prior to the offer of assignment Cagney was not entitled to court relief from the contract. The motion will be argued before Judge Bogue April 22. If it is denied, Warners will file an appeal to a higher court, their attorneys say.

Celebrities Attend Opening of "Things"

"Things to Come" opened at the Rivoli last night with a gathering of prominent industry figures, social and political lights in the invited audience at the Rivoli. Philadelphia newspaper critics and a number of aviators who make up the Quiet Birdmen were also present.

The usual bright lights and sidewalk crush that mark Broadway openings featured the occasion. The picture had been given a preview previously before a gathering of Washington officials and diplomats.

"U" Loss $161,701.89

Universal Pictures Co., Inc., and subsidiaries report a net loss of $161,701.89 for the 13-week period ending Feb. 1 after provision for all charges, including amortization and depreciation of fixed assets to the amount of $98,676.33.

Kennedy to Be Speaker

COLUMBUS, April 17.—John B. Kennedy will be the principal speaker at the fifth annual banquet of the Variety Club here April 19.

Zukor Silent About Emanuel Cohen Deal

Adolph Zukor, Paramount chairman, who returned yesterday from production conferences at the company's studios, declined to comment on reports that Emanuel Cohen would head a unit to contribute six to 10 pictures on Paramount's new season schedule, filling in the production blank created when negotiations with Winfield R. Sheehan were abandoned several weeks ago.

Zukor, likewise, declined comment on reports that Paramount had discussed a new producing deal with Walter Wanger. The latter has stated that he will produce for United Artists, as announced.

John E. Otterson, Paramount president, is expected to leave Hollywood early next week in time to attend the company's monthly board meeting next Thursday. The company's 1935 financial report is scheduled to be presented to the board on that day.

Pickford-Lasky Ask Stock Registration

WASHINGTON, April 17.—Pickford-Lasky Prod., Inc., has filed an application with the Securities and Exchange Commission for permission to issue 26,600 shares of no par value preferred stock and 12,750 shares of no par value common.

The preferred stock is to be offered at $100 per share and the common at $1 to purchasers of the preferred. The proceeds will be applied to liquidation of loans and for working capital.

Among the company's assets are Mary Pickford's contract to make 12 pictures for United Artists in 10 years. Jesse L. Lasky has an option to purchase a large block of stock.

Studio Labor Talks To Continue Today

Negotiation of a new wage and hour schedule for studio unions covered by the basic agreement will be resumed today at the offices of Pat Casey, studio labor representative. No session was held yesterday because of funeral services for Felix F. Feist, M-G-M general sales manager.

George E. Browne, I. A. T. S. E. president, who had planned to be in Chicago today, cancelled his trip and is remaining here for the resumption of negotiations. Indications are that the sessions will consume several days.

New Sound on Coast

HOLLYWOOD, April 17.—Members of the Technicians' Branch of the Academy will witness demonstrations of RCA's new ultra-violet recording at the Music Box Tuesday night. L. M. Clement, Leo Sullivan and G. L. Dimmick of RCA's Camden plant, will give brief explanations.

Goldwyn Recovering

Samuel Goldwyn was reported on the road to a quick recovery at Doctors' Hospital last night. He was taken there suffering from an intestinal ailment when he returned from Europe a few days ago.

Delay Chicago Parleys

CHICAGO, April 17.—Labor parleys here were called off today because of the urgent operator scale negotiations.

◂ *Purely Personal* ▸

CHRISTOPHER DUNPHY, formerly associated with Wall Street firms on public relations, has been named to handle financial publicity for Paramount. He recently completed an extended tour of inspection of Paramount interests about the country.

•

WILLIAM K. HOWARD is on his way east for a trip to England to direct a picture. With MRS. HOWARD, he will stop off at St. Mary's, O., his home town. They will sail Wednesday on the *Bremen*.

•

ED CHURCHILL has returned from Bermuda, forsaking the house and beach he had rented for a rest cure. Weather was against him.

•

JOE CANTOR, United Artists exchange manager in Indianapolis, returns today by plane after several days at the home office.

•

LYNN FARNOL hies west again the middle of next week. Which will interrupt the badminton series with BOB GILLHAM.

•

S. CHARLES EINFELD goes west again in about two weeks, next time to remain a full month at the Warner studio.

•

EDDIE GRAINGER is back from a vacation in Florida and ready for his new post with Feiber & Shea.

•

LUCIAN CARY'S "Johnny Gets His Gun" has been acquired by Paramount.

•

HAL HORNE will alight at the Newark Airport sometime today from the coast.

•

ERNEST TRUEX sails on the *Lafayette* today to fill an engagement with GB.

•

HARPO MARX left yesterday for the coast on the Century.

•

IKE LIBSON was in town from Cincinnati yesterday.

•

HERB YATES says his trip abroad was "swell."

•

EDMUND LOWE leaves for the coast on Sunday.

Nichols to Concentrate

HOLLYWOOD, April 17.—H. E. Nichols, of the promotion and circulation departments of Quigley Publications, will hereafter concentrate his activities in Louisiana, Texas, Arizona, New Mexico, California, Nevada. Utah, Colorado, Montana, Wyoming, Washington and Oregon, and the Black Hills portion of South Dakota. Nichols will make his headquarters at the Hollywood Bureau of Quigley Publications.

"Ziegfeld" in Big Start

ST. LOUIS, April 17.—"The Great Ziegfeld" got off to a heavy start here, taking $1,600 for the initial performance at the opening with all the trimmings of a Hollywood premiere. A total of $17,000 is predicted for the first week.

Short Forcing Curb Favored By the MPTOA

(Continued from page 1)

idual companies. Warners and Republic, the only national distributors which sent no representatives to the joint meeting Thursday, probably will be contacted by the committee at that time. The decision to hold no meetings next week was made in order to give distributors ample time in which to consider the M.P.T.O.A. program and decide just what concessions each is prepared to give.

Indications are that final action will be prompt once the individual meetings get under way. The imminence of the new selling season and the necessity of preparing new sales contracts which would incorporate any changes agreed upon is seen as hastening final decisions. Many exhibitors will defer buying new season product until the entire conferences and negotiations have been concluded, one exhibitor leader pointed out.

Ed Kuykendall, M.P.T.O.A. president, conferred yesterday with Harry Brandt, I.T.O.A. president, whose organization has asked to be represented in the negotiations. Kuykendall said that both were in agreement on the objectives of the conferences and added that representation of other exhibitor organizations might be made at a later stage of the exhibitor-distributor meetings.

Receiver Named For William Fox

(Continued from page 1)

said, are a $900,000 life insurance policy and bank accounts allegedly held in the name of others and believed to represent a large part of the $15,000,000 paid to Fox for his film and theatre holdings in 1930.

The Capital Co.'s judgment was obtained last July on a defaulted lease on the Fox, San Francisco, which had been personally guaranteed by Fox. In proceedings subsequent to the winning of the judgment Fox was cited for contempt of court and his fine fixed at a total of $245,000. Fox is now seeking leave to appeal this citation to the U. S. Supreme Court.

Georgia Spots Plan Benefits on Sunday

JACKSONVILLE, April 17. — More than 100 Georgia theatres which are ordinarily closed on the Sabbath will operate this Sunday, giving all receipts to the Red Cross fund for the relief of Georgia storm sufferers.

E. L. Cole, secretary of the Georgia Film Board, stated that the major film exchanges are furnishing programs free, including transportation and advertising, and that house managements are donating other necessary operating services.

Open Schenectady House

SCHENECTADY, April 17.—The Center, a new house, was opened today by Ackerman J. Gill, formerly connected with Proctor's.

Hundreds at Feist Services

Cosmo-Sileo Photo

Part of the throng emerging from Temple Emanu-El yesterday morning following services held for the late general sales manager of M-G-M.

Industry Leaders At Feist Funeral

(Continued from page 1)

Samuel H. Goldenson officiated and Dr. Jonah Wise, long one of Feist's personal friends, delivered a second eulogy.

One of the most representative cross-sections of the industry in New York and adjacent cities comprised the mourners. The common denominator was sorrow at Feist's passing and, sweepingly enough, it embraced all creeds, all companies, men and women in high places and low.

One of the most gracious of tributes was the presence of Barney Balaban, who made a special trip from Chicago on behalf of his brother, John, and himself and returned to his home city yesterday afternoon.

Their eulogies done, Drs. Goldenson and Wise, in slow procession, walked down the long aisle leading from pulpit to street with the flower-bedecked casket resting high on the shoulders of its pallbearers following, as the organist in his hidden loft, softly played the beautiful strains of the Largo by Handel.

Thus the services, brief and dignified, came to their close.

WPA Shorts Being Made

WASHINGTON, April 17. — Six-minute shorts designed to show various activities of the WPA program and other Government agencies under the direction of Harry L. Hopkins are to be made. Four cameramen are now at work and much film has already been assembled. It is understood that these will be furnished free for exhibition and later will be preserved with Government archives.

Theatre Bills Killed

BOSTON, April 17.—Bills introduced by Leslie R. Porter designed to force the installation of sprinklers in theatres where smoking is allowed, to provide more ventilation, and require other changes have been killed in the Legislature.

Kuykendall Pleads For Rogers Fund

Describing the Will Rogers Memorial Hospital at Saranac as "the first, all inclusive, nationwide motion picture industry charity," Ed Kuykendall has issued a statement calling upon all members to support the fund drive in theatres starting May 22.

Kuykendall points out that the hospital facilities are open to all employes in the business. After describing how national circuits have begun plans for participating in the drive, Kuykendall says that local committees of managers are now being formed in key cities.

Zone chairmen have been appointed as follows: *Albany,* Phillip Fox, Columbia; *Atlanta,* John Ezell, Universal; *Boston,* Tom Spry, Warners; *Buffalo,* Sid Sampson, Twentieth Century-Fox; *Charlotte,* Ira Furman, M-G-M; *Chicago,* Clyde Eckhardt, Twentieth Century-Fox; *Cincinnati,* Joe Oulahan, Paramount; *Cleveland,* Frank Drew, M-G-M; *Dallas,* Doak Roberts, United Artists; *Denver,* Jack Langan, Universal; *Des Moines,* Lou Elman, RKO; *Detroit,* J. E. Flynn, M-G-M; *Indianapolis,* George Landis, Twentieth Century-Fox; *Jacksonville,* Erman Price, Paramount; *Kansas City,* William Warner, Warners.

Los Angeles, Carroll Peacock, Paramount; *Memphis,* Tom Young, Twentieth Century-Fox; *Milwaukee,* George Levine, Universal; *Minneapolis,* R. S. Cramblet, United Artists; *New Haven,* Nat Furst, Warners; *New Orleans,* Houston Duvall, Columbia; *New York,* R. S. Wolff, RKO; *Oklahoma City,* R. B. Williams, RKO; *Omaha,* D. V. McLucas, United Artists; *Philadelphia,* Bob Lynch, M-G-M; *Pittsburgh,* Dave Kimelman, Paramount, and Ira H. Cohn, Twentieth Century-Fox; *Portland,* G. C. Craddock, Universal; *St. Louis,* Clarence Hill, Columbia; *Salt Lake City,* Chester Bell, Paramount; *San Francisco,* Charles Muehlman, Warners; *Seattle,* Ed Lamb, RKO; *Sioux Falls,* Sherman Fitch, RKO; *Washington,* Sam Galaty, Columbia; *Butte,* T. J. Walsh, RKO.

Chance Games Get Sanction Of N. Y. Court

(Continued from page 1)

definition of a lottery as applied to chance games in theatres.

This was the first case on theatre chance games to reach the state's highest court. The paragraph in the Court of Appeals decision, pointed out as explaining the reason the court technically reaffirmed the lower court verdict, but defined the legality of the games, read:

"Defendants offered evidence tending to show that possibility of participation in the chance by those who bought no ticket of admission to the theater and in no way paid any valuable consideration for the opportunity to share in the chance, but the trial court rejected the credibility of such testimony. In view of this rejection our decision in People vs. Mail & Express Co. 231 N. Y. 586, has no application."

The decision cited referred to a prize contest for $15,000 conducted by the *New York Evening Post* on the basis of numbers published in the paper. It was decided, however, that since the rules of the contest specifically declared that it was not necessary to purchase a paper in order to participate in the contest, the chance was not a violation of the lottery laws. The same grounds, it was pointed out, apply in the case of theatre chance games.

Four Operators Arrested

CINCINNATI, April 17.—Thomas A. Reilly, owner of the Rialto, downtown subsequent, Nicholas Russo and Bert Leder, ushers, and Jack Pendleton, promoter, were arrested for operating Sweepstakes, on warrants signed by police, who attended a performance and seized the prize money as evidence.

Albert Weinstein, attorney, appearing for defendants, and himself associated with management of the Strand, downtown independent, contended that Sweepstakes, pronounced legal in other Ohio situations, is not a game of chance. Municipal Judge A. L. Luebbers has continued the case, the first of its kind to be brought before him.

Federal Injunction Issued

NEWTON, N. C., April 17.—A permanent injunction has been issued by U. S. District Judge E. Y. Webb against the Imperial Theatre, operated by G. G. Mitchell, which prevents him from using Jack Pot, Gold Mine, or any similar drawing, on the ground that it is an infringement on the Bank Night patent.

The case was brought some time ago by Affiliated Enterprises, Inc., owners of the Bank Night patent.

Logan to the Screen

HOLLYWOOD, April 17. — Joshua L. Logan, New York stage director, has been signed by David O. Selznick and will start immediately on an intensive period of training for screen direction. He is now working with Richard Boleslawski on the "Garden of Allah" location in Yuma.

N.Y. Theatres Pick Up; Two Go Into Boom

Two of Manhattan's first runs, the Music Hall and the Paramount, went into the throes of a boom that called for extra shows and police aid over last week-end, and others felt the ending of Lent in varying degrees.

Rain practically all last week made the pre-Easter days worse than usual and it had some effect on Easter takings, but by Sunday night "Desire" at the Paramount was drawing in a big way and the Roxy with "Gentle Julia" was taking on a prosperous air. The Music Hall was also doing a big business.

Full effects of the pickup at the Music Hall made themselves felt Monday morning when school children accompanied by parents descended on the place by thousands. The opening was advanced to 9:30 o'clock. The first week's take was slightly over $100,000.

The Roxy claims $25,000 on the first four days of "Gentle Julia" and expects $38,000 for the full week.

At the Paramount there was a noticeable gain among women patrons. The doors are being opened at 8:30 A.M., with the first de luxe show at 10:36. The film shows seven times before closing at 2 A.M. Ethel Merman and Jack Little head the stage show.

The Strand, with "The Singing Kid" going into its second week; the Capitol, with "Small Town Girl," and the Rivoli, with "These Three" in its fourth week reported good gains. The Capitol will hold "Small Town Girl" a second week.

The Loew circuit opened "Small Town Girl" out of town and reported fine business. The New York circuit is doing well this week, but is suffering in comparison with the gait at which out of town houses are running.

Last week the Capitol grossed $27,500 with "The Unguarded Hour." The Roxy ended at $23,000 with "Laughing Irish Eyes," the Palace at $7,000 with "Charlie Chan at the Circus" and "Colleen," the Rialto at $5,800 with "Silly Billies," and the Paramount an indifferent $17,000 with "Give Us This Night."

Junior Guild Heads Take Office Sunday

Hollywood, April 17.—New officers will be installed by the Junior Screen Actors' Guild at the annual meeting Sunday night in the Masonic Temple. Pat Somerset will be president.

Others on the list are: Vice-president, Bob Ellsworth; second vice-president, Jay Eaton; secretary-treasurer, Aubrey Blair; assistant secretary, Nate Edwards; directors, Dick Allen, Louis J. Becker, Jack Cheatham, Helen Caverly, Betty Blair, Oliver A. Cross, Larry Emmons, Mel Forrester, Peter Gardner, Sam Garrett, Charles Graham, Mabel Ingraham, Bud Winters, Harry Mayo, Jack Mower, Lee Phelps, Max Pollack, Jean Valjean and Flo Wix.

Speakers will be: J. W. Buzzell, secretary of the Central Labor Council, and other labor leaders.

Booking Deals Told In Hart-U. A. Suit

Additional evidence purporting to show that United Artists incorporated "Tumbleweed" in block booking contracts was produced yesterday in the trial of the action brought by William S. Hart against U. A. charging conspiracy in N. Y. Supreme Court before Justice Philip McCook.

Alfred Hines, formerly sales official for U. A. was on the stand for the entire day. Under questioning by Hart's attorney he admitted that the Saenger Circuit in New Orleans was compelled to take "Tumbleweeds" in a block booking arrangement with "Wild Justice."

Hart's counsel pointed out that "Wild Justice" cost $15,000 to produce and "Tumbleweeds" $302,000.

Hart's case will be summed up in Tuesday's court session. Recess until Monday.

ITOA's Tax Appeal Moves Not Opposed

(*Continued from page* 1)

the Appellate Division of its application for an injunction against the city and distributors. The appeal petition was opposed by the local United Artists exchange, through its attorney, T. Newman Lawler of O'Brien, Raftery & Driscoll, who will also oppose it in the Court of Appeals on the grounds that the I.T.O.A. is pursuing an improper appeal procedure in opposing the tax.

The United Artists exchange has pending an action before the Appellate Division through which it hopes to prove that film rentals are not subject to a city sales tax. The I.T.O.A. appeal may prejudice the United Artists case, Lawler believes. A decision on the I.T.O.A.'s petition to appeal is expected within a few days, according to Melvin Albert, of Weisman, Quinn, Allen & Spett, I.T.O.A. attorneys.

Passage Predicted For New Jersey Tax

(*Continued from page* 1)

on all admissions between 11 and 25 cents and one cent on each additional 25-cent bracket or fraction. Coupled with the amusement levy are taxes on cigarettes and cosmetics.

If the Democrats supply the votes to pass the bill in the Senate, they will be following the same course they did in the House. For weeks the House Democrats voted solidly against the measure and it suffered repeated defeats until Tuesday three Democrats changed and it passed.

Since the bill was defeated in the Senate the State Relief Administration has turned relief back to municipalities. So much pressure has been brought to bear on Democratic leaders by municipal officials that they have withdrawn their opposition to the tax.

Elliott Buys for N. W.

Minneapolis, April 17.—Elliott Film Co. has purchased the Burroughs-Tarzan franchise for Minnesota, Northern Wisconsin and the Dakotas.

"Magnificent"

London, April 17.—Broadway will want to see and may fall heavily for "The Robber Symphony," Concordia Film trade shown at Queen's Hall. This is what is described as the first "composed" film with story, score and production by Frederick Fehrer. A revolutionary unit of film, opera and fairy story undoubtedly has been achieved at the one time.

"The Robber Symphony" is a grotesque comedy and a magnificent picture. It has a macabre, Caligari-like flavor in settings and character that may even exceed its famous predecessor in the scope of fantastic imagination and pictorial beauty of its Alpine snow scene. This one cannot be classified, but must be seen.

ALLAN

Flash Previews

"Florida Special"—Light entertainment on the well-known theme of thieves working aboard a passenger train. Good comedy by Jack Oakie and Sam Hearn, plus some tunes by Jackie Heller.

"Mine with the Iron Door"—An interesting outdoor action drama based on a Harold Bell Wright story, featuring Richard Arlen, Stanley Fields and Cecilia Parker.

"For the Service"—Another Buck Jones story, and a top-notch western. It is a tale of the pioneer days when the "scouts" sought to maintain peace between the early settlers and the Indians.

These pictures will be reviewed in full in a coming issue of Motion Picture Daily.

Wall Street

Irregular Activity on Board

	High	Low	Close	Net Change
Columbia, vtc	38	38	38	— ¾
Consolidated	5⅜	5¼	5¼	+ ⅛
Consolidated, pfd..	17	17	17	.....
Eastman	166	165½	165½	.....
Loew's, Inc.	45½	44½	45⅛	— ¼
Paramount	8⅜	8¼	8¼	— ⅛
Paramount 2 pfd..	9⅜	9¼	9⅜	.....
Pathe Film	11	10⅝	11	+ ⅜
RKO	6⅝	6¼	6½	.....
20th Century-Fox.	27¼	26⅜	27¼	+ ¼
20th Century, pfd.	35¼	34⅝	35	+ ¼
Warner Bros.	10⅝	10¼	10½	— ¼

No Curb Change

	High	Low	Close	Net Change
Sonotone	3	2⅞	3	.....
Technicolor	30⅝	30	30	.....
Trans-Lux	3¾	3¾	3¾	.....

RKO Bonds Off 5 Points

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	27	26½	26½	— ½
General Theatre Equip. 6s '40 ctf	27	26½	27	+1⅜
Keith B. F. 6s '46	95¼	94¾	94¾	— ½
Paramount B'way 3s '55	57¼	56⅞	57	+ ½
Paramount Pict. 6s '55.............	87	86¾	87	.....
RKO 6s '41 pp....	65	65	65	—5
Warner Bros. 6s '39 wd	96	95	95	—1

(Quotations at close of April 17)

Pathe's New Firm Called Grand Nat'l.

(*Continued from page* 1)

Grand National will be distributed to the stockholders of Pathe as a dividend and it is expected that the stock will be listed in the N. Y. Curb Exchange."

The new company will produce as well as distribute, according to the announcement. Its distributing activities for the remainder of this season will include product handled by First Division Exchanges which Pathe controls. First Division has branches principally in the east, its operating points including Albany, Atlanta, Boston, Buffalo, Charlotte, New Orleans, New York, Philadelphia and Washington. Its product is franchised to independent exchanges in Cincinnati, Louisville, Detroit, Pittsburgh, Chicago, Indianapolis, Los Angeles, Cleveland, San Antonio, Seattle, Denver, Minneapolis and Omaha.

In the remainder of the nation, Grand National presumably will open its own offices. First Division's lineup includes Invincible and Chesterfield, but that contract expires with the conclusion of this season.

Grand National also will operate the State, Denver, as an inheritance from Pathe which has been running the theatre. Alperson explained yesterday that this did not necessarily imply the new company had any intentions of entering exhibition as well as production and distribution.

The board will consist of Alperson, Frank F. Kolbe, president of Pathe; Edwin Silverman, president of Essaness Theatres of Chicago; Robert W. Atkins, partner in Abbott, Proctor & Paine, financial house; Charles L. Stillman, treasurer of Time, Inc.; James A. Davidson, now Alperson's assistant in National Theatres; and Leserman. The company will establish headquarters in the R. K. O. Building.

Leserman was taken ill while visiting Alperson's home on Park Ave. Thursday night and taken to his own home in an automobile. There, a doctor was waiting who rushed him to the New Rochelle Hospital. Apparently ill with intestinal grippe, Leserman was X-rayed yesterday and may have to undergo an operation on his gall bladder. Decision in the matter had not been reached at an early hour this morning when the hospital reported his condition as "fair."

Grand National will maintain offices in the RKO Building.

Conclusion of Music Strike Is in Sight

A settlement of the strike of members of Local 802 of the A. F. M., originally called against 92 music publishing companies here nearly three weeks ago, is in sight, as the result of a conference yesterday between William Feinberg, vice-president of Local 802, and John G. Paine, of the Music Publishers' Protective Ass'n.

Pending a final settlement, however, the union is continuing with the conclusion of individual agreements with music companies. To date 31 such separate settlements have been effected.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

OL. 39. NO. 93 NEW YORK, MONDAY, APRIL 20, 1936 TEN CENTS

aylight Time Makes Gain in East, Midwest

hicago, Michigan, Ohio Now Using E. S. T.

Daylight saving time, or a switch eastern standard time where central me has hitherto prevailed, has made me gains this year over last year. he movement is confined, however, the northeastern and central sections of this country and to Canada. is general in South America and urope.

Most of Ohio and Michigan are now eastern standard time the year ound. Chicago recently switched to stern time with some of the surounding territory, and Connecticut as repealed its law against display daylight saving time on clocks, ue to the fact that most of its leadg cities have been observing the time ange without shifting clocks. This akes a block of three New England ates—Massachusetts, Rhode Island onnecticut solidly on daylight time om April 26 to Sept. 27.

New York will have 320 towns and ties on the advanced time schedule is year, starting April 26. Last

(Continued on page 10)

aris Quigley Award Is Made by Flandin

By PIERRE AUTRE

Paris, April 19.—Pierre Etienne landin, French Minister of Foreign ffairs, presented the Quigley silver ward for January in the exploitation ontest sponsored by the Round Table lub of *Motion Picture Herald*, to ene Lebreton, manager of the Paraount here, for his campaign on "The rusades."

The presentation was made in a rief meeting in Flandin's office on the uai D'Orsay, attended by Andre Ull-

(Continued on page 10)

It's That Good

Arthur L. Mayer, walking the steps from the street level of the New Rialto to the subway level:

"Look at that! We've only been opened three months and the carpet's so worn we've removed it for a new one.

"That's how good business has been around here."

"No One at Present" in the Post Occupied by Feist, Says Schenck

The question: "Has any decision been made on a successor to Felix F. Feist?"

Nicholas M. Schenck's reply: "No one at present."

The sales cabinet at M-G-M is composed of William F. Rodgers, eastern sales manager; Tom J. Connors, handling the south and Canada, and E. M. Saunders, in charge of the west. These men were associates of Feist for years.

However, since Al Lichtman joined the company some months ago without a designated title he had been cooperating with Feist on sales, concentrating his own attention on situations calling for special handling.

The assumption is that Lichtman's duties along sales lines will be increased.

Southeastern Group To Meet August 2-4

The annual convention of the Southeastern Theatre Owners' Ass'n will be held Aug. 2, 3 and 4 at Jacksonville Beach, Fla., O. C. Lam, president, stated here yesterday. Lam, who came here for the exhibitor-distributor trade practice conference as an M. P. T. O. A. representative, leaves for his home at Rome, Ga., today, accompanied by Ed Kuykendall, M. P. T. O. A. president. Kuykendall will spend a week at his Columbus, Miss., home and then return here to make preparations for a renewal of the trade practice conferences.

West, on Leave from Erpi, Goes to Muzak

J. R. West, sales promotion manager of Erpi, has been granted an indefinite leave of absence to join Muzak, the organization which is developing the recently-inaugurated system of sending musical programs over wires to a clientele which includes hotels and the like. The organization has begun operations in New York, extending from Cleveland, where it started some time ago. Muzak is a licensee of Erpi.

Jack Long, who was working with West at Erpi, also has gone over to Muzak under a leave of absence.

Phila. Group Seeks Zoning Conference

Philadelphia, April 19.—The Independent M. P. T. O. of Eastern Pennsylvania, Southern New Jersey and Delaware has adopted a resolution calling upon major distributors

(Continued on page 10)

Trans-Lux Building Washington Theatre

Trans-Lux Theatres Corp. will erect a new short subjects and newsreel theatre in Washington, Percy N. Furber, president, declared yesterday. The house will seat 600 and will be opened late in the fall, said Furber.

Pascal Sees a Closed Shop For Writers in Two Years

Hollywood, April 19.—Guild, or a closed, shop for writers is predicated in two years by Ernest Pascal, president of the Screen Writers' Guild.

Three attempts by producers under the NRA to effect a 50 per cent salary cut for writers are behind the formation of the Screen Writers' Guild which now proposes to join hands with the Authors' League and associated guilds and the Dramatists' Guild in one nationwide amalgamation of writers.

Pascal gives a highlight history of his organization, which claims about 900 screen writers here, in the current issue of *The Screen Writers' Magazine,* official organ of the guild of which he, with Robert Montgomery, is an honorary editor and Norman Rivkin the man who actually does the editing job.

"The Guild, as you all know," writes Pascal, "was born of the 50 per cent salary cut. Suddenly and quite unjustifiably, as subsequent events proved, the producers decided to gyp writers out of half their weekly salaries and the writers were faced with the fact that they couldn't do anything about it. They had no weapon with which to defend themselves, especially when the battle shifted from Hollywood to Washington and remained there for two years. In that time, under the

(Continued on page 7)

Delay to Fall Of U. S. Suit Seen Likely

Court Denies Gov't Plea To Move Up Appeal

Cape Girardeau, Mo., April 19.—The possibility of a delay at least unil the fall in the trial of the Government's suit in U. S. District Court in New York against Warners, Paramount, RKO and numerous individuals, is seen in the action of Federal Judge Charles B. Davis here yesterday in declining to grant the Government's motion to move up from May 6 to April 26 the date for the filing of the defense appeal to the U. S. Supreme Court.

The appeal is to be taken from the ruling of Federal Judge Joseph W. Molyneaux of Minneapolis in St. Louis Jan. 29, allowing the Dept. of Justice to dismiss without prejudice its equity case against the defendant companies. The ruling followed the earlier aquittal of the defendants by a jury in the criminal action.

The action yesterday of Judge Davis indicates that the Supreme Court will not hear the defense appeal until the high tribunal's fall term. It was

(Continued on page 11)

Studio Union Talks To Resume Tomorrow

Negotiations on new wage and hour schedules for studio unions which are parties to the five-year minimum basic agreement with producers will be resumed tomorrow at the office of Pat Casey, studio labor representative, after a brief session on Saturday. Indications are that tentative agreements on wage increases, ranging from 10 to 25 per cent for the various crafts, will be set tomorrow or Wednesday.

Distributors are opposing the unions'

(Continued on page 11)

Longest Bicycle

If he doesn't take it seriously, Jack Levin of the Copyright Protection Bureau may be interested in learning that the longest bicycling jump on record is jocosely referred to as Hawaii to Midway to Guam Island.

The China Clipper and Pan-American Airways—the reason.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 20, 1936 No. 93

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Deny Balcon Rumor

Reports of the resignation of Michael Balcon as production head of GB Pictures to go with Twentieth Century-Fox were unequivocally denied Saturday by Jeffrey Bernerd. The report was furthermore denied by Sidney R. Kent and by Balcon during a transatlantic telephone conversation with Bernerd.

Balcon's contract with GB has a minimum of two more years to run and he has every intention of fulfilling this contract, Bernerd further stated.

Miss Kalmus to England

Natalie Kalmus, Technicolor color expert, is arriving this morning on the Century en route to England where she will supervise the color photography of Alexander Korda's "Lawrence of Arabia." Miss Kalmus will sail on Tuesday aboard the *Berengaria*.

Leserman Comfortable

Carl Leserman's condition at the New Rochelle Hospital was reported good over the week-end. He is suffering from an intestinal ailment and may undergo an operation when the results of x-rays are observed.

Insiders' Outlook

By RED KANN

THIS space has had its say, not once but twice, on the problem of visitors at the studios, the hordes in which they descend on Hollywood to clutter up, delay and make production more expensive. The mailbag, arriving conveniently to make columning easier on this day, gives up an exhibitor letter, indignant and on the same subject. Charles H. Barron, manager of the Barron and Kansas theatres at Pratt, Kansas, now goes into his righteous boilings. . . .

▼

Writes he:

"I was very much interested in your article in regard to studios allowing hundreds of visitors to invade the lots and at the same time exhibitors who are legitimate customers not being allowed to see what is going on in their business from the producing end.

"My wife and I have just returned from a six weeks' visit to the coast and, while we have been in many studios at different times, we want to relate one thing that happened to us on our trip.

"We had a letter from the president of one of the producing companies, written to the studio manager, asking that we be shown around. We tried to contact the studio manager first by 'phone, to find the most suitable time to call. But talking to one of those Smart-Front-Office-Girls was as far as we got. Although we told her we had a letter from the president to the studio manager all she could tell us was to call on Saturday afternoon, as that was the only day visitors were allowed. Of course, anyone knows that most companies are not working Saturday afternoons and we told her we wanted to make our visit when there was something to see and some pictures in the making, but we got nowhere.

"We called at the office anyway with our letter, were never allowed to see the studio manager. His secretary talked to us and politely explained that this Star and that Star would not allow spectators, but if we would go on the lot with a guide she would try to see if we could see something. Well, we saw the property room, the miniature room and walked down the lot, but were then advised that it was absolutely impossible for us to get onto any stage.

"Of course, we had wasted our time and had seen nothing that we cared about and left wondering just what one has to have to get onto a stage. If a letter from the company's president would not do it, what would? We feel we, as customers, should be the ones to see the inside workings of the studios, see the merchandise which we handle and keep up with what product we will buy later.

"On this trip, we did get on another lot and saw a number of pictures in the making. But, we got into this studio, not through our business, but by knowing a party who worked in the studios and secured a pass for us.

"We feel it is ridiculous that this condition should exist. Why should any Star get so temperamental that he cannot be seen? If they could only realize that if exhibitors did not buy their pictures, the Stars would have no jobs.

"We are intelligent enough to know that the studios cannot allow promiscuous visitors, neither can they allow people on some sets some of the time, but when you do get into the studios and see people who have no interest other than curiosity, having no trouble to get passes, you wonder why it should be that the ones who pay the money by the thousands each season should not have decent treatment."

▼

We are all for Barron and other exhibitors who undoubtedly have passed through identical experiences. It may not assuage his ruffled feelings, but it may serve to shed some light on a circumstance which quite definitely should not have been permitted to point out that Hollywood operates under its own statute books, conceived and executed for Hollywood's own special delight. There is, too, the fact that the colony, so insular and so provincial, is very faithful to its own constituents which is a backsided way of getting over the observation that it does not ordinarily take kindly to strangers unless those strangers fly high in the socio-economic stratosphere. Then, again, there is the widespread lack of information as to what and who an exhibitor is, as well as why. Some there have heard that product has to play in theatres after Hollywood makes it. That state of affairs is vaguely assumed to be necessary as the system rumbles on today, but, as usual and forever more, most of Hollywood simply refuses to be bothered about such a mundane matter. It has nothing to do with art. In the meantime, and if we were to give Barron advice, for which, incidentally, he has not asked, we would raise a variety of hell with the individuals who extended him the courtesies of whatever lot it may have been in the first place and whose employes were insubordinate enough not to observe those courtesies in the second. . . .

▼ ▼

On the probability, a likely one, that the extended battle over the Ambassador, Missouri and New Grand Central theatres in St. Louis will be settled around the table, not in front of a Federal judge, the Washington staff ferrets out this:

> Department of Justice officials deny any knowledge of reported attempts to "settle" the St. Louis situation in such manner as to dispose of both the New York suit and the Supreme Court appeal.
>
> Russell Hardy, in charge of the case, is absent from Washington, but Department attorneys who have worked on it with him declare their ignorance of any such move.
>
> At the Department, it was said that it might be possible to adjust matters so as to shorten the litigation by stipulation, but indications are that Government officials are determined to make the case "stick" and would accept only an admission by the defendants that they had engaged in the practices which form the basis of the case.
>
> The Department is anxious to press the suit with as much speed as possible and to that end would welcome either a refusal by the Supreme Court to review the action of the St. Louis judge dismissing that case or abandonment of the appeal by the producers. However, it was indicated, the Government believes it can win the New York case.

▼

Of course. Naturally, the Justice Department will deny the amicable method is being applied. Yet, significance lurks in the phrase, "it might be possible to adjust matters so as to shorten the litigation by stipulation." The issue, to this layman and to others, it might be said in passing, is clear enough. Fanchon and Marco claim they have been hurt. The Government is suing Warners, Paramount and RKO for relief in this situation. If such relief can be arranged privately and by elimination of long-drawn out court manouevres, the cause of the action removes itself and all hands become friendly once more. As a matter of fact, it can be told now that this very matter was discussed in great secrecy in the latter phases of the civil suit in St. Louis several months back. The plan then provided for Warners to give up the Shubert-Rialto and the Orpheum and for the three defendant distributors to sell their output to the three allegedly aggrieved theatres. The deal was as close asthis. Then it blew up. The latter day attempt, however, is tinged with several different aspects. The possibility, therefore, is much more plus than minus. . . .

STRIKE UP THE BAND!
(for the greatest music-drama of all time!)

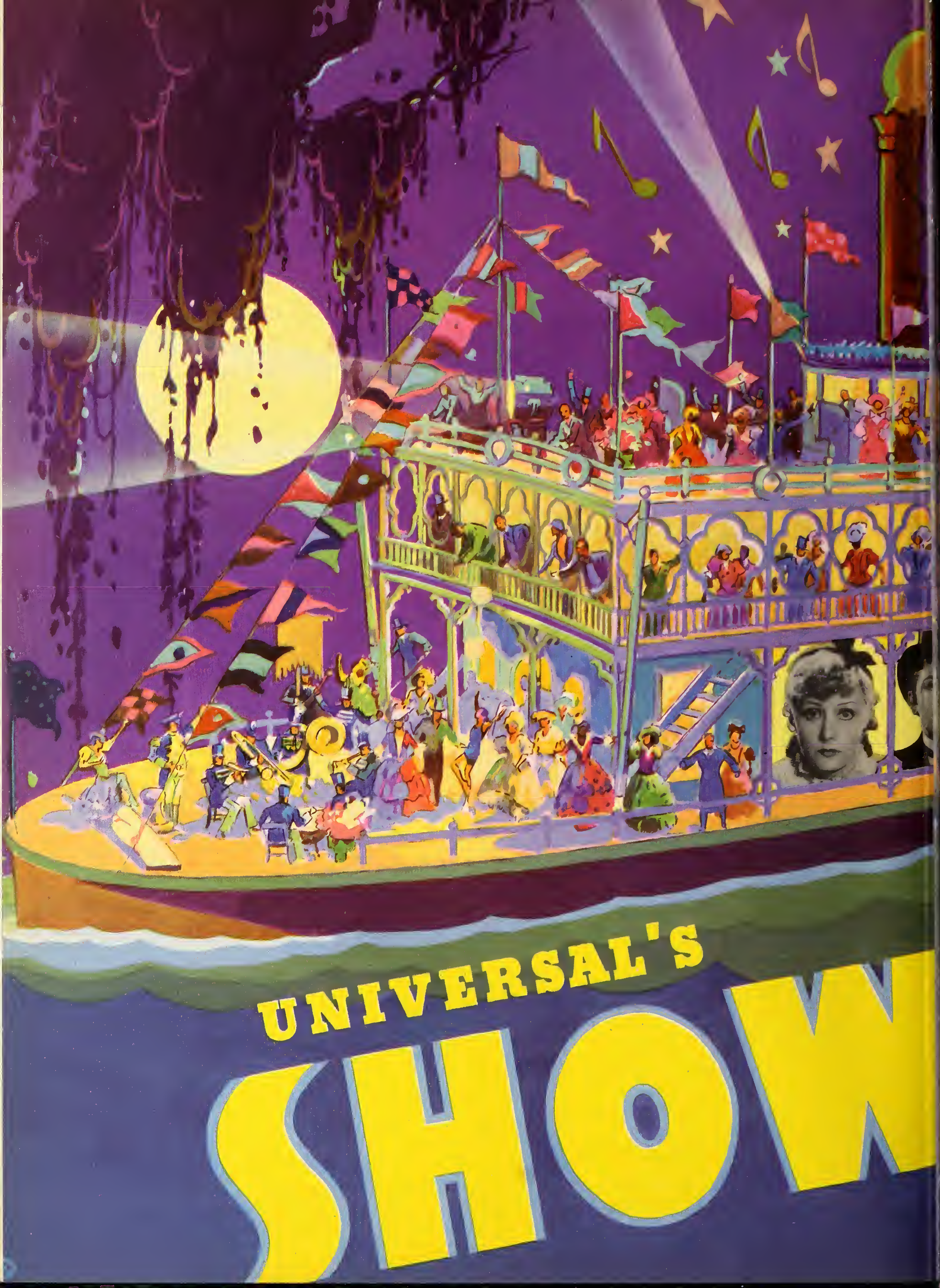
HEAR THEM CHEER!
(its stars, its songs, its story!)

START THE PARADE!
(millions are waiting to pack your theatres!)

LISTEN TO THEM SHOUT!
(glory, glory, what a welcome!)

all Together ________ LET'S GO!

HERE COMES THE....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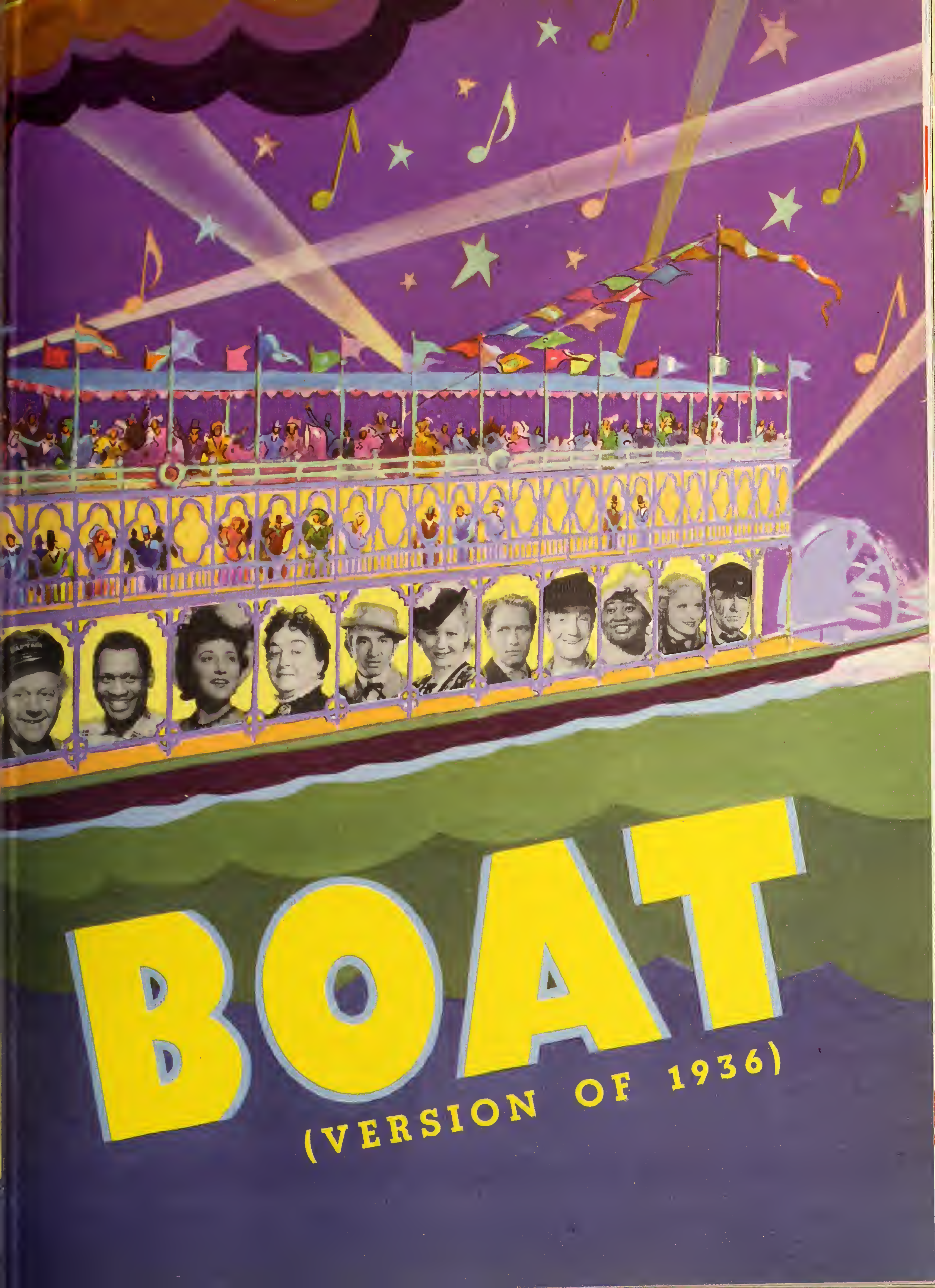
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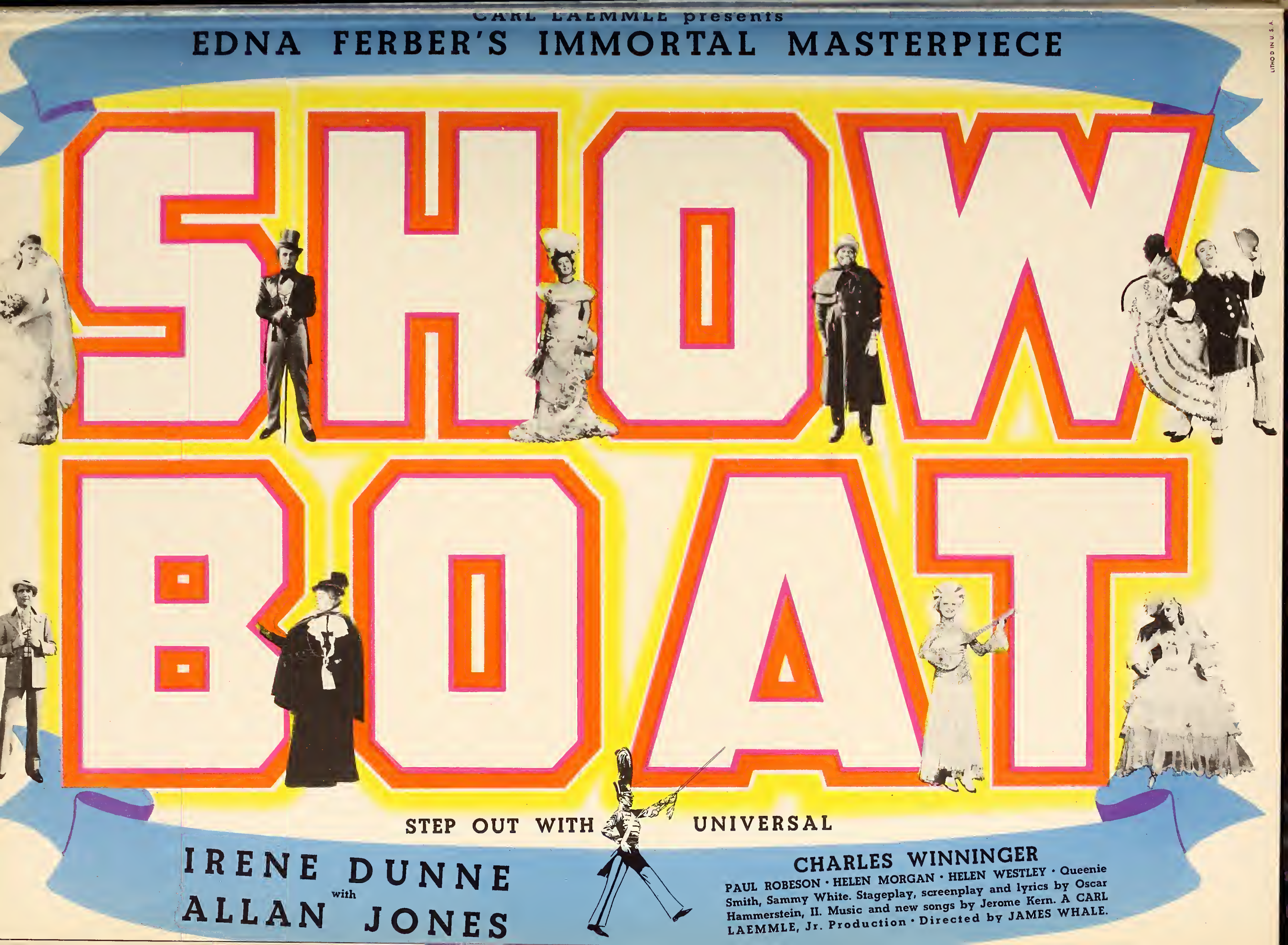


CARL LAEMMLE presents

EDNA FERBER'S IMMORTAL MASTERPIECE

SHOW BOAT

STEP OUT WITH UNIVERSAL

IRENE DUNNE
with
ALLAN JONES

CHARLES WINNINGER
PAUL ROBESON · HELEN MORGAN · HELEN WESTLEY · Queenie Smith, Sammy White. Stageplay, screenplay and lyrics by Oscar Hammerstein, II. Music and new songs by Jerome Kern. A CARL LAEMMLE, Jr. Production · Directed by JAMES WHALE.

LITHO'D IN U.S.A.

"Deeds" Tops Seattle with $7,400 Gross

SEATTLE, April 19.—"Mr. Deeds Goes to Town" ran away with the big business here with a gross of $7,400 at advanced prices in the Liberty. This is $3,400 over normal.

The only other spot to run over normal was the Paramount which had "Charlie Chan's Secret" and a stage show consisting of a Major Bowes amateur unit. The Orpheum dual, "The Prisoner of Shark Island" and "Love Before Breakfast," took $5,850, slightly below normal, but was moved to the Music Box for an extended run. "The Singing Kid" was taken out of the Fifth Avenue after four days and "Captain January" was substituted. The take on the former was $2,900 and on the latter $3,100.

Total first run business was $33,700. Average is $35,900.

Estimated takings for the week ending April 17:

"TRAIL OF THE LONESOME PINE" (Para.)

BLUE MOUSE — (950), 25c-40c-55c, 7 days, 3rd week, extended run from Fifth Ave. **Gross:** $3,100. (Average, $4,000)

"THE SINGING KID" (F.N.)

FIFTH AVENUE—(2,500), 25c-40c-55c. 4 days. **Gross:** $2,900. (Average, 7 days. $7,000)

"CAPTAIN JANUARY" (20th-Fox)

FIFTH AVENUE—(2,500), 25c-40c-55c, 3 days. **Gross:** $3,100. (Average, 7 days, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)

LIBERTY — (1,800), 15c-20c-25c-40c, 7 days. **Gross:** $7,400. (Average, $4,000)

"COLLEEN" (W.B.)

MUSIC BOX—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Orpheum. **Gross:** $3,450. (Average, $4,000)

"PRISONER OF SHARK ISLAND" (20th-Fox)
"LOVE BEFORE BREAKFAST" (Univ.)

ORPHEUM—(2,450), 25c-30c-40c, 7 days. **Gross:** $5,850. (Average. $6,000)

"CHARLIE CHAN'S SECRET" (20th-Fox)

PARAMOUNT — (3,050), 25c-30c-40c, 7 days. Stage: Major Bowes' Unit No. 11. **Gross:** $6,900. (Average, $5,000)

"MUSS 'EM UP" (Radio)

REX—(1,500), 15c-20c-30c, 7 days. Stage: Vaudeville headed by Brown & LaVelle. **Gross:** $3,400. (Average, $3,500)

Charge Coercion in Spanish Mutua Suit

BARCELONA, April 19.—Charging coercion, Alfredo Allentorn, Francisco Fernandez and Francisco Benajez, owners, respectively, of the Smart, Bosque and Delicias, local theatres, have brought suit in criminal court here against Zoilo Oliver, president of Mutua, and the distributor organization itself. Also named in the action are Enrique Aguilar of Universal, vice-president of Mutua, and Jose Viros, of Warners, secretary.

Oliver already has been summoned to appear in the action and the others are expected to be called shortly. The complaint charges that the defendants forced Benajez to pay 29,000 pesetas allegedly due to M-G-M, when he had a balance standing with Mutua of 7,000 pesetas.

R. I. Operator Bill In

PROVIDENCE, April 19.—A bill introduced by Senator W. G. Troy will, if passed, make it illegal for a projectionist to do any other work while operating a machine. A similar bill was killed last year.

Pascal Sees a Closed Shop For Writers in Two Years

(*Continued from page 1*)

NRA, the producers attempted in three different ways to put through a salary cut—and a permanent salary cut—by attempting to do away with competitive bidding in the motion picture industry.

"These three ways were—salary control—licensing of agents, a device whereby the producer would control both ends of the bargain—and the anti-raiding provision which contained a charming little clause binding a writer to a producer for 60 days after the expiration of his contract.

"At last year's annual meeting, Mr. Ralph Block, our then retiring president, told us all about these somewhat sinister happenings. He told us of the final chapter which climaxed them—of Mr. Sol Rosenblatt's last visit to Hollywood, in November, 1934, when, after assuring us of guild shop, he brought in that iniquitous proposition from the producers which aimed to destroy the Screen Writers' Guild and to herd writers back into another Academy of M. P. Arts and Sciences. Those measures were all defeated, however, by the Screen Writers' Guild together with the Authors' League of America and its associated guilds."

Three Writing Groups Met

Determining on guild, or closed shop, Pascal then tells of a meeting held here last June with officers of the Authors' League and the Screen Writers' Guild. "Jointly these three guilds represent approximately 90 per cent of the creative writers in the United States. Collectively their potential power is incalculable," he adds.

"At this meeting, the little differences that had stood in the way of binding agreement between these different writer organizations melted into nothingness in the face of a common danger. Out of this one meeting came the idea and the determination to endeavor to consolidate all writers in all fields into one strong and unified organization, strong and able to protect writers against the invasion of their rights and to fight for and win what is rightly theirs. . . . The decision to foster such an amalgamation was simple to make. The job of creating the machinery to make the amalgamation ready to function was a tremendous task. It took six whole months. The most difficult problem was the matter of dues.

"The dues plan which was finally devised and which was passed together with the amended constitution of the League we do not claim to be perfect. What we do claim for it is that it is workable and the best plan that we could devise, taking into consideration all the problems involved.

"Moreover, it was not and is not intended to be a permanent dues plan. In six months, or in a year, when we work out a more equable one, it can and will be substituted.

"In this one, the salient points are these:

"1—Membership in the League. which naturally includes all three guilds, is uniform—$10 a year.

"2—Writers are automatically assigned to the particular guild in which field of writing they happen to be working at that time and will be assessed accordingly.

"3—All writers in all fields are exempt from assessment up to $2.500 income.

"4—A dramatist. therefore, pays relatively high assessments—but receives considerable service. An author of books or magazine stories pays relatively low assessments—and receives very little service. The screen writers' assessments fall in between, being one-half of one per cent of earnings, with a maximum of $250. This assessment, however, applies also to the sale of all material to picture companies from all writing in all fields."

Will Try Disguise

Max Jelin, who runs the Opera House in New Brunswick, N. J., has arranged a tieup with the civic body of that town for a general "Paint Up and Clean Up Week" for "Mr. Deeds" so that when he comes to town he won't be able to recognize the place.

Each guild is designed to govern itself, but the collective power of all three guilds will be vested in a council of 12 from each guild, Pascal says.

"Two of the guilds have already moved in," Pascal asserts. "On May 2 the screen writers will vote upon whether or not they want to move in, too. . . . The governing bodies of the three guilds . . . will ask members when the time seems ripe to vest the power in the council to invoke an order, as soon as it sees fit, ordering members to refuse to sell material to the studios—plays, novels, magazine stories or original stories—unless studios agree by contract that all such material shall be adapted or worked upon in any way only by members of the Authors' League of America with reciprocal provisions as to services.

"The only difference between this labor organization and any other labor union is that we are, under present conditions, unable to cut off the supply of manpower and material. The fight in the final analysis comes down to that simple provision.

Will Have Definite Advantages

"It may seem to some of us a hardship to be asked not to sign a contract that pledges our services and works beyond two years. But actually it will prove to be a boon. It will tend to abolish the 'option' contract, where the advantage is always on the side of the producer and never on the side of the writer. The individual, of course, as a rule, is helpless to hold out against these one-sided options, but in this way, through his organization, it will be impossible for him to accept such a deal.

"Picture then the strength and the power that will be ours in the next two years. Material can be worked upon only by members of our organization. Contracts, except for a very few, will have expired by May, 1938. We will be in the invulnerable position of controlling both material and manpower. Writers, the Authors' League of America, will hold the winning hand. And the producer, who has always proved himself to be a very shrewd poker player, will know it. It won't be necessary to call his bluff. Then without a strike, without any of us suffering from being out of jobs, it is only reasonable to conclude that we will gain all that we are after—guildship and a fair minimum basic agreement."

"Witness" and "Dell" Top in Coast's Slump

LOS ANGELES, April 19.—Grosses were generally poor last week with "The Witness Chair" and "Farmer in the Dell," on a dual at the Pantages the only strong draw. The $5,300 take was over the line by $2,300. At the Hillstreet the same bill was weak at $5,100.

"The Gypsy Baron," a Viennese import at the Grand International, was the only other attraction to make the grade. It grossed $1,800.

Total first run business was $67,700. Average is $86,150.

Estimated takings for the week ending April 15:

"LITTLE LORD FAUNTLEROY" (U. A.)

CHINESE—(2,500), 30c-55c, 7 days. **Gross:** $10,000. (Average, $12,500)

"RHODES" (G. B.)

4 STAR—(900), 30c-55c, 7 days, 3rd week. **Gross:** $2,500. (Average, $3.250)

"THE GYPSY BARON" (Vienna Prod.)

GRAND INTERNAT'L—(750), 35c-40c, 7 days, 2nd week. **Gross:** $1,800. (Average, $1,200)

"THE WITNESS CHAIR" (Radio)
"FARMER IN THE DELL" (Radio)

HILLSTREET—(2,700), 25c-40c, 7 days. **Gross:** $5,100. (Average, $8,000)

"LITTLE LORD FAUNTLEROY" (U. A.)

LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $11.000. (Average, $14,000)

"THE WITNESS CHAIR" (Radio)
"FARMER IN THE DELL" (Radio)

PANTAGES—(3,000), 25c-40c, 7 days. **Gross:** $5,300. (Average, $3,200)

"13 HOURS BY AIR" (Para.)

PARAMOUNT—(3,595), 30c-55c, 7 days. Stage: F. & M. revue, Vera Van in person, Al Lyons orchestra. **Gross:** $15,900. (Average, $18,000)

"THE SINGING KID" (F. N.)

WARNER BROS. (HOLLYWOOD)—(3,000), 25c-40c, 7 days. **Gross:** $9,100. (Average, $14,000)

"THE SINGING KID" (F. N.)

WARNER BROS. (DOWNTOWN)—(3,400), 25c-40c, 7 days. **Gross:** $9,000. (Average, $12,000)

Kelly Notes Gains In Central America

Theatre business in Central America and Mexico is showing a definite upturn, especially in Mexico since the settlement of the protracted strike against major American distributors, centering in Mexico City, declared Arthur W. Kelly, in charge of foreign sales for United Artists, who has returned from a month's tour of company exchanges.

His trip covered Panama and other Central American countries, Cuba and Jamaica as well as Mexico. In Guatemala City recently there was opened a new 3,000-seat house, the De Luxe, and despite its unusual size for that territory, it is doing well, said Kelly. In Cuba, as in most of the other areas he visited, Kelly said, American films are holding their own, but superior Spanish pictures find a good market, with a loyal following. This is especially true in Havana, he said.

Reopen Hartford Palace

HARTFORD, April 19.—The Loew-Poli Palace here has reopened after having been closed for several weeks because of the flood.

Reports have it that the local Civic Repertory, WPA dramatic stock company, may disband, although officials have denied the reports. Discord is said to have broken out when the players were routed over a vaudeville circuit during the closing of the State due to the flood.

Art Cinema Payment On Taxes Authorized

Washington, April 19.—Chancellor Josiah O. Wolcott issued an order authorizing trustees of Art Cinema Corp. to pay a second installment of a realty tax on a piece of property in Culver City totaling $1,630.60.

The property is owned by Feature Prod., Inc., Ltd., a California corporation, the entire capital stock of which is held by Art Cinema, a dissolved corporation. The property was assessed for taxes totaling $3,261.23 in 1933, of which $1,630.63 was paid in the first installment. The petition was presented by William Jasie, Denis F. O'Brien and William P. Phillips, trustees.

Santa Fe Sets New Trains; Cuts Time

The Santa Fe on May 12 will inaugurate a new weekly train from Chicago to the coast, the Super Chief, which is scheduled to make the run in 39 hours and 45 minutes, said to be 14 hours faster than the present service. The train will leave Chicago each Tuesday evening. Eastbound, the service will begin May 15.

A second new train, the Scout, will start May 10, on a daily schedule of 60 hours and 55 minutes from Chicago to Los Angeles. Running time will be cut on other trains, including the Chief.

New Hepburn Vehicle

Hollywood, April 19.—RKO has purchased rights to a play, "Marie Bashkirtseff," which was produced in Budapest last season. It is by Lajos Balint and Erno Anday. Katherine Hepburn will play the title role and it is scheduled to go into production as soon as Miss Hepburn finishes "Portrait of a Rebel."

The studio has given term contracts to Patsy Lee Parsons, five-year-old actress, and Parkyakarkas. No assignments have been set for either.

Short Used as Trailer

Chicago, April 19.—Several downstate exhibitors are using the Dionne Quintuplet short "Going On Two" as an advance trailer for "The Country Doctor." A clip at the end of the film is added to tell of the coming attraction. The use of product from one company to advertise that of another company makes the stunt more unique.

Takes Italian Series

Boston, April 19.—Phil Smith, circuit operator and independent exchange owner, has taken over the New England distribution of Nuovo Mondo Motion Pictures, Inc. This gives the Academy Pictures exchange 25 English-dubbed Italian features and some 90 Italian shorts.

C. A. Somma Defeated

Richmond, April 19.—Charles A. Somma was defeated by a small majority for renomination as a candidate for the City Council in the Democratic primary. Somma became a member of the council a few years ago. He did not wage a very active campaign for renomination.

Miami House Damaged

Miami, April 19. — Fire caused damage estimated at $1,000 to the screen and sound equipment of the Seventh Ave. Theatre here.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Florida Special"

(Paramount)

Hollywood, April 19.—Apart from the amusing wisecracking of Jack Oakie, this comedy-melodrama offers little to enthuse exhibitors or audiences. There are, however, several novel twists given to the familiar all-action-aboard-a-train plot.

Claude Gillingwater, an eccentric millionaire, disappears aboard a train, thereby foiling the plot of Sidney Blackmer, a thief, and a rival mob headed by Matthew Betz to steal the Gillingwater jewels. Into this vortex is whirled Reporter Oakie.

Kent Taylor, who has been rejected by Frances Drake, Gillingwater's decorative niece, falls in love with train hostess Sally Eilers, a romance which progresses rapidly after detective J. Farrell MacDonald seals the train in an attempt to unravel the Gillingwater mystery. Here again, the rival gangs attempt to grab the loot. These sequences are enlivened by Oakie's comedy, Sam Hearn's specialty gagging and Jackie Heller's singing. In what might be called the climax, Gillingwater is discovered in a disguise, the jewels stolen by Blackmer are recovered only to be again filched by Betz and finally recovered from him by a station-load of police who have gathered to welcome MacDonald.

The story is an original by Clarence Budington Kelland and is loaded with so much stuff that director Ralph Murphy had difficulty getting it all into the picture, with the result that the production rates as an average attraction appealing to devotees of thrills, action and fun.

Production Code Seal No. 2,040. Running time, 68 minutes. "G."

"The Mine with the Iron Door"

(Lesser-Columbia)

Hollywood, April 19.—A Harold Bell Wright story freely adapted by Don Swift and Dan Jarrett, this production moves rather slowly. It is essentially an adventure yarn and there is sufficient conflict to appeal to the lovers of action drama, yet no guns bark, no horses gallop and only in the final sequences is there any real suspense developed.

Richard Arlen and Stanley Fields are seeking hidden treasure on Arizona land which Charles Wilson has duped them into buying. There they find Cecelia Parker and her father, Spencer Charters, encamped on their property, which is also occupied by Henry B. Walthall, demented archaelogist. Walthall knows where the treasure is hidden but the others do not. When Arlen and Miss Parker discover the clues to the location Walthall takes her into the mine, where he is about to kill her. At this point Arlen finds the entrance and thus all are saved.

Some good comedy is contributed by Fields, a former cop who develops foot trouble upon reaching the great open spaces. David Howard directed and got everything possible from the script. The skill of Frank Good's photography is reflected to advantage in the outdoor sequences. The production as a whole is quite suitable as average entertainment.

Production Code Seal No. 2,146. Running time, 65 minutes. "G."

"Captain Calamity"

(Hirliman-Regal)

Hollywood, April 19.—Second in the George Hirliman color series, this uses the new Hirlacolor process. Though there is entertainment quality calculated to please the thrill action fans in the melodramatic romance, comedy-tinged motivating story, color application looms as the principal commercial asset available to exhibitors in the class of houses wherein it will be shown. Most of the shots, particularly the land and seascapes and some in which personalities are featured are of creditable character. Second to color use as a novelty in a thrill action film is the idea of giving it a musical contrast by having the hero, George Houston, sing several songs.

Houston, adventurous skipper of a south sea schooner, creates the impression he is the possessor of a secret as to where vast Spanish treasure is buried. With the main action occurring aboard the boat and in an island cabaret, a gang of bad men, headed by Louis Natheaux and Roy D'Arcy, plan to kill Houston and get his secret. Comedy relief is provided by Vince Barnett. A romance involving Houston and a stranded white girl, Marion Nixon, is rung in. Plenty of conflict heroics ensue. The conspirators raid Houston's boat, he saves Miss Nixon and both get away from the islands for the peace and quiet of romance.

Players mentioned contribute satisfactory performances. Other inter-

(Continued on page 10)

Short Subject

"The Early Bird and the Worm"

(Harman-Ising-M-G-M)

In the colorful and novel Harman-Ising manner, this cartoon is excellent entertainment. The old adage is changed somewhat. The early bird sets out and stalks a worm which leads him a merry chase. Clever invention carries the hunter and prey through many escapes. A snake takes up the trail of the bird and soon is in the chase. Two crows lying around in the minstrel show manner and ad libbing provide a hilarious interlude. Soon they are after the worm too. The snake catches up and seizes the first bird and it looks bad but the worm gets out a flute and plays a Hindu tune which distracts the snake while the bird gets away. The snake now turns on the worm and hypnotizes it. Timely knotting of the snake by the bird saves the worm and they become friends. An exceptional offering. Production Code Seal No. 2,036. Running time, 9 mins. "G."

"How to Behave"

(M-G-M)

Robert Benchley undertakes to demonstrate a few situations, the etiquette of which are questioned by two telephone men working among the wires in a manhole. With all the humor that can be attached to the problems of a man arising from the table when a lady approaches, story telling under constant interruption and week-end guest behavior, the familiar and hilarious Benchley antics build up each situation for the most laughs. Following the pattern of that other Benchley opus, this one has him closing the film by drawing the bed clothes over his head. Entertaining and laugh provoking. Production Code Seal No. 1,574. Running time, 10 mins. "G."

"Fight Is Right"

(Radio)

An occasionally amusing comedy featuring Tom Kennedy, as the large, but timid soul who is persuaded to attempt to fool his wife in order to go to a fight. His office pal and fellow conspirator disguises himself as a doctor and arrives—but in the company of an inquisitive policeman, who proceeds to administer his own home remedy. As that consists of plain and fancy knot-tying, and the smart wife pours plaster of paris into the footbath, the comedy descends to loud and vigorous slapstick. Production Code Seal No. 2,016. Running time, 17 mins. "G."

"Dumbbell Letters No. 3"

(Van Beuren-RKO)

There is the usual amount of amusement in this number of the series of filmed letters from various and sundry people lacking intelligence but meaning well. The result is a series of chuckles and a few hearty laughs. Production Code Seal No. 088. Running time, 5 mins. "G."

Loew Cuts Vaudeville

Pawtucket, R. I., April 19.—Loew's Capitol has dropped vaudeville in favor of films for four days a week. Stage attractions hold sway during the last three days of the week.

COMPLETE SPORTS

DAILY NEWS-HERALD

★ ★ ★ ★ FINAL

THE WORLD'S PICTURE NEWSPAPER

★ ★ ★ ★ New York, Monday, April 20, 1936 ★ ★ ★ ★

'MYSTERY BLONDE' ADMITS KILLING

FREED—James Trent won his freedom from a murder charge by Paula's confession. Paula told of her long-standing love for Trent. (Walter Abel, as Trent.)

ELOPEMENT plans of Connie Trent were blasted by the shot that revealed Whittaker, her lover, as a thief and a blackguard. (Maxine Jennings, as Connie.)

CONFESSES—Paula Young, the 'Mystery blonde' in the Stanley Whittaker slaying, created a sensation in court today when she dramatically admitted that it was she who had killed Whittaker. Her amazing testimony came just as Connie Trent, daughter of the defendant, had disclosed that she was about to elope with Whittaker. (Ann Harding, as Paula Young.)

ANN HARDING in "THE WITNESS CHAIR"

with WALTER ABEL, Douglass Dumbrille, Frances Sage, Moroni Olsen, Margaret Hamilton. Directed by George Nicholls, Jr. Asso. Producer, Cliff Reid. RKO RADIO PICTURE.

Daylight Time Makes Gain in East, Midwest

(Continued from page 1)

year there were 337. In Rochester, where a referendum opposed the change, many business establishments advance opening and closing hours. New Jersey's total is 118 communities, the same as last year. Pennsylvania is unchanged at 93; Maine, with 59. New Hampshire has lost two and will have 21 this year. Vermont will have three instead of two. Delaware will have 11 instead of eight; Illinois, 93, instead of 90, exclusive of Chicago and surrounding communities. Indiana jumps from 14 to 20.

Georgia gains from one to three, not including Atlanta and surrounding towns, which advance their clocks from year to year. Mississippi will have no advanced time this year, although last year it had one town. In Minneapolis and other spots in Minnesota business establishments change their opening and closing hours. Idaho will push the clocks ahead in three spots, the same as last year.

In Canada two more towns have joined the move, making the total 75. Some of them do not make the change until May 2 or 3, and others make the change late in May and in early June and put the clocks back to normal at varying times.

Cleveland Is Opposed

Cleveland, April 19. — The City Council today voted against daylight saving time for which radio stations and representatives of outdoor sports had been plugging. Exhibitors protested.

Paris Quigley Award Is Made by Flandin

(Continued from page 1)

man, manager of Paramount French theatres; Fred Lange, Paramount branch head here; Ike Blumenthal, Paramount continental representative; Harold Smith, Hays office representative here, and Andre Agramon, publicity manager of the Paramount.

Minister Flandin congratulated Lebreton and Paramount, and cited Quigley Publications as the largest film press organization. He saw in the award the cementing of closer French-American film business relations, and expressed pride in the fact that an award has gone to a French manager for the first time.

Wallis on Vacation

Hollywood, April 19.—Hal Wallis, production manager at Warners, accompanied by his wife, Louise Fazenda, will leave tomorrow by train for New York. They are bound for Europe on a two-months vacation.

PHILIP MERIVALE
"GIVE US THIS NIGHT"
WILLIAM MORRIS OFFICE

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Captain Calamity"

(Continued from page 8)

esting bits are credited to Margaret Irving, Barry Norton, Crane Wilbur, Juan Torena, Movita and Lloyd Ingraham. Selling the combined values of color and melodramatic thrill action seem to be the most acceptable way to excite popular attention.

Production Code Seal, No. 2,121. Running time, 65 minutes. "G."

"The Harvester"

(Republic)

Hollywood, April 19.—This Gene Stratton Porter best seller makes good family entertainment as presented here. Victor Zobel's production and Joseph Santley's direction result in a well-knit pastoral, refreshing for its homey qualities.

The story concerns the efforts of Joyce Compton, backed by her shrewish mother, Alice Brady, to win Russell Hardie, a most eligible bachelor. Opposed to the match is Emma Dunn, Hardie's neighbor who seeks Hardie for her granddaughter, Ann Rutherford. Trapped into a betrothal, Hardie escapes only after Miss Dunn has died and Cora Sue Collins, Miss Rutherford's younger sister, has been placed in an orphanage. Though the plot is slight, the cast makes all the characters interesting and the background incidents which include a husking bee and the introduction of the early automobile are made amusing.

The screenplay is by Gertrude Orr and Homer Croy from the adaptation of Robert Lee Johnson and Elizabeth Meehan. Frank Craven, Roy Atwell and Eddie Nugent give the best performances in the supporting cast.

The production will be acceptable in most situations, rating higher in the smaller communities.

Production Code Seal, No. 2,144. Running time, 69 minutes. "G."

"Kelly the Second"

(Roach-M-G-M)

Hollywood, April 19.—Loaded with gags old and new, this comedy, when reduced to program length will fit on dual bills with a more serious feature subject.

Patsy Kelly as the trainer of Guinn Williams, a truck driver turned fighter, bears the chief brunt of the slapstick, ably assisted by Charlie Chase, as a fight manager. Edward Brophy and his mob are racketeers who cut themselves in for a share of the fight earnings. Pert Kelton, as Brophy's girl, complicates matters by getting Williams drunk before the championship bout. The best gags are offered during the sequences which show Williams in training on a farm with Miss Kelly supervising the road work mounted on an ancient steed which still responds to the sound of hounds pursuing a fox. Other comedy highlights are contributed by Chase.

The script is the joint work of the regular Roach staff and the direction is by Gus Meins. The sound is slightly high-pitched for a feature length film and seems to be the same as that used in regular Roach shorts.

The picture should please juveniles and seems suitable for showing at performances for children.

Production Code Seal, No. 1,961. Running time, 82 minutes. "G."

"Human Cargo"

(Twentieth Century-Fox)

Hollywood, April 19.—The alien shakedown racket provides a colorful background for this action melodrama which slows down only for comedy, tellingly spaced.

Claire Trevor plays the society girl who wants to break into the newspaper game with the romantic idea of seeing her name on bylines. Brian Donlevy, ace reporter, gives her a real taste of how tough chasing exclusives may be when he uses her as a stooge to get a line on a gang which is smuggling aliens and then shaking them down. After a couple of murders, Miss Trevor catches on and as a reporter for a rival paper boards the smuggling ship disguised as a French girl. Donlevy also assumes an accent and claims to be her husband. Both fall into the hands of the gangsters, both escape by a hair's breadth, both score a beat and both get married. The comedy highlight is Helen Troy, well known on the air, as a comic, gossipy 'phone operator.

Miss Trevor and Donlevy give good performances and excellent sup-

(Continued on page 11)

◂ *Purely Personal* ▸

Vera and Bill Fadiman at Tony's for a nip after the opening of "Things to Come"; Monroe Greenthal and Ed Finney to the Versailles in an effort to sneak up on Si Seadler performing the rhumba.

•

Ed Kuykendall will spend a week at his Columbus, Miss., home, returning here early next week to arrange a resumption of meetings with distributors on trade practices.

•

Louis Cohen is now dividing his time between the Cine Roma, nee the Warner on Broadway, and the offices of Nuovo Mondo Pictures in the RKO Building.

•

Bob Goldstein and Joe Moskowitz did their lunching in the Hunting Room of the Astor Saturday. Bob almost brought along a bow and arrow.

•

Louis Nizer is adding to his file of "Exhibits" a picture postcard mailed to him from Germany by Phil Reisman.

•

Charlie Moskowitz arrived in Miami last night for a short vacation. Back here May 4.

•

Frank C. Walker, in Scranton for the past few days, goes to Washington from there.

•

Bruce Bromley, film attorney, returns today from a vacation at Pass Christian, Miss.

•

Sam Spring returns from a Florida stay with his family early this week.

•

John E. Otterson plans to depart from the coast tonight for here.

Phila. Group Seeks Zoning Conference

(Continued from page 1)

in the territory to appoint representatives to meet a group from the exhibitor unit and affiliated circuits, to "lay the foundation for the adoption of a uniform and fair" clearance and zoning schedule.

A second resolution, adopted at the same time, called for the appointment of a delegate to represent the organization at the trade practice conferences in New York, "when and if" the independent exhibitor groups are invited. Charles Segall, president, was named to represent the unit.

Trans-Lux Net $164,291

Trans-Lux Daylight Picture Screen Corp., for the year ended Dec. 31, reports a net income after charges and taxes of $164,291 or $0.23 per share, as compared with $180,638 or $0.25 per share outstanding for 1934; cash $206,156 against $94,255; loans $106,458 against $80,000: securities $54,850 against $352,492; accounts receivable less reserve $13,096 against $69,031; inventories $21,008 against $55,822; other current assets $16,972 against none; current liabilities $26,117 against $141,970.

"January" Is Denver Wow; Gets $10,000

DENVER, April 19.—"Captain January" topped the town with a gross of $10,000, up by $3,000, at the Denver, and it was moved to the Broadway for a second week.

"These Three" kept crowds going steadily to the Aladdin, so that the take went nearly 100 per cent over par for a total of $4,500 and the picture was held over.

Weather conditions were perfect and there was practically no opposition.

Total first run business was $35,500. Average is $27,750.

Estimated takings for the week ending April 16:

"THESE THREE" (U.A.)
ALADDIN—(1,500), 25c-40c-50c, 7 days. **Gross:** $4,500. (Average, $2,750)

"LITTLE LORD FAUNTLEROY" (U.A.)
BROADWAY—(1,500), 25c-40c, 7 days, following two weeks at the Aladdin. **Gross:** $1,500. (Average, $1,500)

"RETURN OF JIMMY VALENTINE" (Republic)
CENTER—(1,500), 20c-25c-35c, 7 days. Stage show. **Gross:** $2,500. (Average, $3,000)

"13 HOURS BY AIR" (Para.)
DENHAM—(1,500), 25c-35c-40c, 7 days. **Gross:** $6,500. (Average, $4,500)

"CAPTAIN JANUARY" (20th-Fox)
DENVER—(2,500), 25c-35c-40c, 7 days. Stage band. **Gross:** $10,000. (Average, $7,000)

"SMALL TOWN GIRL" (M-G-M)
ORPHEUM—(2,600), 25c-35c-40c, 7 days. **Gross:** $8,000. (Average, $6,000)

"ROAD GANG" (F.N.)
"THE PAYOFF" (F.N.)
PARAMOUNT—(2,000), 25c-40c, 7 days. **Gross:** $2,500. (Average, $3,000)

Reissue Idea Clicks

CLEVELAND, April 19.—A trial engagement of "The Big House" and "Dancing Lady" on a double bill at the Rivoli in Toledo proved so successful that Frank Drew of M-G-M ordered additional prints to cover the territory.

Federal Shows Started

CINCINNATI, April 19. — Federal theatre projects are steaming up in this territory. "Adam and Eva" is being presented at Odd Fellows' Temple here and music is being provided by a work relief orchestra. At Dayton "The Old Soak" is being put on at the Memorial Hall.

Harry J. Shumow Gains

OMAHA, April 19.—Harry J. Shumow, M-G-M branch manager and first barker of Tent No. 16, who for two months has been an arthritis sufferer, asserted he will be able to attend the New York convention.

"Things" Record Claimed

All existing records at the Rivoli on Broadway were broken on Saturday morning at the opening at popular prices of "Things to Come," with 4,800 admissions up to 12 o'clock. U.A. press department said so.

Columbians to Act

The Columbia Players, a unit of the Columbians, home office organization of Columbia, will present a series of one-act and full-length plays at a Broadway playhouse.

Travel Methods

Bob Goldstein, sometimes reporter-at-large, checked up yesterday and found:

Jack Goetz and Arthur Gottlieb of Du-Art Laboratories "trained" west Friday.

Joe Moskowitz, not yet set on his coast trip, is expected to "zoom" to the coast.

Leonard, Bob's twin and now a producer of westerns, arrived. He "horsed" it across the country.

Arthur Loew Takes 1,765 Loew Shares

WASHINGTON, April 19.—Acquisition by Arthur M. Loew's holding company in February of 1,765 shares of Loew's common stock was disclosed by the Securities and Exchange Commission in its monthly report, just made public.

The report also showed the acquisition by Samuel Sedran of New York of 10 shares of eight per cent cumulative first preferred stock in Universal, making his holdings at the close of the month 14 shares.

Eastman Starts Building

ROCHESTER, April 19.—Eastman Kodak has a big building program under way. Preliminary work has been started at the Kodak Park plant and construction will start within a month on one building. At the Hawkeye plant a five-story building will be put up for manufacture of lenses and photographic equipment.

Columbia Signs Del Rio

HOLLYWOOD, April 19. — Columbia has signed Dolores Del Rio to a term contract calling for two pictures per year over a period of three years. Under the pact, Miss Del Rio will also be permitted to make pictures for other studios. Columbia has no assignment for the actress as yet.

Busses to Have Films

CHICAGO, April 19.—B. T. Peyton, Inc., plans to install projectors in a number of transcontinental busses.

Fifty-two projectors for showing 35 mm "non-flam" films have been ordered. The projectors, Peyton states, will run automatically, the bus porter changing the films.

Fox Has Milwaukee Strand, Seeks More

MILWAUKEE, April 19.—Fox has taken the Strand, former downtown second run here, and reopened it as a first run. The 1,400-seat house was thoroughly renovated before being opened by the new operators. Fox now controls three first runs here and is reported seeking the closed Alhambra.

The circuit's deal for control of the Pearl, Grace and Layton Park, south side independent neighborhoods, originally slated for March 15 and then April 1, has been advanced to May 1. Latest reports are that Fox will trade the Pearl, when it assumes control, for the Lincoln, operated by B. K. Fischer, the latter to operate the Pearl, with the understanding that the Lincoln be closed.

Carroll Picks Winner

PHILADELPHIA, April 19.—Jacqueline Susan, 17-year-old daughter of Robert Susan, well known Philadelphia portrait painter, was selected by Earl Carroll at the finals of the Carroll-Warners talent contest at the Earle. She will be sent to the Vitaphone studios in New York for a screen test. Carroll picked a beauty from the audience at each performance, holding the finals at his last appearance.

May Probe Sonotone

The Securities and Exchange Commission, it was said by *The Sun* on Saturday, is investigating the market movements of the stock of Sonotone Corp. A questionnaire has gone to brokers for a report on transactions from April 7 to 13. The stock, a curb issue, has been active recently and is now listed at 3 as compared with a low of 1¾ and a high of 3½ this year.

Bruen Addresses MPTO

TACOMA, April 19.—An address by President Hugh Bruen on his recent eastern trip, reports by Secretary-Manager James Hone and a talk by Mrs. Kathryn Malstrom, member of the legislature, were features of the spring meeting of M. P. T. O. of the Northwest at the Winthrop Hotel.

F. P. Canadian Gains

Famous Players Canadian Corp. reports a net profit for 1935 of $335,266. This is after expenses and other charges. For 1934 the profit was $309,793.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Human Cargo"

(Continued from page 10)

port is contributed by Alan Dinehart, Ralph Morgan, Rita Cansino, Morgan Wallace, Herman Bing, John McGuire, Ralf Harolde, Wade Boteler and Harry Wood. The screenplay by Jefferson Parker and Doris Malloy from the novel by Kathleen Shepard emphasizes the comedy and tension. Allan Dwan's direction accents speed. Sol Wurtzel produced.

The excitement of the chase after a story of the inside of the racket which smuggles, terrorizes and kills many thousands of aliens seeking illegal entry into the country is the best angle to plug.

Production Code Seal, No. 2,103. Running time, 67 minutes. "G."

Delay to Fall Of U. S. Suit Seen Likely

(Continued from page 1)

plainly pointed out by Government attorneys recently that failure of the Supreme Court to hear the appeal until fall is likely to delay the trial of the equity action in New York until after the decision of the high court. Reports in New York within the past few days of the early settlement of the equity action out of court are seen as leading to further delay in the New York action.

Russell Hardy, chief of the Government legal staff in the case, argued the Government's motion before Judge Davis. In his presentation, Hardy argued that the appeal to the Supreme Court is an effort on the part of the defense to delay the New York action, indicating that the hearing of the appeal in the Supreme Court will delay the date on which the Federal action would get under way.

Studio Union Talks To Resume Tomorrow

(Continued from page 1)

demand for a 30-hour week in place of the present 36-hour week. Crafts which are not asking wage increases are expected to make a stand for the shorter week, while some of those to which wage increases are granted may compromise on the hour provisions.

Bulletin Is Revised

HOLLYWOOD, April 19.—The Academy Bulletin of Screen Achievement Records is to be issued in a revised and improved form. The revision calls for a mimeographed form, with loose-leaf binders and provisions for issuing revision sheets at frequent intervals. The bulletin has been issued for a year and a half.

Wall Street

Most Off in Board Trading

	High	Low	Close	Net Change
Columbia, vtc.	37	37	37	—1
Consolidated Film	5¼	5⅛	5¼	.....
Consolidated, pfd.	17½	17½	17½	+ ½
Loew's, Inc.	45⅛	44⅝	44⅝	— ½
Paramount	8⅜	8¼	8¼	.....
Paramount 1 pfd.	66¼	66	66	—1
Paramount 2 pfd.	9⅜	9¼	9¼	— ⅛
Pathe Film	11⅛	10⅜	10⅞	— ⅛
RKO	6¼	6¼	6¼	— ¼
20th Century-Fox	26¼	26¼	26¼	—1
20th Century, pfd.	35½	35	35	.....
Universal, pfd.	99½	99½	99½	— ¾
Warner Bros.	10½	10¼	10¼	— ¼

Curb Off Fractionally

	High	Low	Close	Net Change
Sentry Safety	11/16	11/16	11/16	—1/16
Sonotone	2⅞	2⅞	2⅞	— ⅛
Technicolor	29¾	29¾	29¾	— ¼

Little Activity in Bonds

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	27	27	27	+ ½
General Theatre Equip. 6s '40 ctf	26¾	26½	26½	— ¼
Paramount Pictures 6s '55	86¾	86¾	86¾	— ¼
Warner Bros. 6s '39 wd	94⅝	94½	94½	— ½

(Quotations at close of April 18.)

Scoring Hits on Broadway

DU PONT
REG. U.S. PAT. OFF.

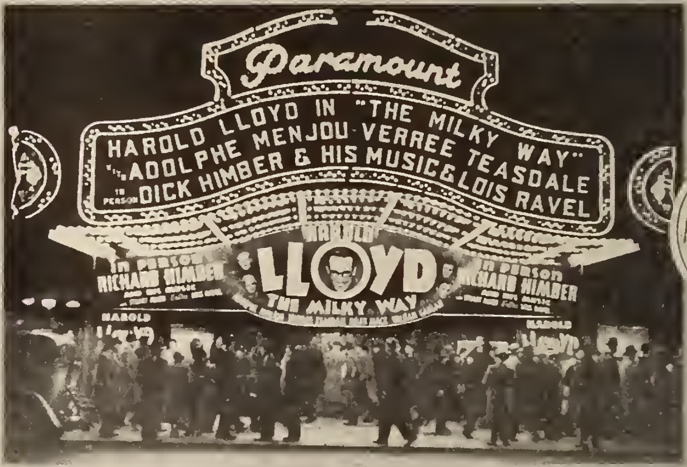
NEGATIVE

CLARK GABLE
JEAN HARLOW
MYRNA LOY
FAITH BALDWIN'S
WIFE VS. SECRETARY
CAPITOL
CLARK GABLE · JEAN HARLOW
MYRNA LOY · "WIFE VS SECRETARY"
A SKYLARKING FILM HOLIDAY

Photographed by
RAY JUNE

United Artists
RIVOLI
THE MOST TALKED ABOUT PICTURE OF THE YEAR!
"THESE THREE" WITH MIRIAM HOPKINS-MERLE OBERON - JOEL MC CREA
HOPKINS
OBERON
JOEL McCREA
These Three
THESE THREE

Photographed by
GREGG TOLAND


Paramount
HAROLD LLOYD IN "THE MILKY WAY"
WITH ADOLPHE MENJOU-VERREE TEASDALE
IN PERSON DICK HIMBER & HIS MUSIC & LOIS RAVEL
LLOYD
THE MILKY WAY
IN PERSON RICHARD HIMBER

Photographed by
AL GILKS

Paramount
ON SCREEN MAE WEST: KLONDIKE ANNIE
PLUS PREVIEW OF A PARAMOUNT PICTURE
FRED WARING & PENNSYLVANIANS
MAE WEST
KLONDIKE ANNIE
VICTOR McLAGLEN
IN PERSON
FRED WARING
PENNSYLVANIANS

Photographed by
GEORGE CLEMENS

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The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

OL. 39. NO. 94 NEW YORK, TUESDAY, APRIL 21, 1936 TEN CENTS

ew Fleischer Process Puts Depth in Film

athematical Basis Was Invented for Purpose

By J. M. JERAULD

For some time Paramount and Max eischer have been getting letters om exhibitors and patrons inquiring w he had produced the illusion of pth, or third dimension, in some of cartoon subjects. Neither has been rprised. They have been waiting r some kind of a reaction to see hether a new invention was suffient to impress the public.

In some subjects only certain scenes ve had this three dimension process, others whole subjects have had it. 's all done by mathematical calcution, and the process is now being tented.

What it will lead to even Fleischer n't guess. So far he has used it only subjects moving from left to right, vice versa, but he now is building machine that will give the same sults on up and down, or diagonal ckgrounds, and in the course of

(Continued on page 14)

tudios Are Busy; 45 Features Going

Hollywood, April 20.—There was tle change in production activity ring the past week. Actual camera ork continued to hit a high level. orty-five features were in work. hort subject production, which has een slow during recent months, ipped down to two from the preous week's three.

Warners took the lead with eight ctures in work. Paramount, which aded the list the previous week, ipped to six.

Columbia had five features shootg, one preparing and seven in the tting room. M-G-M had seven, one

(Continued on page 14)

0th-Fox Holders Will Elect Directors

Routine procedure is expected to ark the annual stockholders' meeting Twentieth Century-Fox this afteron in company headquarters. Elecn of the directors for another year ill be followed immediately by a eeting of the new board when offirs are to be elected.

Sidney R. Kent and Joseph M. chenck on Thursday will sail for Eupe.

Fox, B. & D. Conclude Deal For Australia

Will Share Distribution Under New Company

By BRUCE ALLAN

London, April 20.—Under an arrangement just completed and involving £4,000,000, between Fox Films of Australia and New Zealand and Hoyts' Theatres, Ltd., in which Fox has an interest, on the one hand, and British & Dominions on the other, Fox will handle the distribution in Australia of Gaumont British product and British & Dominions will handle B. & D., British Lion and Twickenham pictures there.

The formal announcement was made at a press luncheon here today by Ernest Turnbull, managing director of B. & D. in Australia. A new company, Dominions Film Distributors, has been formed for the arrangement.

The deal, which has as its basis the perfection of a first class distribution system in Australia, also provides for British production there by leading British units in association with B.

(Continued on page 5)

Hirliman to Do Six For Radio Release

Hollywood, April 20.—The radio schedule for 1936-37 will include six features to be made by George Hirliman, with George O'Brien starred, under a deal just signed.

Hirliman will produce the six at the Radio Gower St. studio or at the RKO Pathe plant. All will be outdoor films, with Jack London's "Valley of the Moon" scheduled as the first. None of them is to be in color.

Looking 'Em Over

New product from all sources, caught by *Motion Picture Daily* critics east and west, reviewed today:

"Ex-Mrs. Bradford (Radio) page 6.

"Border Flight" (Paramount) page 6.

"For the Service" (Universal) page 6.

"Desert Justice" (Atlantic) page 11.

"Lawless Rider" (Columbia) page 11.

"Murder by an Aristocrat" (Warners) page 11.

Grand Nat'l Distribution Awaits Films

The rapidity with which Grand National Films, Inc., Pathe-sponsored producing and distributing organization, rounds out its proposed national exchange system will be dependent upon the speed with which product is lined up, according to E. L. Alperson, president of the company.

He is now considering alliances with a number of coast producers, but has made no decisions as yet. Policy as it concerns exchanges will be elastic and will be developed gradually and on a variety of bases. Alperson, for instance, may deem it advisable at the outset to serve the St. Louis territory from Chicago with a sales force maintained at the former point. Jacksonville, Portland, Me., and Memphis may be operated along similar lines, but the intention finally is to organize on the accepted national basis which

(Continued on page 11)

Distributors Launch Move For Earliest Sales Season

With a number of franchises already set with national circuits, distributors at large are mapping plans to start what is viewed as one of the earliest, if not the earliest, selling seasons in the history of the industry.

It is understood most distributors have been selling 1936-37 lineups, although the activity, aside from Paramount, has been kept largely under cover.

Distributors and many exhibitors as well, are proceeding on the assumption that past performances are a sufficient guide to the future and that, since each succeeding year's program is largely a matter of promises to deliver anyway, in addition to known starring equations, there is no need to await the arrival of hot weather and to drag negotiations through the warm spell.

Uniform Deal Not Expected By Conferees

Individual Pacts Likely With Major Companies

Indications that no uniform program of trade practice modifications will be developed from current exhibitor-distributor conferences were apparent yesterday as distribution companies progressed further toward the adoption of final individual policies on the concessions sought by M.P.T.O.A.

A number of the subjects in the exhibitors' 10-point program, such as the elimination of designated play dates and the forcing of shorts with features, apply to some companies and not to others, thus making a uniform distributor stand impossible. Distributors who do not sell on percentage arrangement obviously are not concerned with designated playdates, and those who have no short subjects, or only a limited list of them, are not the targets of the exhibitors' demand for sales restrictions, it was pointed out by an M.P.T.O.A. representative.

It is apparent from a cross section of distributor opinion that all companies will not have the same attitude on cancellation concessions, although a majority of distributors definitely favor more liberal cancellation terms

(Continued on page 11)

Copyright Framers Make No Progress

By CLARENCE LINZ

Washington, April 20.—Meeting today to consider copyright legislation, the House Patents Committee made no progress other than to take formal action authorizing the formation of a subcommittee to write the measure.

Members of the group were reluctant to discuss the meeting, but it was apparent that they had engaged in an-

(Continued on page 5)

Broadway Holdovers Order of the Week

Holdovers are the order of the day on Broadway, with second weeks current or in prospect at the Music Hall, Paramount, Capitol, Roxy and Center. The Music Hall plans a second week for "Mr. Deeds Goes to Town," with "Under Two Flags" slated to follow. The Capitol, with "Small Town Girl" in its second stanza, sees its next film, "Captain

(Continued on page 5)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 21, 1936 No. 94

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Publisbed daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269. *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative: Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Filming of Classics Lauded by Will Hays

Hollywood, April 20.—Will Hays, speaking today at the luncheon of the Central Casting Advisory Bureau, stated that the great success of films which are adaptations of the literary classics has, through the efforts of educators everywhere, opened up a vast new audience hitherto unreached.

Mary Pickford spoke on the improvement in public taste. Other speakers included Campbell MacCullough, Central Casting executive and Fred W. Beetson, president of the organization; also Mrs. Mabel E. Kinney, Thomas Barker, J. Harold Thomas and Guy Hoyt.

Elsa Neuberger on Coast

Hollywood, April 20.—Elsa Neuberger arrived here today to assume her post of Universal story head under the editorial supervision of Jerry Sackheim.

Einfeld to Arrive Early

Los Angeles, April 20.—S. Charles Einfeld is expected to arrive here a week in advance of the Warner sales convention which will start at the Ambassador the first week in June.

Moffitt Is Elected Kentucky Unit Head

Frankfort, Ky., April 20.—The M. P. T. O. of Kentucky, at its annual meeting, elected Lee Moffitt of Owensboro, president; Fred J. Dolle, Louisville, vice-president; B. E. Thompson, Louisville, secretary, and Sam Switow, Louisville, treasurer.

The association went on record as opposed to the proposed state amusement tax of 10 per cent on admissions, and made preparations to lobby against the plan.

Iowa Allied Is Revived

Omaha, April 20.—Allied of Western Iowa and Nebraska surprised showmen here this week by announcing suddenly that it was still alive in this territory and would hold a meeting at the Loyal hotel tomorrow. L. F. Wolcott, an exhibitor at Eldora, Ia., is listed as president of the revived organization.

Stubbins Sells Out His Republic Share

Los Angeles, April 20.—Howard W. Stubbins, former local Republic exchange manager, has completed sale of his holdings in Republic Distributing Co. and in Allied and Cooperative exchanges to Floyd St. Johns, manager of the Republic San Francisco exchange.

Stubbins was a partner in Allied and Cooperative and held a fourth interest in Republic Distributing Co. Negotiations had been under way for the past three weeks.

Stubbins will go to New York this week to meet Trem Carr when Carr arrives from Europe in about 10 days. He has no definite plans yet, he says.

Methodists Oppose Maine Bank Nights

Augusta, Me., April 20.—Bank Night was opposed by the Methodists of this state at their annual conference. The organization plans a move against the premium scheme at the next session of the Legislature.

The question of the legality of Bank Night reached the Maine Supreme Court several weeks ago, but the case was thrown out on the ground that several points were not clear. The prosecutor dropped the action.

Talley on Rogers Reel

Truman Talley, producer of Fox Movietone News, will assemble and prepare the trailer to be shown in all theatres participating during Will Rogers Memorial Week. The trailer will introduce Lowell Thomas, Irvin S. Cobb, Shirley Temple, May Robson and Bing Crosby.

Dinner for Normanly

Los Angeles, April 20.—Officers of the Bank of America will tender a farewell dinner to James Normanly. Normanly has left the organization to become comptroller of Universal. The definite date and place have not been determined.

Warners Plan Drive

Warners have set a Branch Managers' Contest Week from May 24 to May 30, as a special sales drive for the United States and Canada.

Pens Poised

David L. Loew and Leo Spitz are poring over the contract by which the former will produce the Joe E. Brown comedies for RKO.

Details are set and pens poised for signatures.

Testimonial Dinner Honors Arthur Kelly

Arthur W. Kelly, vice-president of United Artists in charge of foreign sales, was tendered a dinner last night at the Waldorf Astoria in appreciation of his work during the period before George J. Schaefer was named vice-president and general sales manager. The domestic sales force presented Kelly with a silver tea service.

Among the executives attending the dinner were: Schaefer, Harry D. Buckley, vice-president handling corporate matters; Harry Gold, Paul Lazarus, Haskell Masters, Monroe W. Greenthal, Lowell Calvert and Emanuel Silverstone.

Schaefer to Coast Soon

George J. Schaefer leaves for Hollywood shortly to confer with various United Artists producers. He may set the date of the company's sales convention while there.

Poster Group Plans New Lobby Displays

Chicago, April 20.—The manufacture and distribution of screen art products for lobby displays, as well as the development of other accessories were decided upon by the National Poster Service Ass'n., Inc., at its annual national convention at the Palmer House here over the week-end. The association plans to broaden its field of activity.

The officers for the new year are: Simon Libros, president; Roy Kendis, Cleveland, vice-president, and George Aarons, secretary-treasurer. Libros and Aarons were reelected. Forty-six delegates were present at the convention, and all film distributors were represented, according to Libros.

Protest WPA Shift Plan

The American Federation of Actors has communicated with Harry Hopkins, WPA Administrator at Washington and members of Congress, urging that the proposed bill to place the arts program under state, rather than Federal control, be killed. The organization asks that the national basis be continued, permitting additional applicants to be added regardless of quotas or home relief restrictions. The message was signed by Ralph Whitehead, executive secretary of the A.F.A.

Talk Strike Settlement

Further conferences are to be held within the next few days between a committee from Local 802, of the A. F. M., headed by William Feinberg, vice-president, and one headed by John G. Paine, of the Music Publishers' Protective Ass'n., looking toward an early settlement of the union strike against 92 music publishers, which has been in effect more than three weeks. Individual agreements have already been concluded with 33 publishers.

Legion Approves 10 Of 15 New Pictur

In its latest list of pictures, classi ing those new features reviewed d ing the current week, the Natio Legion of Decency has approved general patronage 10 of the 15 clas fied. Three were termed unobjecti able for adults and two were cal objectionable in part. The new p tures, and their classifications, follo

Class A-Section 1, Unobjectiona for General Patronage—"Cloitrees Femmes," "Donogoo Tonka," "Fe of the West," "Liebe und Tromp kenlang," "Millionaire Kid," "Pa on the Air," "Ridin' On," "The Ro Waltz" (German), "Till We M Again," "Too Much Beef." Class Section 2, Unobjectionable for Adu —"The Moon's Our Home," "M Deeds Goes to Town," "Witn Chair." Class B, Objectionable Part—"Girl from Mandalay," "Thin to Come."

Doubles, Giveaways Gain in Kansas Cit

Kansas City, April 20.—The u of double bills, as well as the emplo ment of giveaway promotions, is creasing here, it is revealed by a stu of advertisements run in the da newspapers. Of 44 subsequent ru advertising, 26 offered double bil Many of the 26 also offered china a money giveaway. Of the 18 n showing two features, one showed 10 cents and six advertised free chin ware.

Included in the list of doubles w the Fox's Isis, Waldo, Rockhill, Li wood, Benton and Gladstone. The i dependent houses offered two pictur for 10 cents, and one, the Mokan, tv for seven cents. Eight present double bills and premiums. One, t Fox Linwood, had Bank Night wi a double bill. One house, the Su recently advertised "Note—no chi till next Tuesday."

Supply Dealers to Hold Meet June 5-

Chicago, April 20.—The Indepen ent Theatre Supply Dealers Ass'n., which J. E. Robin is executive secr tary, will hold its annual conventi and trade show at the Edgewat Beach Hotel here June 5 to 8. Th organization meetings will be held the Berwyn Room. The annual di ner, at which entertainment will be feature, is scheduled for Saturda June 6.

Wedding Bells Ring

Hollywood, April 20.—Virgin Aileen Rothacker, daughter of Wa terson R. Rothacker, Paramount stu dio executive, married Eugene Ricl ard O'Neill yesterday. Will Hays wa best man. O'Neill is a member c Production Code Administration her

Frances Drake, non-professiona became the bride of Jesse L. Lask Jr., on the same day.

Otto Lochbaum Dead

San Francisco, April 20.—Ott Lochbaum, well known Californi theatre veteran, is dead here thi week of heart failure. He had han dled many roadshow and special film presentations, and at one time was a independent distributor.

IT PAYS TO PLAY THE WINNER!

Paramount Pictures

IT PAYS TO PLAY A PARAMOUNT PICTURE!

Turn to next page and see why . . .

PARAMOUNT

in the first fifteen weeks of 1936 has delivered these TEN outstanding pictures . . . . .

1. COLLEGIATE **2.** THE BRIDE COMES HOME

3. ROSE OF THE RANCHO **4.** ANYTHING GOES

5. THE MILKY WAY **6.** KLONDIKE ANNIE

7. DESIRE **8.** TRAIL OF THE LONESOME PINE

9. 13 HOURS BY AIR **10.** MOON'S OUR HOME

No other company can match this record

for during the same period of time the two second companies have delivered 7 "A" pictures each. The next 6, the next 5, the next 3, the next 2, and the next 1.

...in other words, **PARAMOUNT** has delivered one-quarter of the industry's major product so far this year!...

and it's only the beginning!

Paramount Pictures

;opyright Framers Make No Progress

(Continued from page 1)

ıer of the many wrangles such as ve marked the recent hearings.

No date has been set for the next eting, nor has any program of produre been mapped out. With the life the session limited to possibly as v as six or seven weeks, there is nsiderable doubt that the committee ll be able to agree upon a bill, get through the House and negotiate a mpromise with the Senate before journment.

Considerable difficulty will be enuntered in drafting a measure which ll receive sufficient support from mmittee members to assure its passe in the House, it was predicted. ıe committee is sharply divided on e question of copyright protection ɔng the lines demanded by Ascap. the committee does succeed in deloping a bill, it will be necessary to nvince Administration leaders in the ɔuse that it should receive consideron.

Anxious to secure an early adjournent, and facing the possibility of a gislative jam that will carry the sesn right up to the date of the nanal conventions, leaders are planıg to sidetrack any legislation of controversial nature not on the esident's "must" list.

;roadway Holdovers Order of the Week

(Continued from page 1)

nuary," as holding for at least two eks. It will be the first Shirley mple to play the house. Two Paraɔunt releases, Walter Wanger's ɔduction, "Big Brown Eyes," and 'ill We Meet Again," will follow 'aptain January," with "Suicide ub" and "San Francisco" on the list bsequently.

At the Paramount, which is holdg "Desire" into the third week, "13 ɔurs by Air," "The Moon's Our ɔme" and "Florida Special" will folv in that order. The Center will ld "A Message to Garcia" for a rd week, or to April 28, with "The untry Beyond" next on the schedule. ter "Gentle Julia" ends its twoek tenure the Roxy will play "The nateur Gentleman," "A Connectit Yankee," the Will Rogers reissue, d "Dracula's Daughter," probably that order. The Strand has "The olden Arrow" set to follow the curnt "I Married a Doctor," which me in after a two-week stretch for 'he Singing Kid." The Rialto ans "Special Investigator" to follow e current "Sky Parade."

"Desire", the Leader

All factors reckoned, the Paramount l Broadway last week with an apoximate $51,000 gross on a bill comning "Desire" as the film and Ethel erman, Little Jack Little and Jane ɔoper as the stage attractions. "Little ɔrd Fauntleroy" did $97,000 in its cond week at the Music Hall. Secd week of "The Singing Kid" at e Strand ended at about $11,750, nile the Rivoli did between $23,000 d $26,000 on the last nine days of 'hese Three."

"Gentle Julia," plus an Easter show the Roxy, was good for $38,000 and e Rialto for $7,000 with "Murder on e Bridle Path."

◂ Purely Personal ▸

Gladys Swarthout will be guest of honor at the luncheon of the English Speaking Union at the Biltmore Thursday which will honor the birthday of William Shakespeare. Dr. John Finley will preside. On her return to the coast, Miss Swarthout will begin work on "The Count of Luxembourg."

•

Grad Sears won the doubles handicap cup in the trapshooting championship meet at Westchester Country Club Sunday with seven legs. George Skouras was included in the club champions with 179 hits, including a 48 handicap, and 47 doubles. Charlie Pettijohn scored 44 doubles and Charlie, Jr., 43.

•

Gary Cooper and his wife, Sandra Shaw, are expected to arrive in Hollywood today. Cooper will start immediately on "The General Died at Dawn" with Madeleine Carroll under Lewis Milestone's direction.

•

Harold Lloyd is back in New York. He celebrtaed his birthday yesterday at his Waldorf-Astoria suite after week-ending in Washington where he was the guest of the President and Mrs. Roosevelt at tea.

•

Robert M. Saunders, son of E. M. Saunders, M-G-M western sales manager, was married over the weekend at Los Angeles to Helen Shannon of Miami. The younger Saunders is with M-G-M on the coast.

•

Vera and Nate Blumberg, Addie Goldberger, Joe Moskowitz, Bob and Leonard Goldstein, the Anatole Friedlands, and Joe Pincus among the throng at Leone's for dinner.

•

Leon Netter of Paramount left yesterday for Minneapolis where he will spend 10 days visiting houses in and around the Twin Cities.

•

Russell Holman, eastern story department head at Paramount, arrives today, after two weeks of coast conferences with William LeBaron.

•

Harry Joe Brown and Mrs. Brown (Sally Eilers) arrive today from the coast on the *Santa Paula.*

•

Tallulah Bankhead is convalescing from an illness at the Lenox Hill Hospital.

•

Hal Wallis is en route to New York from Hollywood. He is Europe-bound.

•

Ilka Chase is at the New York Hospital for an appendicitis operation.

•

Herman Robbins due in the end of the week from the coast, via Dallas.

•

Jack Cohn is expected from the coast Thursday or Friday.

•

Harry M. Warner's return from Europe is indefinite.

•

Otto Harbach in from a West Indies cruise.

•

Edmund Gwenn arrives today on the *Berengaria.*

Major Nathan Levinson, sound head for Warners, and L. M. Clement, RCA vice-president in charge of engineering, appear as actors in the Academy's special film made to demonstrate ultra-violet light recording.

•

Earle W. Hammons, Educational president, sails for Europe on the *Ile de France* Thursday. He will attend the Twentieth Century-Fox foreign sales meeting in Paris and return in about a month.

•

Richard Aldrich, Columbia play editor, has returned from coast conferences with Harry and Jack Cohn on the company's play producing plans on Broadway this fall.

•

Eric Hatch, author of "My Man Godfrey," has arrived in New York from the coast, where he has been working on the adaptation of the story for Universal.

•

Albert E. Perkins, editor of the "March of Time," is en route to the Universal studio, under a new writing contract.

•

Irving Actman and Frank Loeser, song writers, have arrived at the Universal studio to do songs for the next Victor McLaglen film, "Everybody Sings."

•

Jack Connolly, Phil Reisman and Fabre D' d'Arcy, French film actor, arrive today on the *Ile de France.*

•

Buddy Cantor will interview Hardie Albright over the airwaves emanating from WMCA tonight at 7:30.

•

Fred Keating is negotiating with F & M for personal appearances between pictures.

•

A. L. Berman back from the coast.

•

. . . *Atlanta*

W. B. Fulton joins United Artists here, succeeding Harry Browne, recently killed in an automobile accident.

Louis Bach has opened a new 600-seat house on the south side, the sixth in the Bach-Oldknow circuit of suburban houses.

Fred Coleman, manager of the Fairfax, East Point, drove an ambulance to the stricken Gainesville territory for his American Legion Post. A benefit was held here for the sufferers.

John Cunningham of the State, Miami, spent several days booking and buying on Film Row last week.

Arthur Bromberg of the southern district of Republic Pictures has returned from a trip to his new exchange in Memphis.

•

. . . *San Francisco*

Arthur Barnett, who operates the Rex in Oakland, is celebrating his 15th wedding anniversary.

Mark Harrison is around Film Row again, looking fit as a fiddle despite his recent long illness.

Mike Rosenberg of Principal Pictures was in town for a day or so from Los Angeles this week.

Julian Harvey has named Ray Kelsall to manage the Jose and Victory in San Jose which the Harvey circuit operates.

Fox, B. & D. Conclude Deal For Australia

(Continued from page 1)

& D. Turnbull has advocated a 20 per cent Australian quota, of which 15 per cent would be made anywhere in the British Empire and five per cent in Australia, and with the maintenance of the existing check on quality and the right of exhibitors to cancel foreign films in favor of Empire product. Turnbull declared this provision would be adopted by all the states in the Australian commonwealth.

Alan Williamson, G. B. Australian representative, and David Ostrer, general manager of foreign sales for G. B., declared no definite decision had been made as yet relative to G. B. participation in the arrangement. Twickenham is operating under a long term contract with B. & D. Julius Hagen of British Lion declared the company's contract with B. & D. expires this year and he is delaying decision, although he said he approved the arrangement. The arrival of Stuart Doyle on Thursday, when he is expected to make counter proposals to British producers, is seen as explaining the hesitancy of G. B. and British Lion.

Attack U. S. "Control"

Wellington, N. Z., April 20.—A delegation today told Prime Minister Savage of New Zealand that United States interests controlled the film activity of the dominion. Savage promised to take legislative action and said: "This thing has been unsatisfactory for years, and the time has come for the Government to take a hand. We are going to run New Zealand. We do not want it run from New York or Australia."

Obtains Injunction Against Picketing

Kansas City, April 20.—The Midway, Kansas City, Kan., has obtained a permanent injunction in Circuit Court against the I.A.T.S.E. and Local No. 498, preventing the union or its members from picketing the theatre.

The house, represented by Lee Vaughan, Jr., obtained a temporary injunction against the union some time ago following picketing of the theatre because Paul Milberger, owner of the house, operated the projection equipment himself.

"Donovan" Resumed

Hollywood, April 20.—Production of "Crash Donovan," halted recently because of the illness of Jack Holt, has been resumed under the direction of William Nigh. Eddie Acuff has taken Andy Devine's place in the cast.

RAY BOLGER
"THE GREAT ZIEGFELD"
WILLIAM MORRIS OFFICE

U. S. Pictures Orient's Best, Says Cochrane

Although Tom D. Cochrane, Paramount general manager for the Orient, still believes that the United States turns out the world's best supply of films he has been away from home so long that his enthusiasm for things American pulls up short at just about that point.

Now at the Paramount home office for one of his periodic visits, an interviewer yesterday found Cochrane interestedly weighing the new product in the light of the amusement tastes current in Tokio, Hong Kong, Manila and way-stations at the moment. His appraisal was on the optimistic side, what with Harold Lloyd and Marlene Dietrich ranking high in the esteem of his Far Eastern customers and "The Milky Way" and "Desire" all ready for them.

Sophistication Unpopular

The Oriental preference, Cochrane said, runs to comedy, action and mystery. Sophistication must hunt for its market in the Japanese provinces, once the picture of that theme has left Tokio, he said. As in the America that lies beyond Broadway, so in rural Japan is the commercial fate of such a picture always a question. Japanese producers are turning out 300 to 400 pictures a year, Cochrane reported, and all of them have their market. You might think that that number of native made pictures would constitute a competitive problem of major proportions to the distributor of a foreign made article, but Cochrane doesn't.

Japanese officialdom, he reported, is giving consideration to the enactment of quota laws, but proposals are being considered "very fairly" and in consultation with the representatives of American companies. There is nothing to complain about on that score, he said. Censorship in Japan, once a problem to American film companies, is administered with a liberal viewpoint and no longer costs men like Cochrane their sleep o' nights. In fact, to Cochrane's mind, there are no "major problems" extant in Japan for the American distributor. The people are fine, business is swell, the scenery is grand. He speaks of the land nostalgically, as a man far from home.

Wedded to Nippon

You half expect him to speak of Americans as "foreigners," or to hint of the Great White Peril. But the reason is that Cochrane has been an expatriate in the Orient since 1914, when he went there to organize Far Eastern branches for Universal and remained to become general manager for Paramount in 1922.

A brother of R. H. Cochrane and P. D. Cochrane of Universal, the family resemblance is apparent despite a browned and weathered face, deeply lined, that even takes on the suggestion of the Oriental when he speaks of the mountains and lakes of Japan. In New York for about 10 days more, he goes to Hollywood to look over new product before sailing for "home" on May 20. But already he fingers the steamer schedules impatiently.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Ex-Mrs. Bradford"

(*Radio*)

HOLLYWOOD, April 20.—Here is a comedy that is gayly refreshing. It is the tale of a man who tries not to fall in love again with his ex-wife but can't help doing so. Told against a background of sinister, melodramatic mystery, it is at the same time full of merry fun and offers rich entertainment values that sparkle with unusual exploitation possibilities. It provides the combined appeal of an intriguing story, fast action, zippy dialogue, novel and effective type of suspense, smart direction, good production and convincing performances by an excellent cast.

As the ex-wife, Jean Arthur, who has an amateur detective complex, moves in on William Powell when he becomes involved in a racetrack killing. She enjoys the embarrassment which both situations cause her perplexed husband. Unusual twists are given the multiple-culprit formula as Powell finds himself on the spot as the main suspect. To save his own skin and nab the killer, he, with the bothersome assistance of Miss Arthur, sets about unraveling the mystery. As they piece together the clues another killing occurs and a third is attempted, whereupon Powell adopts a new style of detective technique to trap the killer and prove his motive. The comedy contrast that accentuates all this action reaches its apex in the second wedding finale.

Powell and Miss Arthur contribute performances of skill and dexterity and their pace is matched by James and Lucille Gleason, Eric Blore, Robert Armstrong, Grant Mitchell, Ralph Morgan, Frankie Darro and Erin O'Brien-Moore to round out a show that will cause plenty of talk.

Anthony Veiller, who did the screen play, adapted the tale from a story by James Edward Grant. The out-of-the-ordinary direction of Stephen Roberts results in an entertainment flair amusing and unusual.

Production Code Seal No. 2,051. Running time, 80 minutes. "G."

"Border Flight"

(*Paramount*)

HOLLYWOOD, April 20.—A run of the mill attraction in every phase, this feature provides merely formula thrill-action entertainment. Concerned with the activities of the aerial branch of the Coast Guard service, early sequences are concerned with the operations of the force. By way of contrast, romantic conflict involving John Howard and Grant Withers for the affections of Frances Farmer is rung in.

Dramatic tempo picks up when, after incurring the wrath of chief Samuel Hinds for breakneck flying and feeling that he has lost the struggle for Miss Farmer, Withers resigns from service and joins a gang of smugglers. When the guard, headed by Howard goes into action, Withers contrives to get the girl mixed up in his criminal activities. Featured by a series of thrilling air conflicts which give the action sock and punch, Withers, to escape capture and remove the stigma of wrongdoing from Miss Farmer, suicides via the crash route. In a gun-roaring climax the smuggling gang is wiped out.

Although John Howard and Frances Farmer are adequate in their roles, standouts in the picture are Hinds, as the commander, and Roscoe Karns in a comedy mechanic part. Angle of the picture that seems to have most exploitation importance is the well-handled ground and aerial conflict sequences.

Production Code Seal, No. 2,131. Running time, 65 minutes. "G".

Looking 'Em Over

"For the Service"

(*Universal*)

When it comes to giving the patrons what they want in the line of western adventure, Buck Jones can always be relied upon to do the stuff. This production has all the elements—a good plot, plenty of spectacular action and excitement—to make it a top-notch western.

The story concerns the troubles of the "scouts" as they try to make the recently settled west safe for the oncoming pioneers. They are hampered by the actions of renegade whites who are feeding liquor to the Indians and taking them along to do the dirty work in the ensuing

(*Continued on page 11*)

Short Subjects

"Never Catch the Rabbi

(*Van Beuren-RKO*)

With Bill Corum, sports writer commentator, handling the explanat dialogue, this subject offers inter and entertainment in its detailed torial and verbal description of newly popularized sport of dog r ing, which in some quarters appe to be rivaling the ancient pastime the running horse. Down in Flori at a famous Miami dog racing tra the dogs are shown as pups in tra ing, pursuing the ever-elusive mech ical rabbit. The subject's highlight an actual race, which rivals a ho race in speed and excitement. P duction Code Seal No. 0949. Runn time, 9 mins. "G."

"Coral Isle of the Atlantic"

(*Van Beuren-RKO*)

Pleasant recollection for those have visited the place, interest those who have not, lie in this s ject, which pictures Bermuda, beautiful and quiet island in the se tropical Atlantic, built on coral colorful and picturesque througho The accompanying explanatory mat is well handled by Alois Havrilla, pable radio announcer. The wide of bicycles and the horse and c riage, and the absence of automobi add interest to the material. A g travel subject. Production Code S No. 0948. Running time, 11 mi "G."

"Debonair New Orleans"

(*Van Beuren-RKO*)

The Easy Aces, man and wi again go to the theatre to see a sh subject, this time a descriptive t through New Orleans. Mr. Ace pr vides the verbal description, while wife offers comments which are mea to be amusing, and occasionally a The famous Shushan Airport, t Huey Long bridge, the docks, resta rants and Old Town, all come in f their share of attention. On the who the subject is of interest general Production Code Seal No. 0958. Ru ning time, 10 mins. "G."

"The Story of the Jonke Diamond"

(*M-G-M*)

This short traces the history of t famous diamond from when it was di covered in South Africa up to the tin it was cut into many brilliant gen The story, in tabloid, is interesting presented and the pseudo dramatic i cidents have a ring of authenticit The best part of the film is at the e when the dramatic cutting of the sto is executed. Interesting. Productio Code Seal No. 2,004. Running tim 10 mins. "G."

"Table Tennis"

(*M-G-M*)

The finer points of this popular i door pastime, with expert playing Coleman Clark, an ex-title holder, a fine photography from a myriad clever angles together with humoro comment by Pete Smith make this short of unusual appeal. The game covered quite thoroughly and the co edy is spontaneous. Production Co Seal, No. 2,099. Running time, mins. "G."

A TRIBUTE

to the many great showmen who have already played "LITTLE LORD FAUNTLEROY"

. . . and a bit of sound advice to the theatre operators who will play David O. Selznick's proven box-office success in the near future.

We acknowledge with thanks the
"Little Lord Fauntleroy" the outstandin

NEW YORK ● *Radio City Music Hall*

Praise to W. G. Van Schmus and his able assistants who sold LITTLE LORD FAUNTLEROY to the public through every conceivable medium—radio, bill posting, direct-by-mail, brilliant advertisements—in such a manner that Variety headlines stated: "Fauntleroy smash $100,000 despite Holy Week." On Wednesday, April 15th, the fourteenth day of its run, Fauntleroy attracted such record crowds that the sale of tickets had to be stopped several times and the mobs directly in front of the theatre were so dense that extra police force was called out to help clear traffic!

Flash! Second week gross actually tops first week by $9,027.75.

MINNEAPOLIS ● *Minnesota Theatre*

Orchids to John Friedl and his publicity representative, Charles Winchell. Motion Picture Daily said, "LITTLE LORD FAUNTLEROY $12,000 top. Fauntleroy stepped out front with the best gross of the week getting $12,000 at the Minnesota, way over normal. Here is another example of sound selling and cleverly planned showmanship."

CHICAGO ● *United Artists Theatre*

High praise to Bill Hollander and press representative Ed Levin, for kicking up plenty of exploitation dust in the windy city. Critics raved, grosses soared and Variety says: "Lifting it in the high brackets at $19,000. Powerful." Held over indefinitely.

WASHINGTO

To Carter Barron and
blanketing exploitation c
Variety says, "Fauntleroy
Best ballyhoo honors go
Should get swell $27,000

BUFFALO ●

To Vincent McFaul and
credit for a great campa
brilliant showmanship in
run engagement at the
campaign with six full pa
Bartholomew's life, with
Fauntleroy with Grover C
tation medium. Plug fron
fifty years ago this week.

PHILADELPHIA

To Harry Goldberg and
sweeping measure of con
stores; from radio to ball
heavily on the public's em
This fourteen hundred sea
Goldberg sold the picture

nificent campaigns that have made -office attraction of the current season!

's Fox Theatre

ted praise for their city-
sulted in an SRO record.
ually and proportionately.
. Picture building heavily.
arest competitor by $8,000."

nd Buffalo Theatres

harles B. Taylor, not only
falo Theatre, but for the
roy back for a second first
eatre, and prefacing this
ps-Howard newspapers on
dit. Variety says, "Tie up
day proved clever exploi-
first Buffalo showing was
5,000 tops Buffalo."

e Theatre

ntative Charles Perry, a
om schools to department
untleroy campaign played
une of four record weeks.
every attraction in town.
eaped a box office harvest!

CLEVELAND ● *Loew's State Theatre*

Congratulations to Harry Long and Milt Harris, for their amazing campaign which included thirty-five full pages of space in one Cleveland newspaper, containing entire story of picture with theatre credit every day. Business at State was so sensational that picture was brought back to Stillman Theatre for additional first run playing time.

LOS ANGELES ● *Loew's State & Grauman's Chinese Theatres*

To Charles Skouras, Sid Grauman and Thornton Sargent, a full measure of applause. Variety says, "FAUNTLEROY smash $19,500. Fauntleroy is leader of the pack for Easter week. Packed house on opening day. House and producer went to town in exploitation, with picture looking to be a natural. Smash trade from opening. Heaviest campaign town has had in months."

P.S. *We don't want to offend anyone, but limitation of space prevents us from mentioning scores of other deserving showmen whose vivid selling campaigns attracted the public in droves. If we didn't mention your name we're sorry, but we appreciate your efforts nevertheless.*

. . . . and speaking of sound advice!

To those theatre operators and managers who are playing David O. Selznick's production of LITTLE LORD FAUNTLEROY in the near future — the nationwide success of the picture has paved the way for your own engagement. If you duplicate any one of the preceding campaigns and launch your picture on the wave of success and word-of-mouth that is already flooding the country, you will be well rewarded for your efforts. Your gross can be just as big as your own campaign efforts—*there is no top*—any lavish praise that you may bestow on the picture in your newspaper advertising will be more than lived up to by the performance of the picture itself. Critics have raved, the public has applauded, the receipts have soared, but still this is all the more reason for you not to leave any stone unturned so that you can join the parade of showmen who have helped make David O. Selznick's first release through United Artists the memorable box office success that it is.

SELZNICK INTERNATIONAL
presents

Little Lord Fauntleroy

starring

FREDDIE BARTHOLOMEW · DOLORES COSTELLO BARRYMORE

with **C. AUBREY SMITH • GUY KIBBEE • MICKEY ROONEY • HENRY STEPHENSON**

A David O. Selznick Production

Released thru UNITED ARTISTS

"Fauntleroy" Chicago Hit; Gets $19,700

CHICAGO, April 20.—Changeable weather hurt business toward the end of the week, but "Little Lord Fauntleroy" was one of three attractions that made the grade comfortably. It took $19,700 at the United Artists, over par by $2,700.

"The Great Ziegfeld," playing two a day at the Erlanger, went to $13,500, over the average at normal prices by $2,500. "The Prisoner of Shark Island" was $2,400 to the good on a take of $6,900 at the Apollo. "The Leathernecks Have Landed," with the "Casino de Paree" revue on the stage, garnered $15,600, over the line by $2,600. Other spots had nothing to get excited about in the way of grosses.

Total first run business was $130,500. Average is $128,000.

Estimated takings:

Week Ending April 14:

"ROSE MARIE" (M-G-M)

ROOSEVELT—(1,591), 30c-40c-60c, 7 days, 3rd week. **Gross:** $7,700. (Average, $11,000)

Week Ending April 16:

"SUTTER'S GOLD" (Univ.)

PALACE—(2,509), 25c-35c-50c, 7 days. Stage: Block & Sully and vaudeville. **Gross:** $19,500. (Average, $19,000)

"WIFE VS. SECRETARY" (M-G-M)

CHICAGO—(4,000), 35c-50c-68c, 7 days. 2nd week. Stage: Xavier Cugat and Band. **Gross:** $28,600. (Average, $32,000)

"TOUGH GUY" (M-G-M)

ORIENTAL—(3,490), 25c-40c. 7 days. Stage: Ray Perkins Amateur Show. **Gross:** $14,000. (Average, $15,000)

"CONNECTICUT YANKEE" (20th-Fox)

GARRICK—(900), 30c-40c-60c, 7 days. **Gross:** $5,000. (Average, $5,500)

Week Ending April 17:

"PRISONER OF SHARK ISLAND" (20th-Fox)

APOLLO—(1,400), 30c-40c-60c. 7 days. 2nd week. **Gross:** $6,900. (Average. $4,500)

"LITTLE LORD FAUNTLEROY" (U.A.)

UNITED ARTISTS—(1,700), 30c-40c-60c. 7 days. **Gross:** $19,700. (Average, $17,000)

"LEATHERNECKS HAVE LANDED" (Republic)

STATE-LAKE—(2,776), 20c-30c-35c, 7 days. Stage: "Casino de Paree" Revue. **Gross:** $15,600. (Average, $13,000)

Week Ending April 18:

"GREAT ZIEGFELD" (M-G-M)

ERLANGER—(1,200), 50c-75c-$1-$1.50. 7 days. Two shows daily. **Gross:** $13,500. (Average. $11,000)

Predicts Longer Films

PORTLAND, April 20.—Jerry Safron, western sales manager for Columbia, here on a visit, predicts longer features. With Mrs. Safron, he is visiting Pacific northwest centers and is the guest here of James Beal. He will be entertained in Seattle by Neal Walton.

Carver to Open Agency

DETROIT, April 20.—Sam Carver who has been booking vaudeville for the Jacob Schreiber circuit, has resigned and will open a theatre advertising agency of his own. His successor has not been named.

Start Last Two-Reeler

Al Christie begins the final shooting of the season on Educational two-reelers tomorrow when he puts into work a Tom Howard comedy, "Rail Birds."

Emanuel to Europe

PHILADELPHIA, April 20. — Jay Emanuel and Mrs. Emanuel leave on their first European trip about June 1.

Looking 'Em Over

"For the Service"

(Continued from page 6)

depredations. Jones, as one of the scouts under the command of Edward Keane, is battling the situation and having an exciting time of it. He is joined by Keane's son, Clifford Jones, who, under fire, revolts when blood is spilled. This, in Jones' eyes, is a yellow streak and he attempts to cover it from Keane's knowledge. In an emergency Keane's son is sent with the troop to ambush the renegades, and even at such a crucial time is sickened. Jones takes command of the situation when the other Jones is shot down and the scouts clean out the renegade camp for an exciting finish. Clifford Jones is given honorable burial, his fatal aversion unknown to his father.

Beth Marion ably plays the romantic lead opposite Clifford Jones. Others in the cast include such notables as Frank McGlynn and Fred Kohler, scout and bad man, respectively. The photography by Allen Thompson and Herbert Kirkpatrick is spectacular and has moments that become impressive. Original story and screenplay are by Isador Bernstein. Jones produced and directed.

Production Code Seal, No. 1,420. Running time, 65 minutes. "G."

"Desert Justice"

(Atlantic)

Jack Perrin, a mounted policeman, when informed that the department is eliminating the horse division, quits his job. He has a sentimental attachment for the bangtails, particularly his own mount, and reaches the sale of the animals too late to get his own but does capture a bank robber who shoots down Perrin's friend, while the henchmen escape. Perrin goes into retreat at his desert home, taking his horse along. Maryan Dowling, the commissioner's daughter, had purchased the animal to present to him for rescuing her from her runaway mount.

In the desert Perrin finds his home occupied by his wayward brother, David Sharpe, together with the rest of the bank robbers. Sharpe is shot and later dies in a quarrel with the bad men. Perrin goes for a doctor but is turned back by one "Rod." The latter makes his getaway pursued by Perrin, presumably out for revenge of his brother's death. There follows much chasing. After dynamiting a dam to foil his pursuers, "Rod" meets his end when he is forced over a cliff by "Strongheart," a police dog.

Perrin plays his role well and the other half of the romantic interest, Miss Dowling, gives proper feminine opposition. Warren Hymer's humorous contributions help considerably. The direction by Lester Williams keeps things moving. Allen Hall wrote the story.

Previewed without production code seal. Running time, 58 minutes. "G."

"Lawless Rider"

(Columbia)

This is an all-around pleasing western that is quite complete entertainment with touches of humor, music, adventure and romance.

Ken Maynard saves Geneva Mitchell from a driverless runaway stagecoach which had been held up and its crew killed. He drives it into town and soon picks up a trail of the criminals. He is about to round them up when he is shot and framed into being responsible for looting a bank and killing the watchman. Locked up, he arranges with Frank Yaconelli to come and serenade the sheriff while he plays accompaniment with a hacksaw on the prison bars. Yaconelli is responsible for some excellent comedy and melodious singing as well as his comic, romantic antics with an Indian girl. Maynard breaks jail, catches up with Harry Wodd, the heavy, and after some exciting gunplay when the sheriff and posse arrive brings the piece to an end.

The direction, fast-moving and effective, is by Spencer Gordon Bennet. The original story and screen play is by Nate Gathbert. Herbert Kirkpatrick handled the cameras, producing some spectacular riding scenes.

Production Code Seal No. 1,770. Running time, 60 minutes. "G."

"Murder by an Aristocrat"

(First National)

Here is a melodramatic murder mystery that is not always true to the formula it is supposed to follow. When the explanation of the murder is finally reached, the unraveling is handled too conveniently and, therefore, too implausibly.

William Davidson, the blackmailing scion of the Thatcher family,

(Continued on page 14)

Uniform Deal Not Expected By Conferees

(Continued from page 1)

than those now prevailing. Some of the concessions seen as possible to result include a straight 10 per cent privilege without qualifications, a 15 per cent cancellation privilege, or a straight 10 per cent with an additional 10 per cent on payment of half the rental of the pictures canceled.

The divergence of distributor attitude toward these and other important subjects of the M.P.T.O.A. program is seen as eliminating another joint meeting between exhibitors and distributors, with the M.P.T.O.A. committee meeting next with individual companies in rapid succession after the policy of each has been decided upon. Ed Kuykendall, M.P.T.O.A. president, will arrange these individual meetings during the next week or 10 days and the first of them will probably be held within two weeks.

Grand Nat'l. Making Distribution Plans

(Continued from page 1)

prevails with other companies in the business. In developing the system it is not at all unlikely that existing exchanges may be acquired, as against launching entirely new ones.

The arch of the proposed structure will be the First Division offices, now nine strong and located in Albany, Atlanta, Boston, Buffalo, Charlotte, New Orleans, New York, Philadelphia and Washington.

Para. Signs Circuits

Neil F. Agnew, Paramount vice-president, has signed for next season's product with nine more circuits, namely: Morgan & Walsh, San Francisco; Dubinsky Bros., Missouri; Fourth Ave. Amusement Co., of Louisville; John Elliott Circuit, Kentucky; Schine Circuit, New York; Lefkowitz & Greenberg, Cleveland; Meyer Fine Circuit, Cleveland; Archie Silverman, Providence, and the Pitt Circuit, Virginia.

Handy Green Book Out

Handy Green Book Publishing Co. has just issued the spring number of *Handy Green Book,* a directory of the theatrical industry here. The book is small enough to carry in the vest pocket, but it contains 91 pages of condensed information, including all key film houses, producers' names, addresses and telephone numbers, and assorted similar information for persons connected with the legitimate theatre and radio.

"Ziegfeld" in New Spots

Roadshow openings for the coming week on "The Great Ziegfeld" include the Arcade, Jacksonville; Hanna, Cleveland and Nixon, Pittsburgh.

Claim $14,700 in 2 Days

U.A. stated yesterday "Things to Come" grossed $14,700 Saturday and Sunday at the Rivoli.

"These Three" $18,000 High, Philadelphia

PHILADELPHIA, April 20.—Philly snapped out of its Lenten doldrums with several high class box-office figures on the week. In spite of opening Holy Thursday and feeling the Good Friday slackening, "These Three" got a rousing $18,000 on its first week at the Aldine. It is the second highest gross in the history of United Artists operation of the house.

Opening with a sell-out Sunday night show, "The Great Ziegfeld" clicked to a neat $14,000 on its first week.

With "Captain January" on hand, the Fox went up to $20,000. At the Earle, "The Leathernecks Have Landed" was augmented by Earl Carroll's "Vanities" with Carroll himself at every show, picking a girl from the audience as a candidate for a screen test. The finals attracted an overflow house. Gross on the week reached $19,500.

Total first run business was $108,700. Average is $80,960, exclusive of the Chestnut.

Estimated takings for the week ending April 16:

"THESE THREE" (U.A.)
ALDINE—(1,200), 40c-55c-65c, 7 days. **Gross:** $18,000. (Average, $8,160)

"TRAIL OF THE LONESOME PINE" (Para.) (2nd run)
ARCADIA—(600), 25c-40c-50c, 7 days. **Gross:** $3,000. (Average, $2,800)

"UNGUARDED HOUR" (M-G-M)
BOYD—(2,400), 40c-55c, 7 days. **Gross:** $11,000. (Average, $14,000)

"THE GREAT ZIEGFELD" (M-G-M)
CHESTNUT — (50c-75c-$1-$1.50 — road show), 6½ days (opened with night performance). **Gross:** $14,000.

"LEATHERNECKS HAVE LANDED" (Republic)
EARLE — (2,000), 25c-40c-50c, 7 days. Stage: Earl Carroll's "Vanities," with Carroll in person picking local beauties for a screen test. **Gross:** $19,500. (Average, $14,000)

"CAPTAIN JANUARY" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days. Stage: "California Collegiates," Walter McGrail, Chiquita, Dawn O'Day, Warren Wilson. **Gross:** $20,000. (Average, $14,000)

"MOONLIGHT MURDER" (M-G-M)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,200. (Average, $4,000)

"PETTICOAT FEVER" (M-G-M) (2nd run)
KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $2,000. (Average, $4,000)

"THE SINGING KID" (W.B.)
STANLEY—(3,700), 40c-55c, 6½ days (opened in evening). **Gross:** $12,000. (Average, 7 days, $14,000)

"SUTTER'S GOLD" (Univ.)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $7,000. (Average, $7,000)

Benefit Causes Arrests

HATTIESBURG, Miss., April 20.—Three operators, L. J. Brown, K. E. McNair and Lewis Hammack, are out on bail because they ran the machines which projected the film for an Easter Sunday benefit show for Tupelo tornado victims. No tickets were sold at the show, but receptacles for contributions were placed at the theatre doors.

Faralla's Next Is Set

HOLLYWOOD, April 20.—Dario Faralla, who just completed "Border Flight" at Paramount, will produce "The Return of Sophie Lang" next, probably starting within two weeks. Faralla has signed George Archainbaud to direct.

Exchange Tickets

Kansas City, April 20.—Elmer C. Rhoden, Fox Midwest head, passed a stop sign the other day, and promptly received a ticket. The motorcycle patrolman was very much surprised when Rhoden sent him in return, not one, but six tickets. However, they were theatre tickets.

"O. K. Jimmy," Rhoden wrote, "the next time you catch me asleep at the wheel, wake me up before I break through a stop sign."

Cincinnati Honors Taken by "January"

CINCINNATI, April 20.—Last week's box-office statements made more cheerful reading, with "Captain January" topping the list from the standpoint of averages. The Shirley Temple opus pulled $14,500 at the RKO Palace, which is $4,500 to the good. It continues at the RKO Lyric.

"The Trail of the Lonesome Pine" was good for $14,500 at the RKO Albee, bettering average by $2,500, and was transferred to the RKO Capitol. "The Singing Kid" warbled to the tune of $6,600 at Keith's, where normal is $6,500. This rated a holdover. "Love Before Breakfast" wasn't so palatable at the RKO Grand, and was pulled after two days, with "Unguarded Hour" finishing the week. Both were second runs.

Total first run business was $58,400. Average is $60,200.

Estimated takings:

Week Ending April 14:

"FIRST A GIRL" (G.B.)
STRAND — (1,500), 15c-25c, 7 days. **Gross:** $1,350. (Average, $1,500)

Week Ending April 15:

"BIG BROWN EYES" (Para.)
RKO LYRIC—(1,400), 35c-42c, 7 days. **Gross:** $3,900. (Average, $6,500)

Week Ending April 16:

"TRAIL OF THE LONESOME PINE" (Para.)
RKO ALBEE—(3,300), 35c-42c, 7 days. **Gross:** $14,500. (Average, $12,000) Moved to RKO Capitol.

"CAPTAIN JANUARY" (20th-Fox)
RKO PALACE—(2,700), 35c-42c, 7 days. **Gross:** $14,500. (Average, $10,000) Moved to RKO Lyric.

"EVERYBODY'S OLD MAN" (20th-Fox)
RKO SHUBERT—(2,150), 35c-55c, 7 days. Stage: Vaudeville. **Gross:** $9,000. (Average, $12,000)

"CONNECTICUT YANKEE" (20th-Fox)
RKO CAPITOL—(2,000), 35c-42c, 7 days. **Gross:** $4,250. (Average, $6,500) Moved to RKO Grand.

"LOVE BEFORE BREAKFAST" (Univ.)
RKO GRAND—(1,200), 25c-40c, 2 days, 2nd run. **Gross:** $500. (Average, 7 days, $2,700)

"UNGUARDED HOUR" (M-G-M)
RKO GRAND—(1,200), 25c-40c, 5 days, 2nd run. **Gross:** $1,700. (Average, 7 days, $2,750)

"TOUGH GUY" (M-G-M)
RKO FAMILY—(1,000), 15c-25c, 3 days. **Gross:** $1,100. (Average, $1,250)

"YOU MAY BE NEXT" (Col.)
RKO FAMILY—(1,000), 15c-25c, 4 days. **Gross:** $1,000. (Average, $1,100)

"THE SINGING KID" (F.N.)
KEITH'S—(1,500), 30c-40c, 7 days. **Gross:** $6,600. (Average, $6,500) Holds over.

Hathaway to Mexico

HOLLYWOOD, April 20—Henry Hathaway, who will direct "Beau Geste" for Paramount, and Grover Jones, who will do the script, have gone to Guaymas, Mex., to work out details of the story.

"Singing Kid" Gets $5,000, Louisville

LOUISVILLE, April 20.—"The Singing Kid" at the Mary Anderson was the only attraction in town to show a profit during the week. The $5,000 take was over normal by $1,500. It was held over.

"Small Town Girl," heading a dual bill with "The Garden Murder Case" at Loew's State, could not come up to scratch, grossing only $4,500, under the line by $1,000. "Sutter's Gold" at the Rialto disappointed, and was pulled a day early in favor of "Captain January." The gross on "Sutter" for six days was $3,500, an even $1,000 under the line.

"Wife vs. Secretary" at the Brown held up well for a nine-day run and took $2,800, which figure is exactly average for the house. The picture was booked in two days early, after "Farmer Takes a Wife" failed to draw. "A Message to Garcia" at the Strand pulled considerable juvenile trade, but business at night performances was light. It grossed $3,300, under par by $200.

The weather was mild and spring-like, with frequent showers.

Total first run business was $23,300. Average is $24,200.

Estimated takings:

Week Ending April 15:

"SUTTER'S GOLD" (Univ.)
RIALTO—(3,000), 15c-25c-40c, 6 days. **Gross:** $3,500. (Average, $4,500)

Week Ending April 16:

"SMALL TOWN GIRL" (M-G-M)
"THE GARDEN MURDER CASE" (M-G-M)
LOEW'S STATE—(3,000), 15c-25c-40c, 7 days. **Gross:** $4,500. (Average, $5,500)

"WIFE VS. SECRETARY" (M-G-M)
BROWN—(1,400), 15c-25c-40c, 9 days. **Gross:** $2,800. (Average, $2,800)

"A MESSAGE TO GARCIA" (20th-Fox)
STRAND—(1,500), 15c-25c-40c, 7 days. **Gross:** $3,300. (Average. $3,500)

"THE SINGING KID" (W.B.)
MARY ANDERSON—(1,000), 15c-25c-40c, 7 days. **Gross:** $5,000. (Average, $3,500)

"SOAK THE RICH" (Para.)
"ST. LOUIS KID" (W.B.)
"FORCED LANDING" (Republic)
NATIONAL—(2,400), 15c-25c-40c, 7 days. Stage: "Whas Barn Dance Revue," Log Cabin Boys, Cousin Emmy, Bob Atcher, Hoosier Maids, Arizona Ranch Girls, Keene Twins, Vic & LaMarr, Nixon & Sans, four days; straight pictures, three days. **Gross:** $3,000. (Average, $3,000)

Week Ending April 18:

"O'MALLEY OF THE MOUNTED" (20th-Fox)
"CALLING OF DAN MATTHEWS" (Col.)
"RETURN OF JIMMY VALENTINE" (Republic)
"MISTER HOBO" (G.B.)
ALAMO—(900), 15c-25c, 7 days. **Gross:** $1,200. (Average, $1,400)

Form Four Companies

ALBANY, April 20. — Four new amusement companies have been formed here. They are:

Model M. P. Prod., Inc., by Robert Hackett, Gerrard Schaeffer and Harry Cook; Allied Artists Opera Co., by Victor R. Volder, Lillian Greenberger and Sara Goldberg; Pictures, Inc., New York, by William E. Palmer, Julius F. Brauner and Henry G. Walter; Operatic Festival, Inc., by Gerson H. Werner, Sally Jacobs and Howard Milley.

Charter Fox Downtown

DOVER, April 20.—Fox Downtown Theatre Corp., Inc., has been chartered to deal in photographic materials. Incorporators are: R. J. Gorman, David H. Jackman and Charles N. Caldwell, Jr.

Premier Prod., Inc., has changed its name to Grand National Films Co.

"Prisoner" Is Minneapolis' Lead, $4,500

MINNEAPOLIS, April 20. — "Th Prisoner of Shark Island" was abou the only attraction in the Twin Citie to make an impression last week. I went $1,000 above par for a total o $4,500 at the St. Paul Riviera. Goo weather seemed to hurt business.

"Wife vs. Secretary" held up t $10,000 at the Minnesota, and "Th Passing of the Third Floor Back" wa still good for $2,500 in its third week at the World here.

Total first run business in Minneapolis was $25,000. Average is $25,000 Total first run business in St. Pau was $14,000. Average is $14,500.

Estimated takings:

Minneapolis:

Week Ending April 15:

"PASSING OF THE THIRD FLOOR BACK" (G.B.)
WORLD—(400), 25c-35c, 7 days, 3rd week. **Gross:** $2,500. (Average, $3,000)

Week Ending April 16:

"BOULDER DAM" (W.B.)
LYRIC—(1,238), 20c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending April 17:

"WIFE VS. SECRETARY" (M-G-M)
MINNESOTA—(4,000), 25c-55c, 7 days. **Gross:** $10,000. (Average, $10,000)

"THE SINGING KID" (F.N.)
ORPHEUM—(2,900), 25c-40c, 9 days. **Gross:** $5,500. (Average, $5,500)

"13 HOURS BY AIR" (Para.)
STATE—(2,300), 25c-40c, 7 days. **Gross:** $5,500. (Average, $5,500)

St. Paul:

Week Ending April 17:

"KLONDIKE ANNIE" (Para.)
PARAMOUNT—(2,300), 25c-40c, 7 days. **Gross:** $5,000. (Average, $5,500)

"PRISONER OF SHARK ISLAND" (20th-Fox)
RIVIERA — (1,000), 25c-40c, 7 days. **Gross:** $4,500. (Average, $3,500)

"THE SINGING KID" (F.N.)
ORPHEUM—(2,000), 25c-40c, 7 days. **Gross:** $4,000. (Average, $4,000)

"MAN HUNT" (W.B.)
TOWER—(1,000), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Republic Bowlers Win

DETROIT, April 20.—Republic Pictures team won the championship of the Film Bowling League, which closed its season last Friday night. Co-Operative Theatres five was second, with First Division and Columbia tied for third place and Film Exchange Drugs, Film Truck Service, United Artists and Amusement Supply finishing in the order named.

I. H. Pollard, office manager of Columbia, was reelected president of the league, along with the other officers which include Emil Beck and Carl Buermele, of Co-Op, vice-presidents, and Frank Howard, also of Co-Op, secretary-treasurer.

The league members will hold their annual banquet, at which prizes and trophies will be awarded, on Saturday night at the Sky Club in the Hotel Fort Shelby.

Griffith Men to Meet

OKLAHOMA CITY, April 20—A conference of partners and managers of Griffith Amusement Co., Consolidated Theatres, Inc., and affiliated companies will be held here May 5-7. The circuit controls 125 houses in Texas, Oklahoma and New Mexico.

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..but a Natural Reproduction

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THE picture you made is the picture you show with Certified Prints from Consolidated. These are accurate prints, true to the sound and action in your original negative, loyal to the efforts of your cast, cameramen and technical experts. Produced scientifically in the world's best equipped film laboratory, Consolidated Certified Prints are *always* the most dependable medium for bringing fine entertainment to the nation's theatres.

CERTIFIED PRINTS
"MADE BY SCIENCE TO EXPRESS YOUR ART"

CONSOLIDATED FILM INDUSTRIES, INC.
NEW YORK HOLLYWOOD

"January" Is $23,500 Hit, Detroit Fox

DETROIT, April 20.—"Captain January" was a big money-maker at the Fox, with Dave Apollon's revue on the stage. The $23,500 gross was above par by $3,500.

At the Michigan "The Singing Kid" was strong on a take of $22,600, up by $2,600. "Wife vs. Secretary" also made a good showing at the United Artists, going over par by $1,900 for a total of $11,900. The RKO Downtown had a good week with "The Witness Chair" and a stage show headed by Al Pearce and his gang. The $11,400 gross topped normal by $1,400.

Total first run business was $77,000. Average is $70,000.

Estimated takings for the week ending April 16:

"GENTLE JULIA" (Univ.)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)

ADAMS—(1.770), 10c-40c, 7 days. **Gross:** $4,200. (Average, $5,000)

"CAPTAIN JANUARY" (20th-Fox)

FOX—(5,100), 15c-75c, 7 days. Stage: Dave Apollon revue. **Gross:** $23,500. (Average, $20.000)

"THE SINGING KID" (W.B.)

MICHIGAN—(4.100). 15c-75c. 7 days. Stage: Vaudeville. **Gross:** $22.600. (Average, $20.000)

"ROAD GANG" (W.B.)
"SNOWED UNDER" (W.B.)

STATE—(3,000). 10c-40c, 7 days. **Gross:** $3,800. (Average, $5,000)

"WIFE VS. SECRETARY" (M-G-M)

UNITED ARTISTS—(2,070), 15c-65c, 7 days. **Gross:** $11.900. (Average, $10.000)

"THE WITNESS CHAIR" (Radio)

RKO DOWNTOWN—(2,950). 15c-75c, 7 days. Stage: Al Pearce Gang, June Knight, Pinkie Tomlin. **Gross:** $11,400. (Average, $10,000)

Para. Switches Players

HOLLYWOOD, April 20.—Gary Cooper and Fred MacMurray have been switched in leading roles of two Paramount films. Cooper will play the lead in "The General Died at Dawn" and MacMurray will replace him in the leading role of "The Texas Ranger." The change was due to feeling that better casting was achieved in the new roles.

To Have 5 on Location

HOLLYWOOD, April 20.—A record number of pictures will be on location from Paramount within two weeks. "The Texas Rangers" will be shooting in Gallup, N. M., "The Arizona Raiders" company will be in Kernville, "Rhythm on the Range" goes into the High Sierras shortly, "The Girl of the Ozarks" will be at big Bear and Chester Franklin is looking for locations for his animal picture, "Wilderness."

2 Directors Assigned

HOLLYWOOD, April 20.—Sidney Lanfield will direct "Sing, Baby, Sing" for Twentieth Century-Fox. It is a musical.

William Seiter, on the same lot, will direct Shirley Temple in "Dimples."

Foran's Next Picked

HOLLYWOOD, April 20.—Dick Foran's next for Warners will be a story called "On Secret Service," an original by Anthony Caldewey. Paula Stone will have the feminine lead.

New Fleischer Process Puts Depth in Film

(Continued from page 1)

time it may be possible to use human figures as well as cartoon drawings in this way.

Another machine he has developed for his personal use projects black and white films in color. He made this so that he wouldn't have to wait for developed prints to get back from the Hollywood Technicolor laboratories before studying the effects of shadings on his models. He is also silent about the future possibilities of this apparatus.

Fleischer set out to achieve stereoscopy without extra lenses on projection equipment and without the use of glasses by the spectator and at a minimum of cost.

Settings in a cartoon run to about five per cent of the production cost. The third dimension under this system adds about two per cent to this five.

Mechanism Involved

At first glance the machinery looks like something that Rube Goldberg might have evolved for a cartoon. It has trusses, movable tables, cranks, steel framework, gears and gadgets enough to make a mechanical engineer dizzy. The settings placed in it are shaped like a quarter of an apple pie, with the outer rim six feet from the center, and every detail of the perspective shaped accordingly. The cartoon subjects are drawn on pieces of transparent celluloid and placed in a frame in front of the camera lens.

As usual, there are from 12,000 to 14,000 individual pictures to be photographed, and the background as well as the cartoon figures move.

Artists build the backgrounds with microscopic precision.

"Why wouldn't it be possible to have human figures emoting in front of a white background and later photograph them on these miniatures?" Fleischer was asked yesterday.

"It might be. Who can tell?" he responded. "We're solving the problems one by one. The first machine cost $14,000 and weighed three tons. The second cost $7,000 and the third $3,500. We're getting along."

The projection of black and white film in color was an afterthought. After he had his machine working Fleischer found he had to wait from two weeks to 17 days to get color prints back from the coast. If retakes were necessary, a month to six weeks went by before he had his prints ready for release. Then he used three colored lenses to project still pictures in color from black and white film. From this he went to motion pictures. So far the apparatus flickers. He can't make it project more than 180 or 190 frames per second without making the gears get hot, but he hopes to get it up to 240. The color pictures show on a glass frame about a foot square, but the idea works and the screen is expected to grow.

Some of the cartoon subjects are surprising on the screen. When birds fly out of trees the trees fade into the background. The moon and the sun seem far away. Walls of houses are separated from the foreground.

What pleases Fleischer more than anything else is the fact that audiences have noticed the difference without being told about it in advance.

One on Each Side

Toronto, April 20.—Charles Staples has the distinction of being a one-man theatre operator of international status with a total of two houses—one on each side of the boundary line between Canada and the United States. Staples owns the Queen at St. Stephens, New Brunswick, and the State, Calais, Me. He spends practically half of his time in each of the two countries to look after his interests and recently arranged an array of bookings for his theatre in the Dominion.

"Arrow" Book Novel

Warners have turned out a 24-page pressbook on "The Golden Arrow" with a black and gold cover which shows the arrow superimposed on a large portrait of Bette Davis. The fact that she was an Academy award winner is played up strongly. The typography and exploitation stunts are somewhat out of the ordinary.

Shreveport Men Strike

SHREVEPORT, April 20.—Operators in four Saenger houses have walked out over a controversy on the number of men in a booth. Non-union men are being used.

Looking 'Em Over

"Murder by an Aristocrat"

(Continued from page 11)

threatens to expose the family skeletons in order to gain his ends. He is mysteriously wounded. Later, in the care of nurse Marguerite Churchill, he is killed. The story moves onward, showing the family's attempt to have the killing called suicide in order to protect the name, and later, the death of the philandering, drug-addict son, Gordon Elliott.

Finally Miss Churchill, who apparently has a psychic sense, reconstructs the killing, establishes the dead Elliott as the first killer and the dowager family head, Virginia Brissac, as Elliott's murderer. Miss Brissac commits suicide as another gesture to protect family pride.

Directed by Frank McDonald, this one is formulated entertainment. Production Code Seal No. 2,020. Runnning time, 62 minutes. "G."

Studios Are Busy; 45 Features Going

(Continued from page 1)

and 13; Paramount, six, four an four; Radio, three, three and one Roach, one, one and one; Twentiet Century-Fox, five, two and six Universal, four, zero and two; Warners, eight, one and seven with th independents showing four, three an three.

In the short subject classificatio Columbia had zero, zero and three M-G-M zero, four and four; Radi one, one and four; Roach, zero, on and two; Universal, zero, one an one; Warners, zero, one and one; independents, one, two and zero.

Governor Hoffman Criticizes Tax Bil

TRENTON, April 20.—Interests an individuals opposed to the Amusemen Tax Bill which imposes a levy of approximately four per cent on theatr admissions were encouraged tonigh by the declaration of Governor Harold G. Hoffman that the measure wa inadequate to finance emergency relief, that it is "class taxation" and tha the revenue derived would be smal as compared with the cost of administration.

No amount of theorizing, said th Governor, can change the habits of th people and convert something that of common and general use into "luxury."

Governor Hoffman gave partial endorsement to a combination sales an income levy proposed by Senato Charles E. Loizeaux, which would impose a levy of two per cent on gros receipts of theatres. This bill is slate to be voted on late tonight or earl tomorrow.

Wall Street

Paramount, Warner Issues Off Sharply

	High	Low	Close	Net Change
Columbia. vtc ..	36⅞	36	36	—1
Columbia. pfd	46	45½	45½	— ½
Consolidated	5¼	5	5	— ¼
Consolidated, pfd.	17¾	17	17	— ½
Eastman Kodak ..	166¼	164½	164½	—1
K.-A.-O.. pfd	90	90	90	.....
Loew's. Inc.	45¼	43¼	43¼	—1⅜
Paramount	8¼	7⅝	7⅞	— ⅜
Paramount 1 pfd.	63⅛	60¼	60½	—5½
Paramount 2 pfd.	9¼	8⅝	8¾	.....
Pathe Film	10⅞	10⅛	10⅛	— ¾
RKO	6¼	6	6	— ¼
20th Century-Fox	26⅝	26	26	— ¼
20th Century, pfd.	35	34	34	—1
Universal, pfd ...	100	100	100	+ ½
Warner Bros.	10⅛	9½	9⅝	— ⅝
Warner Bros., pfd	47	47	47	—3

Little Change on Curb

	High	Low	Close	Net Change
Sentry Safety	⅝	⅝	⅝	—1 1
Sonotone	3	2⅞	2⅞	— ⅛
Technicolor	29¾	29⅛	29⅛	— ⅝
Trans-Lux	4	3⅞	3⅞	+ ⅛

Most Bonds Off Fractionally

	High	Low	Close	Net Change
General Theatre Equip 6s '40 ...	26⅝	26⅛	26¼	— ¾
General Theatre Equip. 6s '40 ctf	26⅞	25¾	26⅝	+ ⅛
Keith B. F. 6s '46	94¼	94¼	94¼	— ½
Paramount B'way 3s '55	57¼	57	57¼	+ ¼
Paramount Pict. 6s '55	86⅝	85	85	—1¾
RKO 6s '41 pp....	65¼	65	65	.....
Warner Bros. 6s '39 wd	94⅜	94⅛	94⅛	— ⅜

(Quotations at close of April 20)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

'OL. 39. NO. 95 NEW YORK, WEDNESDAY, APRIL 22, 1936 TEN CENTS

Butterfield Dies; Veteran In Exhibition

Vent from Program Boy To Circuit Head

Boston, April 21.—Col. Walter S. utterfield, president of W. S. Butterfield Theatres, Inc., died here Monday evening, at the Christian Science Sanatorium it was learned today. He and Ed. C. Beatty, vice-president and general manager of the powerful Michigan circuit, were visiting.

W. S. Butterfield

Butterfield had been in indifferent health for several years. He was taken ill suddenly.

Butterfield was born in Connorslle, Ind., about 68 years ago, and ent his boyhood in Columbus, O. e first worked for his father in the ant of the *Ohio State Journal*, hich was next door to the Grand

(*Continued on page 7*)

ohn C. Flinn Goes To Pickford-Lasky

John C. Flinn, former secretary of ampi and veteran film executive, has een named as general manager of ickford-Lasky Prod. by Mary Pickord and Jesse L. Lasky. He will ake his headquarters in New York it will make frequent trips to the oast to keep in touch with producon details.

Flinn has resigned as assistant to

(*Continued on page 7*)

arl Laemmle, Jr., Seen Joining U. A.

Los Angeles, April 21. — Carl aemmle, Jr., will join United Arts to produce three pictures anally if current negotiations which e now under way in New York e consummated. Edwin Loeb and e young producer are engaged in scussions concerning the possible w connection.

Junior Laemmle's former affiliation th Universal was definitely severed st Saturday.

20th-Fox Meeting Is Called "Quietest" Since Days of Fox

"The quietest stockholders' meeting we've had since the days of William Fox," was the way one Twentieth Century-Fox executive described yesterday's annual meeting.

Only one discordant note was sounded when a stockholder arose to ask Sidney R. Kent, president, whether his contract was the object of any litigation, explaining that an unnamed attorney had telephoned the stockholder a few days before to say that he contemplated some such action on behalf of a small group of stockholders.

"I know of no such litigation," was Kent's reply. "Any time I become a burden to the company," he added, "it will have no trouble getting rid of me."

Cohen Returns To Para. Set In 3-Year Pact

Hollywood, April 21.—A three-year contract under which Emanuel Cohen returns to Paramount as an independent producer was completed here today by the Lloyd Wright law office with the expectation that it would be formally signed before John E. Otterson's scheduled departure for New York Friday night.

The contract calls for production of four "A" pictures and four "B" pictures by Cohen's Major Prod. for Paramount release. It is expected that Cohen will produce one Bing Crosby picture for Columbia before starting on his Paramount contract. The deal keeps Mae West, Gary Cooper and Crosby in the Paramount fold, as

(*Continued on page 6*)

New Tax May Pass 40% of Company Net

By CLARENCE LINZ

Washington, April 21.—Film corporations will be subject to taxes ranging as high as 42½ per cent of their net income under the revenue bill submitted to the House today by the Ways and Means Committee.

This bill will be taken up for debate on Thursday in an effort to pass it by the end of the month, and at the same time the Senate Finance Committee, in a move to expedite adjournment of Congress, will begin its hearings on the measure.

In addition to the tax on undistributed net income, the bill provides for temporary continuance of the capital stock and excess profits levies, and ap-

(*Continued on page 6*)

Regulation of Production Urged in Rome by the Pope

Vatican City, April 21.—Regulation of film production was urged today by Pope Pius in a talk to a large group of film and newspaper writers. It was one of the longest speeches the Pope had made in several years.

"Regulation is one of the great needs, one of the great necessities for keeping moving picture production in lines where it ought to remain—under pain of enormous guilt," the Pope said.

Bad films, he said, "were a real insult to all that is beautiful and delicate and honorable in souls, particularly young souls." He urged independent film criticism upon his hearers.

"Films would not be what they are today," he continued, "if moving picture press criticism had, from the beginning, fulfilled its duties according to virtue, truth and justice."

[*Editor's Note*—Certain New York afternoon newspapers yesterday published excerpts from Pope Pius' address, above reported, containing an obvious mistranslation of the French word *controleur* as used by the Pope in speaking to the press writers. These newspapers reported the Pope as urging *control* of film production, whereas a correct translation of the word as well as of the text of the excerpts shows that *regulation, examination* and *checking* were urged.]

20th-Fox Net On Quarter Is $1,239,760

More Than Double Same Period Last Year

Twentieth Century-Fox earned a net profit of $1,239,760 for the 13 weeks ending March 28, last, Sidney R. Kent, president, stated to the annual meeting of stockholders yesterday.

John D. Clark, general sales manager, was elected to the board at yesterday's meeting, replacing Harley L. Clarke. All other directors were reelected for one year, and all officers were reelected at a meeting of the new board immediately following the stockholders' meeting.

The company's first quarter earnings are double the 1935 first quarter net of $616,806 reported last year by Fox Film Corp. The merger with Twentieth Century was not effected until the following September. In making the report Kent pointed out that the first quarter results were achieved despite a severe winter season and widespread flood conditions that closed theatres and cut down attendance in many sections of the country. The first quarter report, in addition, includes no return on the company's 42 per cent in-

(*Continued on page 6*)

RKO Net Profit on Year is $684,732

A consolidated net profit of $684,732 for the year 1935 was reported yesterday by RKO. The audited report compares with a preliminary estimated net of $665,297 made last month by Irving Trust Co., as RKO trustee, in a report to the U. S. District Court here in advance of completion of the audit.

The company's new balance sheet shows total current and working assets of $14,939,085, including cash of $5,053,004.

M-G-M British Plans Soon to Be Settled

M-G-M's British production plans will assume concrete form following further discussions with studio officials, declared Ben Goetz upon his arrival in New York aboard the *Ile de France* late yesterday afternoon. These conferences may be held in New York,

(*Continued on page 6*)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 22, 1936 No. 95

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

Report DeMille Deal On for "U" Contract

HOLLYWOOD, April 21.—Cecil B. De Mille is reported to be negotiating a series of pictures for Universal. The producer is declared to be considerably dissatisfied with his present arrangement at Paramount and, therefore, seeking new distribution.

"Things" Widely Plugged

Tieups arranged on "Things to Come" by Monroe Greenthal, United Artists director of publicity and advertising, included a full page in the *Sun* and *World-Telegram*, in which Macy's featured copy and illustrations on the film; the use by Bill Corum of the title in his sports column in the *New York Journal*, and considerable space on the *World-Telegram's* science page.

Line Up Ampa Program

Gordon White is busy lining of a list of names for the Ampa meeting tomorrow. It will be the first open meeting in three weeks.

A. F. A. to Meet May 5

The American Federation of Actors will hold its annual meeting at the Hotel Paramount on May 5.

Insiders' Outlook

By RED KANN

THE wire out of Hollywood late Monday fairly glowed with words of praise about a picture titled "The Ex-Mrs. Bradford." If you are up on your reading, by this time you, of course, will have learned that this is the forthcoming Radio attraction, with Bill Powell and Jean Arthur, which looks like something. The big buyers of films, which is to say the circuits, have their own way of getting the low-down on new product in a hurry these days. In several quarters, scouts assigned to preview duty, have shot their advices into New York and they are all very pleasant and commendable about this particular tidbit of entertainment. . . .

▼

We are interested in such goings on, verified and augmented by THE DAILY'S wired preview from the land that makes 'em for another reason. His name is Sam Briskin, whose first all-complete job we understand "The Ex-Mrs. Bradford" to be since he took over the production reins on Gower Street about three months and two weeks ago. We are interested because it tends to substantiate an impression gathered in Hollywood and reported here at the time that Briskin to whom fourteen and sixteen-hour days are like nothing at all was destined to do things for Radio which that studio, under regimes unfamiliar at large with what it takes to make attractions beyond a couple of Astaire and Rogers each season, has been needing. . . .

▼

The diplomatic mail pouch from the west also tips us off that Briskin, in getting his administration working, has stepped on toes which happen to be in his way without worrying about bunions to come; that one of his continued bits of procedure has been to throw out stories which, in the light of his successful experience, do not rate. Among the specific matters which either gave birth or developed across Briskin's desk in the short time he has been the works have been (1) the about-to-be-signed deal with Dave Loew for the Joe E. Brown comedies, (2) the deal whereby Reliance and Eddie Small entered the RKO fold, (3) the palavers with Ben Schulberg, (4) the insistence that the endangered Hepburn popularity be strengthened by getting Fredric March for her lead in "Mary of Scotland." Briskin is demonstrating he knows the ingredients in showmanship, sometimes overlooked or plainly missed in other Radio days. . . .

▼ ▼

Apparently popping out of nowhere and with as much warning came the three-way denial of Mickey Balcon's resignation as production chief for Gaumont British. In combination, there rose to scotch the report Jeff Bernerd, Sid Kent and the central figure in the report himself. Our understanding is Twentieth Century-Fox would like to see Balcon in its ranks. A matter of two years to go on his current G.B. pact appears to be the interference. . . .

▼ ▼

The potential sphere of influence which Eddie Alperson will exercise in affairs to come with Grand National Films is evidenced by a breakdown of that company's directorate of seven. For the Pathe and "March of Time" end: Frank L. Kolbe, Robert W. Atkins and Charles L. Stillman. For Alperson: Eddie, Edwin Silverman of the Essaness circuit of Chicago and an Alperson intimate of many years; Carl Leserman, the new general sales manager, and Jimmy Davidson, Alperson's present assistant at National Theatres. The count: Pathe, et al: three; Alperson, four and control. . . .

Studio Labor Talks Get No Results Yet

No progress was made toward agreements on any of the studio union demands during yesterday's negotiations between the producers' labor committee and union heads, it was reported at the close of the session last night. The meetings are scheduled to be resumed today with indications that they will consume several additional days.

The musicians' union is making no demands for wage or hour changes at these sessions, it was stated yesterday by Pat Casey, studio labor representative.

Wright Setting New Wanger-U. A. Pact

Lloyd Wright, coast attorney for Walter Wanger, told MOTION PICTURE DAILY yesterday he was now working on the final draft of the contract by which the producer joins the ranks of United Artists producers.

He indicated detail will be ironed out shortly.

Delay Allied Session

A meeting of Allied of New Jersey scheduled for yesterday was postponed indefinitely because several of the officials were busy battling tax legislation at Trenton.

Jersey Tax Action Is Again Delaye

TRENTON, April 21.—Both branch of the Legislature adjourned for t week today without any further acti on the amusement tax bill. The mea ure was defeated twice last night, bo times by the same vote of 12 to the same vote that tabled it last wee

Sponsors of the measure were rea to bring it to a vote again today, b were blocked by a short Senate. On 12 of the 20 members were prese and it was apparent the measure h no chance of passage. An importa indication of the Senate attitude la night came when the measure w brought to a vote the first time befo Gov. Harold G. Hoffman addressed joint session of the House and Senat Immediately after the Governor spo it was brought up again and defeat by the same vote, indicating that t Democratic members who were e pected to change their position wou not do so.

Another move will be made to pa the bill next Monday. The Democra may move to amend it, but plan retain the amusement levy of one ce on admissions between 11 and 25 cen and one cent additional on each brack of 25 cents, or fraction thereof.

Laemmle Suit Goes To a Federal Cou

Justice Alfred Frankenthaler N. Y. Supreme Court yesterd granted permission to counsel f Carl Laemmle to remove a $275,0 suit brought against Laemmle by A fred M. Wolf to the Federal Cou on the ground that Laemmle is a res dent of Beverly Hills, Cal. The cou also approved a bond for $500 whi Laemmle posted to guarantee the co of the action.

The suit is based on an origin agreement between the plaintiff ar defendant on Jan. 28, 1936, by whi the plaintiff negotiated the sale Laemmle's interest in Universal Pi tures Corp. to Standard Capitol Cor Wolf claims the $275,000 as con mission.

Admission Taxes Ar Up to $12,994,79

WASHINGTON, April 21.—Taxes d rived from admissions to theatres an other places of amusement during t first three quarters of the curre fiscal year amounted to $12,994,795.

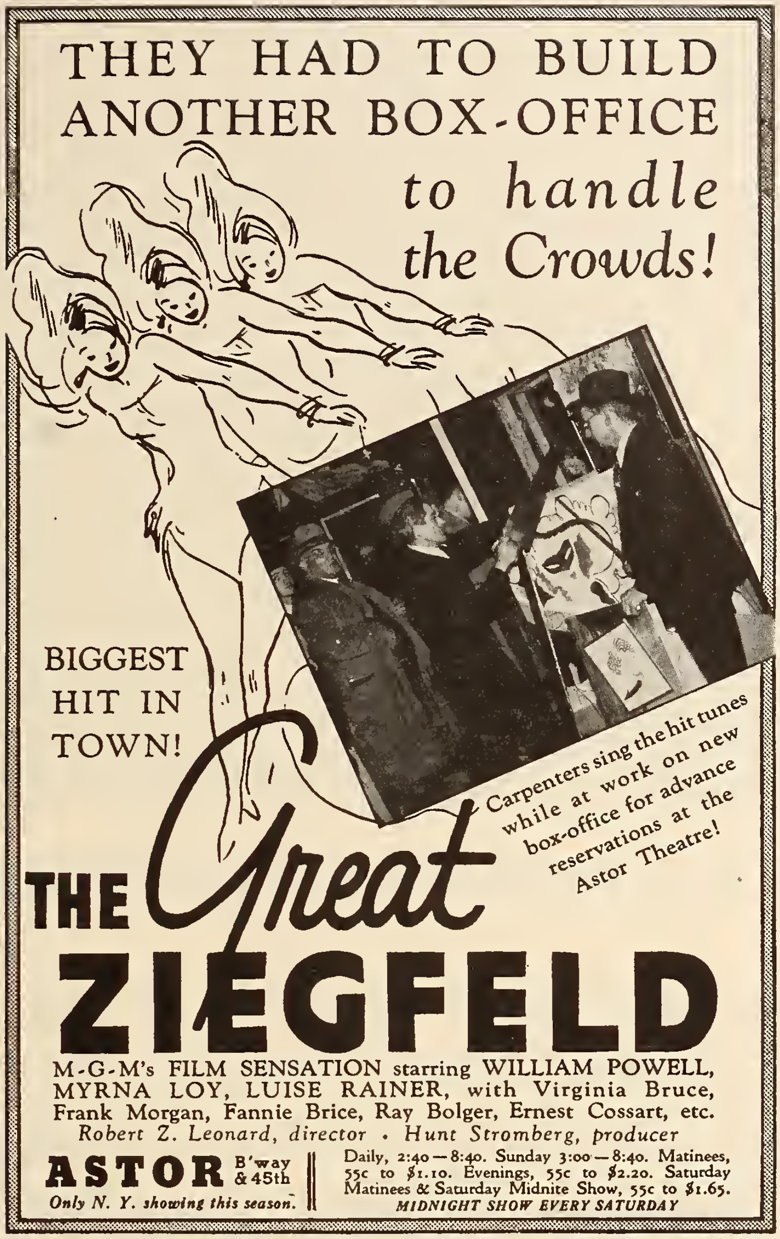
This represents an increase of $1 328,534 over the corresponding perio last year.

Agfa Net Is $15,377

The Agfa Ansco Corp. reports f 1935 a net profit after Federal taxe interest, depreciation, etc., includin flood damage and other charges $15,377, equal to eight cents each o 480,000 $1-par capital shares. In 193 there was a net loss of $325,281.

Mrs. Frank Kelly Dead

DENVER, April 21.—Mrs. Fran Kelly of Salida, Col., is dead after long illness at the Salida Hospita She formerly owned and operated t Empress, with her husband. They sol the house some time ago to Atlas The atre Corp.



THEY HAD TO BUILD
ANOTHER BOX-OFFICE
*to handle
the Crowds!*

BIGGEST
HIT IN
TOWN!

Carpenters sing the hit tunes while at work on new box-office for advance reservations at the Astor Theatre!

THE *Great* ZIEGFELD

M-G-M's FILM SENSATION starring WILLIAM POWELL, MYRNA LOY, LUISE RAINER, with Virginia Bruce, Frank Morgan, Fannie Brice, Ray Bolger, Ernest Cossart, etc.
Robert Z. Leonard, director • Hunt Stromberg, producer

ASTOR B'way & 45th
Only N. Y. showing this season.

Daily, 2:40—8:40. Sunday 3:00—8:40. Matinees, 55c to $1.10. Evenings, 55c to $2.20. Saturday Matinees & Saturday Midnite Show, 55c to $1.65.
MIDNIGHT SHOW EVERY SATURDAY

An advertisement appearing in the New York papers that tells its own story. And that same sweet story is being told in road-show engagements at advanced prices twice daily from the Atlantic to the Pacific.

is the end
the line
15¢
15¢
5¢

From 9:30 o'clock the morning of the ope

continuous lines formed in front of the Rivoli Theatre, N. Y., from the box-office to the corner and around the corner for another whole block. (See above picture). To date (Tuesday afternoon at 2 o'clock) in the fourth day of its run 47,312 people have already bought tickets to see the most spectacular film in recent years.

"'THINGS TO COME' IS MAGNIFICENT... It has imagination and brilliant execution, is tremendously impressive ... movie magic at its finest ... nothing short of startling. The effects surpass anything yet done on the screen ... the picture is a visually exciting screen adventure."
— *Rose Pelswick, Journal*

"A bitter, thrilling, graphic animated picture... explores realms seldom if ever touched by the usual films." — *Wm. Boehnel, World-Telegram*

"Alexander Korda and Wm. Cameron Menzies have risen to their task with skill and imagination. Fascinating, handsome, pictorial lavishness, interesting and provocative...hints of great things in the cinema." — *Richard Watts, Jr., Herald-Tribune*

"A frightening, yet inspiring picture ... an absorbing, provocative and impressively staged production which does credit to Alexander Korda and William Cameron Menzies. An unusual picture with ideas which have been expressed dramatically and with visual fascination."
— *Frank S. Nugent, Times*

"The season's outstanding novelty... a lavishly produced film ... it will give you something to talk about." — *Eileen Creelman, Sun*

"Bound to create a good deal of discussion... thrilling and stimulating to the imagination... something new and startling in a motion picture."
— *Kate Cameron, News*

H.G. WELLS' THINGS TO COME

day until the time this ad went to press,

. G. WELLS'

HINGS TO COME

An **ALEXANDER KORDA** *production*

A LONDON FILM

Released thru **UNITED ARTISTS**

20th-Fox Net On Quarter Is $1,239,760

(Continued from page 1)

terest in National Theatres, which declared no dividend during the period.

Kent described the company's general position as "very satisfactory."

A total of 2,111,130 shares of both common and preferred stock of the company was represented at the meeting either in person or by proxy. The complete list of directors elected is H. Donald Campbell, John R. Dillon, Felix A. Jenkins, Sidney R. Kent, Arthur W. Loasby, W. C. Michel, William P. Philips, Hermann G. Place, Seton Porter, Joseph M. Schenck, Sydney Towell and Clark.

Officers are Kent, president; Schenck, chairman of the board; Michel, executive vice-president; Darryl F. Zanuck, vice-president; Towell, treasurer, and Jenkins, secretary.

In response to a stockholder's question Kent stated that the board had recently fixed a price of $18.39 per share at which he may acquire a total of 60,000 shares of common in blocks of 10,000 shares over a period of six years. The stock purchase option was granted Kent in connection with the new seven-year contract given him last September, but cannot be exercised prior to next September. When granted, the option specified that the price per share to be set should be "not less than $10."

The first quarter earnings are equal to 91 cents a share on 1,359,041 shares of cumulative convertible preferred. After allowing for the preferred dividend of 37½ cents a share for the quarter, paid March 31, there remained a profit equivalent to 59 cents a share on the 1,226,530 shares of common. The company's statement showed gross income from sales and rentals of film and literature amounting to $11,826,900 for the 13 weeks.

New Tax May Exceed 40% of Company Net

(Continued from page 1)

plies the four per cent individual normal income tax to corporation dividends, which now are subject only to surtaxes. The rate of the capital stock tax, however, will be reduced from $1.40 to 70 cents.

Unlike the present tax, which applies to the income of corporations regardless of the disposition made of it, the new levy will bear most lightly upon corporations distributing practically all of their income in the form of dividends and will be most onerous upon companies which seek to build up large surpluses.

Angus Decision Upheld

The Appellate Division of the N. Y. Supreme Court yesterday affirmed a judgment of $400,000 and interest awarded last fall to Leslie N. Heatherton in an action for recovery brought against J. N. Heatherton, head of Angus Publishing Co., former publisher of *Motion Picture News.* Samuel Spring, film attorney, represented the plaintiff in the action which involved the disposition of proceeds from the sale of a publication by the Angus company.

Up New Rochelle Way, Leon Is "Uproarious," They Say

Up beyond the Bronx on the other side of Pelham Manor where the citizens of New Rochelle are admiring their anemones and waiting for the first tulip to bloom Leon J. Bamberger is a comic.

Read this from the Monday edition of the *Standard-Star* which has just reached this office by pony express:

"Hilarious male comics, attractive songstresses, and an amateur chorus which stopped the show several times because of the excellence of its dancing were highlights of 'More Neighbors,' music revue presented by the Sisterhood of Temple Israel at the Community House Saturday night. More than 600 attended.

"The chorus, trained by Dorothy Sachs, danced routine numbers, a military drill which was interrupted by spontaneous applause, and two modernistic numbers, including an interpretation of Ravel's 'Bolero.' From the gay Broadway routines, through the difficult modern rhythms, the girls displayed a genuine talent for ensemble dancing seldom seen in amateur productions.

"Most uproarious of the comedians was LEON J. BAMBERGER, who opened the show."

Later in the same article this occurs:

"Another outstanding number was a 'Gay Nineties' skit, in which Dolly Wyner and Ruth Greenberg, attractive in gowns of the period, displayed lovely voices and a gift for pantomime. Also in this scene, the finale of the first act, were Mr. Portman, Al Frank and MR. BAMBERGER."

About two-thirds of the way down the column this appears:

"Mr. Fortman and Mr. Zorowitz were in 'New Rochelle Free Clinic' as were Geraldine Bamberger, Mr. Worms and Richard L. Cohen; and also in 'The Nut House,' as were Evelyn Sakolsky and MR. BAMBERGER."

That makes two skits for LEON as well as the job of master of ceremonies. And around Times Square traffic would stop if he should crack a smile!

M-G-M British Plans Soon to Be Settled

(Continued from page 1)

Louis B. Mayer is expected east in a few days, but has been temporarily delayed by a slight illness.

Players for the leads in the announced four for London have to be determined upon. These vehicles will be "Silas Marner," "The Wind and the Rain," "The Yank at Oxford" and "Rage in Heaven."

Definitely set, however, is M-G-M's plan for construction of a commercial laboratory in London. It will handle release prints of the company's British-made pictures and outside work as well.

Cohen Back at Para. In 3-Year Contract

(Continued from page 1)

contracts with the three are held by Cohen. Ben Piazza will be executive assistant to Cohen under the new Paramount deal.

Paramount home office officials could not be reached yesterday for comment or verification of the anticipated signing of the Emanuel Cohen contract, as reported from Hollywood yesterday.

Oppose Time Change

NEW ORLEANS, April 21.—Charles Trepagnier of the operators' union and Z. D. Nichols, vice-president of the state federation of labor, are opposing daylight saving time on the ground that it would close theatres and increase unemployment.

M-G-M Signs Barrymore

HOLLYWOOD, April 21.—John Barrymore has been signed to a new long term contract by M-G-M. He recently completed a role in "Romeo and Juliet."

Doyle Is Seeking British Financing

By BRUCE ALLAN

LONDON, April 21.—It is understood here that behind the efforts of Stuart Doyle of Greater Union Theatres of Australia to counteract the arrangement just made for Australian distribution between Fox Films of Australia and New Zealand and Hoyts' Theatres, Ltd., on one side, and British Dominions on the other, is an attempt to raise money in England to pay off Greater Union bank loans.

Doyle, who is managing director of Greater Union, large Australian circuit, and holds a similar position with Cine Sound Prod., Sydney producing firm in which Greater Union is interested, is expected here Thursday. His opposition to the plan sponsored in particular by Ernest Turnbull, managing director in Australia of B. & D., is said to be based on obtaining the British money in order to prevent Hoyts' and Fox, which has an interest in Hoyts', from gaining control of Greater Union when General Theatres, the joint operating company of Hoyts' and Union is dissolved on the expiration of the five-year working agreement in December, 1937.

Doyle now has as his chief British producing assets General Film Distributors, Ltd., the C. M. Woolf company; British International and Toeplitz. It is reported also that he is seeking a deal with United Artists and London Films. Doyle is expected to visit the United States in June.

Joseph Bill Advanced

ALBANY, April 21.—The Senate has passed and sent to the Assembly the Joseph bill designed to admit children to film theatres where matrons are in attendance.

Wells to Broadcast

H. G. Wells, author of "Things to Come," and Raymond Massey, star, will broadcast from England next Sunday between 2 and 3 o'clock.

Penn. MPTO to Meet At Luncheon Friday

PHILADELPHIA, April 21.—A luncheon meeting of the M.P.T.O. of Eastern Pennsylvania, Southern New Jersey and Delaware, Inc., will be held at the Bellevue-Stratford here Friday. The meeting, which will be addressed by Walter Vincent, is expected to be attended by 75 independent exhibitors.

President Lewen Pizor, who is a member of the trade conference, will render a report.

No Leishman Succcessor

Phil Reisman, vice-president of RKO Export Corp., declared yesterday on his return from abroad that no successor had been named as yet for E. D. Leishman, who resigned recently as head of RKO distribution in England.

Col. to Pay Dividend

Columbia Pictures has declared a quarterly dividend of 68¾ cents on the $2.75 preferred and the same amount on the convertible preferred to stockholders of record May 2. It is payable May 15.

To Install Officers

The Columbian Social Club of the Columbia home office will hold an installation of officers at a dinner dance at the Russian Troyka on April 24.

Flash Preview

"Forgotten Faces"—Paramount offers this to those seeking real grim entertainment. A rather profound production featuring the fatherly love theme.

This picture will be reviewed in full in a coming issue of MOTION PICTURE DAILY.

Wall Street

Paramount Gains on Board

	High	Low	Close	Net Change
Columbia, vtc	35⅝	35	35	—1
Consolidated	5	4¾	5	.....
Consolidated, pfd.	17	16¾	17	.....
Eastman	164¾	164¾	164¾	+ ¼
Loew's, Inc.	44	43	43⅜	+ ⅛
Loew's, Inc. pfd..	107¼	107¼	107¼	— ¼
Paramount	8	7¾	7⅞	.....
Paramount 1 pfd..	63	61½	61¾	+1¼
Paramount 2 pfd..	9	8¾	8⅞	+ ⅛
Pathe Film	10⅜	10	10⅜	+ ¼
RKO	6¼	5⅞	6	.....
20th Centry-Fox..	26⅛	25⅞	26	.....
20th Century, pfd.	34¼	33¾	33¾	— ¼
Universal, pfd ...	100	100	100	.....
Warner Bros.	10	9¾	10	+ ⅜

Curb Off Fractionally

	High	Low	Close	Net Change
Sentry Safety	⅝	⅝	⅝	.....
Sonotone	3	2⅞	3	+ ⅛
Technicolor	29½	28¾	29	— ⅛
Trans-Lux	3⅞	3⅝	3¾	— ⅛
Universal Pict. ..	10¼	10¼	10¼	— ¾

Bonds Drop ¼ to 1 Point

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	26¾	26	26	— ¼
General Theatre Equip. 6s '40 ctf	26¾	26	26⅜	— ¼
Keith B. F. 6s '46	94	93	94	— ¼
Paramount B'way 3s '55	56½	56½	56½	— ¾
Paramount Pict. 6s '55	84¼	83¾	84	—1
RKO 6s '41 pp....	65	65	65	.....
Warner Bros. 6s '39 wd	93½	93	93½	— ⅝

(Quotations at close of April 21)

Butterfield Dies; Veteran In Exhibition

(Continued from page 1)

Opera House. He obtained a job there as a program boy and worked his way up successively as usher, doorkeeper and treasurer of the theatre.

At 21 he was treasurer of another theatre in Columbus. At the time of the World's Fair he went to Chicago to study music, and later became road manager for a small-time vaudeville circuit. From there he went to work for the Charles E. Blaney shows and then was named manager for Rose Stahl.

In 1904 he entered the theatre business in Fond du Lac, Wis., and there developed the idea of a circuit of vaudeville houses. In 1906 he opened his first theatre, the Hamlin, in Battle Creek, Mich. He remained there for 20 years, moving to Detroit in 1926. At that time he merged nine companies, controlling 45 theatres, into the present W. S. Butterfield Theatres, Inc. Since then he had developed the circuit and another company, Butterfield Michigan Theatres Co. He was president of both firms. The former operates 70 theatres and the latter 20.

Butterfield was married three times. He is survived by his widow, Irene Daly Butterfield, and five children: Mrs. Caroline Allen of Grand Rapids. Mrs. Laura Page of Charlotte, Mrs. Hall Beery of Los Angeles, Julia Scott Butterfield of Pinehurst, N. C., and Ann Butterfield. Col. Butterfield lived in a country home on Gull Lake, near Battle Creek, and owned a winter home at Miami Beach.

Detroit Pays Tribute

Detroit, April 21.—News of the death of Col. W. S. Butterfield came as a shock to exchange and exhibitor leaders here. Few of them were aware that Butterfield had been seriously ill.

George Trendle, president of United Detroit Theatres, said, "Col. Butterfield built his own monument. There are few to match it, in his achievement as one of the country's foremost exhibitors and in the respect and affection in which he was held by all those who knew him as a friend or as a contemporary."

Frank J. Downey, M-G-M branch manager, said, "I sincerely regret to learn of the death of Col. Butterfield. He was one of the pioneers of the industry in Michigan. He had exceptional organization and executive ability. My deepest sympathy to his family."

M. M. Gottlieb, Universal manager: "Col. Butterfield's sudden passing came as a great shock to me as well as to the entire industry. He has meant much to the promotion of the theatre in Michigan."

H. E. Ives, president of Monarch: "Col. Butterfield's record of achievement should be an inspiration to all. His passing is deeply regretted."

Funeral in Battle Creek

Battle Creek, Mich., April 21.—Funeral services for Col. W. S. Butterfield will be held here Thursday afternoon. Butterfield houses here and elsewhere throughout the state will remain closed that afternoon as a mark of respect to their founder.

Keough Going to Services

Austin C. Keough, Paramount executive, will represent his company at the Butterfield services in Battle Creek tomorrow afternoon. He leaves for the Michigan city today.

Detroit, April 21.—Col. Walter S. Butterfield, pioneer exhibitor, had been in poor health for some years. During the last decade he had maintained only a casual participation in the affairs of the circuit bearing his name. Ed C. Beatty, for 25 years vice-president and general manager, had been actively in charge of the business, which reaches into and controls exhibition in every important Michigan city with the exception of Detroit, where the Butterfield interests had no holdings.

RKO owns a 10 per cent and Paramount a 25 per cent share in the Butterfield circuit, which always has retained control and management.

Predicts All Films In Color Eventually

Color films will eventually supplant black and white entirely, in the opinion of Lloyd Corrigan, Pioneer director, who has just finished "Dancing Pirate," entirely in Technicolor, which will be released by RKO next month. Corrigan leaves today on the *Berengaria* for a vacation of two months in Europe.

To say that Corrigan is sold on color would be to put it mildly. If he has his way he will never again direct a film in black and white. Looking at black and white rushes while awaiting adjustment on color shots of "Dancing Pirate," Corrigan experienced a definite let-down, he said. Color, he believes, is definitely out of the experimental stage as far as its acceptance as a film technique is concerned, although developments are going forward in perfecting it every day.

The director, who did "La Cucaracha," one of the first to use the three-color Technicolor process, is convinced that a modern story may be done just as readily and be appreciated just as much in color as the costume material used for the most part thus far. Color, he said, accentuates the moods of a story much more effectively than is possible in black and white.

One of the recent outstanding developments in the handling of color in the studio, Corrigan said, was the production of two new types of lights, which take care of the necessity for particularly strong light in color work, but eliminate the use of the carbon arc light, which was inconvenient in that it had to be replaced approximately every 20 minutes. Corrigan has a long term contract to direct for Pioneer. His next assignment has not yet been determined.

A. E. Kaye Quits Skouras

A. E. Kaye has resigned as Jersey City district manager for Skouras Theatres Corp. and has left for Los Angeles to start exhibition on his own.

Hal C. Kern Re-Signed

Hollywood, April 21.—Hal C. Kern, film editor on all of David O. Selznick's films since "Dinner at Eight," has been signed to a new long term contract.

Schenck Testifies Again in Hart Suit

Joseph M. Schenck again took the stand yesterday in connection with the suit for $500,000 brought by William S. Hart against United Artists, and he testified chiefly concerning the earnings of the picture, "Tumbleweeds," which in turn were compared with earnings on other U. A. releases.

Schenck testified that Hart took more time than he should have to make the picture, that it took nine weeks, whereas it should have been done in four weeks. He also said that although he set $800,000 as the expected gross for "Tumbleweeds" he knew that it could get only $300,000 to $400,000. Schenck also dwelt on the picture "Wild Justice," on which a quota was set by him at $300,000. It was brought out that Schenck actually put his own money into "Wild Justice" and made a profit on it. At another point he compared "The Eagle," which starred Rudolph Valentino, with "Tumbleweeds," and it was brought out that "The Eagle" grossed $854,000 and that "Tumbleweeds" finally grossed $346,000. Schenck said that in discussing the situation with exhibitors they told him that they wanted "Wild Justice" and that they were not interested in "Tumbleweeds." Hart's attorney insisted that Schenck retract this statement and confronted him with a deposition which had been made previously.

Schenck also testified that in July, 1935, he tried to discourage Hart from producing another picture.

The next witness of the day was Charles Moyer who was formerly in charge of advertising and publicity for U. A. He testified as to methods for publicizing "Tumbleweeds." On cross-examination, he admitted that he had received complaints from Hart's representative in California.

Yesterday's session came to a close with the reading of a deposition taken from Clarence E. Beck, formerly president of the Castle Amusement Co., operating the Castle in Chicago.

Problems Discussed At IMPTO Meeting

New Haven, April 21. — Nathan Yamins, at the I. M. P. T. O. meeting here today stated that the problems of the independents everywhere include print shortage, Federal taxation, Ascap, insurance rate increases, score charges, clearance, percentage, preferred playtime and block booking.

It was voted at the meeting to convey to Congress the organization's approval of the Duffy Bill.

Harry Lavietes presided.

Strike Conferences On

Conferences undertaken with a view to negotiating a settlement of the strike against music publishers by Local 802 of the A.F.M. are continuing between William Feinberg, vice-president, for the union, and John G. Paine, for the Music Publishers' Protective Ass'n.

Sunday Films Win, Lose

Omaha, April 20.—In three municipal elections in this area, Sunday shows won once and lost in the other two. In Tobias, Sunday films were voted in, while Strona Stromsburg voted no for the fourth time, and Edgar declared in the negative.

John C. Flinn Goes To Pickford-Lasky

(Continued from page 1)

Sid Silverman, editor and publisher of *Variety*.

Among his duties in the new post will be negotiations for story material and talent. His office will be at United Artists' headquarters.

Flinn entered the business as publicity and advertising director for the original Jesse L. Lasky Producing Co., and went to Famous Players-Lasky in the same position. Later he became vice-president and general manager of Producers' Distributing Corp., in which Cecil B. DeMille was interested.

Emil Jensen, former general sales manager for Inspiration Pictures, Inc., when Charles H. Duell was its president, has been named New York representative of Pickford-Lasky.

Shifts in Personnel Made at Universal

Hollywood, April 21.—In a rearrangement of the Universal executive setup today, Charles R. Rogers elevated Jerry Sackheim to the post of executive assistant to work directly under Rogers as producer contact concentrating principally on story properties. Sackheim received a new long term contract.

The Sackheim post does not conflict with that of Rufus LeMaire who is Rogers' assistant assigned to talent.

Betty Roberts, formerly of RKO, has been engaged as western story editor, and Harry C. Evans, editor of the company's house organ, has taken on the additional duties of talent scout.

Goldsmith Goes to Reliance Pictures

Hollywood, April 21.—Ken Goldsmith concludes his affiliation with Republic as supervisor tomorrow, transferring to Reliance Pictures at RKO to supervise production on "The Last of the Mohicans."

Sue RKO on "Dream"

A suit charging copyright infringement was filed in Federal Court yesterday on behalf of Samuel Shipman and Clara Lipman, playwrights, against RKO Radio Pictures, RKO Distributing Corp. and RKO Studios, Inc. The plaintiffs charge that the defendants stole their play and produced "I Dream too Much" starring Lily Pons. They also set forth that in 1924 they wrote and copyrighted a play entitled "Depends on the Woman" which they submitted to RKO and they further assert that "I Dream Too Much" is actually "Depends on the Woman" with minor variations. The plaintiffs ask for an injunction, an accounting and that all profits plus damages be turned over to them. They also ask for the surrender of the film and scenario of the Pons picture.

Benefit Luncheon Set

The sixth annual spring luncheon of the Milk and Egg League for the Los Angeles Tuberculosis Sanatorium will be held at the Hotel Astor May 5. The organization, which is headed by Mrs. Rose Warner Charnas, has the promises of many celebrities to attend.

A New Record in Holdovers!

22 OPENINGS!

21 HOLDOVERS!

MR. DEEDS GOES TO TOWN...

FLASH! RADIO CITY MUSIC HALL joins coast-to-coast boxoffice parade... sets new Capra-Columbia cleanup for second week at world's largest theatre!

COLUMBIA PICTURES

BALTIMORE ★ MEMPHIS ★ KANSAS CITY ★ FORT WORTH ★ WORCESTER ★ ST. LOUIS ★ DUBUQUE DALLAS ★ SAN FRANCISCO ★ NORTH ADAMS ★ SEATTLE ★ ALTOONA ★ SPRINGFIELD, ILL. ★ SPRINGFIELD, MASS. ★ COLUMBUS ★ BUFFALO ★ AKRON ★ LINCOLN ★ MIAMI

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

OL. 39. NO. 96 NEW YORK, THURSDAY, APRIL 23, 1936 TEN CENTS

G.B. May Hold Funds to Help Consolidation

ay Half-Year Dividend To Go for Purpose

By BRUCE ALLAN

London, April 22.—It is understood re that Gaumont British will not y its usual half-yearly interim diviend, but intends to use the oney available for that purpose to rengthen its cash position in view the plan to effect an amalgamation the various units of Gaumont itish. The plan is said to be very ar completion.

The arrangement, which has been ider consideration for many months, iefly involves theatre companies, it understood, and is basically an inrnal financial consolidation. Over a riod of years Gaumont British has quired numerous theatres, either dividual houses or small circuits. In ost cases the corporate entities of ese companies have been retained, d they have become subsidiaries of aumont, usually with stock particiition arranged. It is the intention w to consolidate these companies. ainsborough Pictures, Ltd., in which aumont is heavily interested, may so be included in the amalgamation.

Lesser Arrives for Distribution Deals

Sol Lesser reached New York om the coast yesterday via a Bosn stopover to arrange distribution the Bobby Breen and "Whispering nith" series to be made by his comny, Principal Pictures. Three in ch group annually figure in Lesser's ans. He expects to be here two eeks.

Not Foy

They tell a story, probably a legend, of the recent Cagney-Warner tilt in the Los Angeles courts. Bryan Foy was called to the witness stand.

"What do you do?" asked counsel.

"I'm a producer," replied the witness.

"What does a producer do?" was next.

"Nothing doing. You are not going to hold me on any vagrancy charges," answered Foy.

Pathe Assessment Possible, Is Report

An assessment of approximately 50 cents a share on the more than 500,000 shares of Pathe Film Co. common stock outstanding to finance the new Grand National Films, Inc., is reported to have been discussed yesterday at a meeting of the board of Pathe.

The stock of Pathe's newly organized producing and distributing company would be distributed to Pathe stockholders who paid the assessment, it is understood. Additional finances up to $100,000 are reported to be available now and negotiations are also under way for more. It is said that neither Pathe nor *Time* will participate directly in the financing of the new company.

Frank F. Kolbe, Pathe president,

(*Continued on page 7*)

M-G-M to Release British List Here

M-G-M's British-made features will be released on the domestic program, according to plans being evolved for their production. Company executives are declared committed to the conviction that whatever studio activity is launched in London should be undertaken with the American market in mind. This, therefore, will apply to the four vehicles lined up, including "Silas Marner," "The Wind and the Rain," "The Yank at Oxford" and "Rage in Heaven." Casts and directorial personnel are expected to be set up by conference between Ben Goetz and Louis B. Mayer when the latter reaches New York shortly.

Pope Is Pleased by Improved Standards

By VITTORIO MALPASSUTI

Rome, April 22.—In yesterday's address to the convention of film and press writers Pope Pius, in a lengthy address, expressed himself as pleased with what public-spirited citizens and Catholic bishops in the United States have done to elevate the standards of motion pictures.

Complete text of the address, available here today, reveals the Pope's extensive knowledge of problems affecting the film industry.

His Holiness deplored "dilettantism" in the films and newspaper criticism of motion pictures, referring to the adverse effects which have been due to "arty" critiques.

Three Developments Near on Television

Three summer developments in connection with television are held to be significant by observers.

First of these will be the probe by the Federal Communications Commission for the purpose of outlining a Government policy for its regulation, already announced. These hearings start June 15.

Second will be the field tests of RCA, scheduled to begin June 29. The Empire State Bld'g. will be used for broadcasts to receiving sets located at

(*Continued on page 7*)

Belief Gains Wanger-Para. Deal Is Near

Expected to Agree With Otterson on Details

That Walter Wanger will remain as an independent producer for Paramount is the general belief of the company's home office officials despite the assertions of Wanger's attorney, Lloyd Wright, that a United Artists' contract for the producer is about ready for signing.

The understanding at Paramount is that Adolph Zukor conferred with Wanger on the basis of a new contract during the former's recent Hollywood visit and that final details are being negotiated by Wanger and John E. Otterson, with Wright contacting both Paramount and United Artists officials here as developments occur on the coast. Some Paramount officials stated yesterday that the Wanger contract would be either closed or agreed upon before Otter-

(*Continued on page 4*)

Woolf Takes on "U" Selling in England

London, April 22.—C. M. Woolf of General Film Distributors, Ltd., has assumed control of Universal's distribution in Great Britain under the terms of the deal in which his company participated in the financing of the purchase of the Laemmle interests through J. Cheever Cowdin and Charles R. Rogers.

The Universal staff in London so far has not been disturbed. Frank Ditcham, "U's" sales chief here, continues in that post as a member of the committee on management.

Dog Bites Boy in Theatre; High Court Blames the Pup

Columbia, S. C., April 22.—When a dog bites a boy in a theatre who's to blame—the dog, the boy or the theatre management? Answer: If the bite takes place in South Carolina, it's the dog's fault, but "there can be no doubt about the duty of the defendant to exercise reasonable care to keep dogs out of its theatre, not alone because some dogs are vicious, but also on account of their known mischievousness," according to Associate Justice E. L. Fishburne in Supreme Court.

This decision came about because 13-year-old Joseph Edward Ferry of Columbia lost a chunk of cuticle from one of his legs while watching a film —or the dog. Whether the dog didn't like the picture or whether it was Ferry that stirred his antipathy was not made clear, but all the witnesses agreed that Ferry was bitten.

His father sued the Carolina Theatre management. A lower court ruled the father was entitled to damages, apparently on the theory that when a dog gets a pain in the neck waiting for a film show to end and a boy gets a pain in the leg, the boy's dad is entitled to collect.

In reversing this verdict Supreme Court Justice Fishburne said: "Although there are thousands of moving picture theatres in this country, attended by millions of people, and although there are in the United States probably a million dogs of every kind, description and station in life, an extended search of the authorities has not brought to light a single case similar to this one."

Never Any Different

Sam Dembow, Jr., now living in Larchmont, gets a sustained kick out of life in the suburbs.

"You know," he said yesterday, "I'm converting my tennis court into a garden. I never knew it was so expensive. The top soil alone will cost me $500. Can you imagine that?"

Up answered Ned Depinet: "You've been selling dirt for all these years. Now you're getting an idea of what it costs."

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 23, 1936 No. 96

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

No New Sales Setup In Reich—Reisman

RKO has no intention at the present or in the near future of establishing its own branches in Germany, but will continue to release its product through various distributing organizations in that country, Phil Reisman, vice-president of RKO Export Corp., declared yesterday. He has just returned from a visit of two months abroad, during which time he went to Great Britain, France, Holland and Belgium.

Reisman said no consideration had been given as yet to a successor to E. D. Leishman, whose resignation as head of RKO distribution in England will become effective May 10. The generally high level of business in theatres reached throughout Europe during the current season is expected by Reisman to be maintained next season.

"Ziegfeld" $18,000 In Its Second Week

The second week of the "Great Ziegfeld" at the Astor Theatre, ending last week, grossed $18,000, while the first week of "Small Town Girl" at the Capitol garnered $31,000.

Purely Personal

DWIGHT TAYLOR, author of "Follow the Fleet" script; MISS LESLIE HOWARD, the actor's daughter, and JOHN W. HICKS, JR., vice-president of Paramount, sailed yesterday on the *Berengaria.* MRS. NATALIE KALMUS of Technicolor is also on board that boat, bound for England, where she will supervise the color on "Lawrence of Arabia" for ALEXANDER KORDA.

•

At The Tavern, these, among others:

NATE BLUMBERG and DAVE LOEW, MARTIN QUIGLEY, GEORGE WEEKS, JACK TROP, JACK HOFFBERG, AL FRIEDLANDER, EMIL JENSEN, JOHN D. CLARK, TRUMAN H. TALLEY, ED SULLIVAN, ED THORGERSEN, LEW LEHR, HARRY LAWRENSON, BUDD ROGERS, ED SCHNITZER, ABE MONTAGUE, HERMAN GLUCKMAN, FRANK BUCK and AL WILKIE.

•

BILL ROBINSON, tap dancer par excellence, arrived yesterday on the Century for a brief vacation, after which he will return to the coast for a role in "Dimples" with SHIRLEY TEMPLE.

•

RICHARD HOUGHTON HEPBURN is a brother of KATHARINE. He is also author of "Behold Your God" which has opened at the Hedgerow Theatre at Moylan-Rose Valley, Pa.

•

HOWARD DIETZ and ARTHUR SCHWARTZ, those two musical comedy collaborators, will have MAX GORDON as their producer on "Between the Devil."

•

ANITA LOUISE was wafted into town yesterday by plane. Accompanied by her mother, she will leave in a few days for a vacation in Europe.

•

BELLE KANTER, former New York newspaper woman and publicist, has been added to the Universal publicity staff in Hollywood.

•

MILDRED WEBER has resigned as talent scout for Warners and will announce a new connection in a few days.

•

ANNA RENOVA in from the coast with a flock of plays in which she will try to interest film producers.

•

RALPH WHITEHEAD, executive secretary of the American Federation of Actors, back from Boston.

•

WILLIAM K. HOWARD and MRS. HOWARD are at the Lombardy. They sail soon for England.

•

JACK ALICOATE, publisher and editor of *The Film Daily,* has returned from California.

•

RUTH CHATTERTON has left these parts in favor of Hollywood once again.

•

RUTH DONNELLY, in from the coast, stays on another week.

•

DOROTHY MACKAILL back from Hollywood.

•

ROSALIE STEWART has left for Hollywood.

MESSRS. JACK, CHARLIE and MAC did very well yesterday, as usual. Aside from those having no direct concern with the celluloid institution, these well known names cluttered "21's" exclusive premises.

NED E. DEPINET and W. G. VAN SCHMUS, getting first hand information on the situation in Europe from PHIL REISMAN, who returned on Tuesday. That was upstairs.

BEN GOETZ, explaining the political situation in England and on the Continent, to BILL GERMAN and SAM DEMBOW. That was downstairs at the bar.

SALLY EILERS and her husband, HARRY JOE BROWN, guests of the JIMMY GRAINGERS. The BROWNS are trying to determine whether or not to go abroad.

JIM MULVEY and FREDDIE KOHLMAR, no doubt talking about matters pertaining to Sam Goldwyn's business.

BOB and LEONARD GOLDSTEIN, more twins than ever. CHARLES HIRLIMAN.

HERB YATES, CAPT. GEORGE BAYNES and CHARLIE PAINE.

WILLARD MCKAY, of course.

•

WILLIAM FISKE of Western Pictures, just returned from England, will leave in a day or two for the coast to confer with HARRY SHERMAN. While here he is talking color picture problems with NICHOLAS LUDINGTON and JACK D. TROP.

•

MME. ROSSIGNOL, mother of CHARLES BOYER, Wanger star, sailed from Havre yesterday aboard the *Champlain* for a vacation with her son in Hollywood.

•

JOHN BEAL will fly to Hollywood this week to start in "M'liss" for Radio. The deal was handled by the William Morris Agency.

•

MRS. NED E. DEPINET, whose recent coast holiday was marred by an annoying, but minor illness, is now fully recovered.

•

JAMES M. BECK, Hays representative in England, has returned to London following a visit here.

•

JOHNNY WALKER came east with the BILL HOWARDS. The latter sail on the *Bremen* for London.

•

DICK HALLIDAY back at his Paramount desk. He's been down with the flu.

•

FRED STONE, recently signed by Radio, reached New York yesterday after a holiday in Florida.

•

HAL WALLIS is due from the coast tomorrow. He is en route to a European vacation.

•

JOSEPH FREEDMAN of National Screen in Buffalo is in town for a few days.

•

VERREE TEASDALE is expected east from the coast shortly.

•

JIMMY COSTON flew back to Chicago last night.

•

BARNEY BALABAN visiting here again.

Reel Houses Abroad Gain, Says Connolly

Theatres showing newsreels exclusively are enjoying an unprecedented popularity abroad, especially in England, according to Jack Connolly, general manager of Pathe News, who has just returned from a four-week visit to Europe. In London alone there are 14 newsreel theatres, and all are doing excellent business, Connolly said. Newsreels are shown on trains in England with considerable success, he said. Reel theatres are doing well also in Paris, where there are eight; in Brussels and in Berlin.

Theatre business in general, Connolly declared, is excellent in England, but very weak in Paris, chiefly because of the unsettled political conditions in France. Connolly visited London, Paris and Berlin, and arranged for more effective coverage of Austria and the Balkan States, the material from which area will continue to clear through the Paris office of Pathe News. The arrangement heretofore in effect in that territory had not been satisfactory, he said.

S. E. C. Probes Deals In Sonotone Shares

WASHINGTON, April 22.—Stock trading in the securities of the Sonotone Corp., is under investigation by the Securities and Exchange Commission, it was learned here today. Questionnaires have been sent to brokers asking for reports on trading in the securities by their clients.

At the offices of the commission it was explained that a standing rule prohibits the discussion of such investigations unless and until they reach a stage where hearings are ordered, to avoid the possibility of endangering the position of the company concerned, which may not be involved in the inquiry. Numerous such studies are being made all the time, it was pointed out, and usually concern manipulation of stocks by outside interests not connected with the companies.

Copyright Drafters Chosen by Sirovich

WASHINGTON, April 22.—Personnel of the subcommittee to have charge of the drafting of the new copyright legislation was announced today by Representative Sirovich of New York, chairman of the House Patents Committee.

As predicted last week, the subcommittee will be headed by Representative Lanham of Texas and will consist of Congressmen Deed of Georgia, O'Malley of Wisconsin, Kramer of California, Daly of Pennsylvania and Barry of New York, Democrats, and Perkins of New Jersey, McLeod of Michigan, Hartley of New Jersey and Risk of Rhode Island.

The subcommittee will meet tomorrow in executive session to attempt to work out a schedule for its work.

Labor Talks Drag On

Slight progress in negotiations of new wage and hour pacts for studio unions was reported by Pat Casey, producers' labor representative, following yesterday's meeting of union heads and the producers' labor committee. The meeting will be resumed today with indications that final agreements are still a few days away.

THE PICTURE OF THE WEEK

Favorably received in its initial pre-release engagement at the New York Strand, Warner Bros.'

"I MARRIED A DOCTOR", with PAT O'BRIEN and JOSEPHINE HUTCHINSON

ranks high in the week's screen product by virtue of the 'superb' performances of its star-team, the daringly dramatic story by Sinclair Lewis, the 'exceptional' supporting portrayals of Ross Alexander, Guy Kibbee, Louise Fazenda, the 'masterly' direction of Archie Mayo, and what *Variety Daily* aptly calls 'the sweet box-office prospects' of the entire production. Released April 25th.

Belief Gains Wanger-Para. Deal Is Near

(*Continued from page 1*)

son returns to New York. At present, he is scheduled to leave the coast tomorrow night.

Final papers in the deal by which Emanuel Cohen, former Paramount production head, returns to the company as an independent producer making eight pictures annually for three years had not been signed yesterday, the company stated, although actual closing of the deal is expected momentarily. Indications are that Cohen will produce at General Service Studios, it was said.

Depending upon the completion of the pending Wanger and Cohen deals, approximately half of Paramount's 60 to 65 pictures for next season would come from independent producers with the remainder made by the regular studio staff under William LeBaron. There would be eight from Cohen, about 10 from Wanger, six from Harry Sherman, four from Frank Lloyd and four to six from Ernst Lubitsch. The balance would be contributed by Arthur Hornblow, Benjamin Glazer, Henry Henigson, A. M. Botsford, Lew Gensler, Al Lewis, E. Lloyd Sheldon, Harold Hurley, Ben Hecht and Charles MacArthur.

Para Board to Get Report

Paramount's financial report for 1935 is scheduled to be presented to the regular meeting of the company's board today. Indications are that important changes in the personnel of the executive and finance committees may occur at the meeting. The post of the late Gerald Brooks on the executive committee may be filled today from the present directorate, although it is not expected that any successor to Brooks on the board will be named.

The death of Brooks left Robert K. Cassatt as the only Paramount director serving a one-year term on the board. With Cassatt's term expiring in June, it is not expected that the one-year group of directors will be continued as the aims of the Paramount reorganizers contemplated a small, compact board with those elected to one-year terms regarded as furnishing representation only for groups whose Paramount holdings would be liquidated within that time.

Producing Managers To Meet Again Today

A general membership meeting of the League of N. Y. Theatres, producing managers' organization, is scheduled for today to discuss further the use of the managers' new contract with playwrights. The managers recently pledged themselves to the exclusive use of the contract until such time as the Dramatists' Guild modifies the new agreement which it placed in effect on March 1. The contract committee of the league met yesterday.

German Army in Film

Berlin, April 22.—The German army is to be used for the first time in a film to be called "Treason."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Forgotten Faces"

(*Paramount*)

Hollywood, April 22.—Offering only occasional relief from sombre drama audience appeal, this picture will be limited in its appeal to those seeking grim entertainment when word of the nature of its story passes.

Herbert Marshall, cast as a gambler, slays Alan Edwards, the lover of his wife, Gertrude Michael. Before giving himself up to James Burke, a police sergeant and close friend, Marshall arranges to have his infant daughter adopted. Years later Marshall obtains his parole and, when he learns that Miss Michael is about to blackmail his daughter's foster parents, a battle of wits between husband and wife follows, ending when Miss Michael kills Marshall and then commits suicide.

The direction of E. A. DuPont concentrates on the dramatic elements. Marguerite Roberts, Robert Yost and Brian Marlow have made good adaptations of the Richard Washburn Child story, contributing some excellent dialogue. The performance of Miss Michael is her best to date and supporting performances by Jane Rhodes as the daughter and Robert Cummings as her fiance stand out in the cast which includes Pierre Watkin, Arthur Hohl and Robert Glecker. The A. M. Botsford production is mostly restrained. The fatherly love appears as the best exploitation angle.

Production Code Seal No. 2,167. Running time, 72 minutes. "G."

Looking 'Em Over

"Roaming Lady"

(*Columbia*)

An ineffectual story which seeks to combine romance and fast-moving action, scattered over a considerable portion of the globe, this picture emerges as routine, suitable chiefly for a double bill program. It has action and romance, but the basic theme is rather far-fetched, and in general the story is not worthy of the leaders in the cast, Ralph Bellamy, Fay Wray and Ed Gargan.

The screen play by Fred Niblo, Jr., and Earle Snell, tells of the wild daughter of wealth, Miss Wray, in love with Bellamy, flying instructor. When Bellamy annoys Miss Wray's father, he has him fired and then signed as part of a flying unit to protect Chinese oil interests. En route with Gargan, Bellamy finds Miss Wray as a stowaway. The ship is captured by agents of the Chinese opposition general, and the three are held as hostages in a Chinese encampment of dubious location.

Bellamy's attempts to effect an escape are twice spoiled by Miss Wray, who does not realize that his actions toward her are to confuse their captors. Eventually, however, and with considerable excitement, the escape is made, Gargan and Miss Wray in a car and Bellamy bombing and gunning the pursuit in a plane. Albert S. Rogell directed.

Production Code Seal No. 1,965. Running time, 69 minutes. "G."

"Captain January," tomorrow's opener at the Capitol, was previewed by Hollywood wire Jan. 31.

"The Amateur Gentlemen," previewing at the Roxy tonight, was also covered from the coast Feb. 4.

"Special Investigator," which opens at the Rialto tonight, was reviewed April 14.

Kentuckians Oppose 10% Ticket Tax Bill

Louisville, April 22.—Strong opposition to the proposed 10 per cent ticket tax has developed among exhibitors. The tax measure is one of several which have been proposed by Gov. A. B. Chandler to the General Assembly.

Fred Dolle of the Fourth Avenue Amusement Co., and Sam Switow, owner of a string of houses in Kentucky and Indiana, have been chosen to confer with legislators. Indications are that a compromise will eventually be reached.

Much Talent for Ampa

Belle Bart, astrologist, will be one of the entertainers at the Ampa meeting at the Astor today.

Others who will be present will be Buddy Rogers, Cookie Bowers, Julie Lang, Gus Edwards, Ed Lowry, Valerie Eaton and Fred Stone.

Leserman Faces Surgeon

Carl Leserman, newly appointed general sales manager of Grand National Films, Inc., will undergo an operation on the gall bladder at the New Rochelle Hospital today.

Variety Club

Detroit

Detroit, April 22. — Members of Variety Club were guests at a luncheon of the Caravan Shrine Club in the Hotel Book-Cadillac, when the Shriners pledged their support for the Variety ball on Saturday.

A definite program for the ball will be announced this week by William Carlson, chairman of the entertainment committee. Frank A. Wetsman, chairman of the ticket committee, reports several hundred reservations.

Tapernoux Returns With French Films

Encouraged by the success of "La Maternelle" throughout the country and in Canada, John S. Tapernoux, distributor of French films, who recently returned from France with a new line of pictures, will pursue his efforts to make the general film-going public French-picture conscious.

Tapernoux will distribute his films to "little" theatres and arrange advance dates and tieups with colleges where French is taught and arrange for special showings in college theatres and regular houses.

The pictures for which Tapernoux has signed American distribution contracts include three Marcel Pagnol productions, "Angele," "Toni" and "Merlusse." The last named is having a successful run in London. Albert Prejean, who appeared in "Under the Roofs of Paris," will be seen again in "L'Or Dans La Rue." Danielle Darrieux, who is listed as the most popular star in France, will be presented in "Mademoiselle Mozart," a musical. Also to be released here are "Jeunesse," "La Marmaille" and "Maternite."

The photographic record of the two Citroen-Haardt motor expeditions across Asia and Africa will be the most ambitious of the lot. Known as "La Croisiere Jaune" and "La Croisiere Noire," these are said to be the only films of their kind ever made.

Tapernoux, before leaving Paris, was commissioned by French scientific and sporting societies to present to Maynard Owen Williams, of the National Geographic Society and historian of the motor expeditions, honors they had conferred on him abroad.

Benefits Raise $5,000

Memphis, April 22. — The benefit shows staged under auspices of M. P. T. O. of Arkansas, Mississippi and Tennessee for *The Commercial Appeal*-Red Cross Tupelo Tornado Fund are expected to add approximately $5,000 to the $50,000 already raised.

A preliminary report revealed that 40 theatres had turned in $2,600 in actual cash. About that same number had not reported.

Lawrence Recovering

Kansas City, April 22. — Lowell Lawrence, film critic of the *Kansas City Journal-Post,* is recovering from pneumonia at Research Hospital here.

His First Inspection

E. C. Grainger, now officially functioning with Feiber & Shea, has left on a swing around the circuit's houses. He returns in about 10 days.

"DYNAMITE! BELLY LAUGHS FROM BEGINNING TO END!" *It's slanderous!*
"SUREFIRE COMEDY! EXCELLENT ENTERTAINMENT!" *I'll sue 'em!*
"EXCEPTIONALLY HIGH LAUGH AVERAGE!" *They can't do this to us, boys!*

FILM DAILY

(A-1 Plus)

Dynamite! A full house roared at perfectly-timed gags. The piece is heavily accented by belly laughs from beginning to end.

MOTION PICTURE DAILY

A sure fire comedy, this one should certainly be found enjoyable. Excellent entertainment.

VARIETY

The Three Stooges, plus excellent direction by Preston Black, give this two-reeler an exceptionally high laugh average. It's comedy for both grownups and children.

3 STOOGES

nuts to you . . . but dough at the box office in

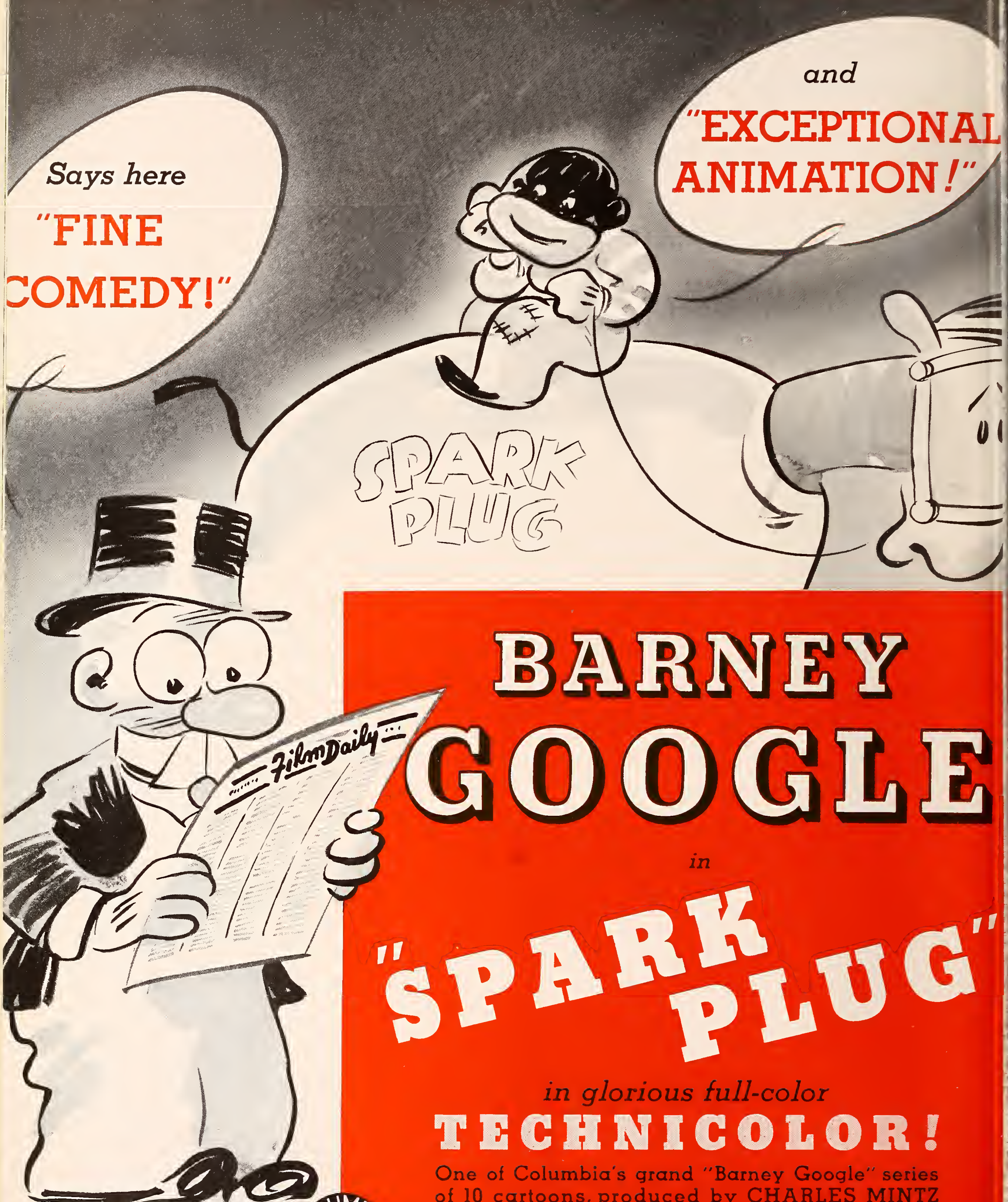
"ANTS IN THE PANTRY"

Directed by Preston Black

One of Columbia's famous series of 2-reel comedies starring the Stooges, Andy Clyde, Leon Errol, Harry Langdon, Radio Rogues, Edgar Kennedy and Monte Collins and many others!

A COLUMBIA COMEDY

. . . AND ANOTHER GREAT SHORT!


Says here "FINE COMEDY!"
and "EXCEPTIONAL ANIMATION!"
SPARK PLUG
Film Daily

BARNEY GOOGLE

in

"SPARK PLUG"

in glorious full-color

TECHNICOLOR!

One of Columbia's grand "Barney Google" series of 10 cartoons, produced by CHARLES MINTZ

OTHER TECHNICOLOR SERIES
8 COLOR RHAPSODIES
6 Black & White SCRAPPYS
6 Black & White KRAZY KATS

From the Famous Comic Strips by BILLY De BECK . . . COURTESY OF KING FEATURES SYNDICATE

Final Details Set In "January" Suit

Final details of the out-of-court settlement of the suit of L. C. Page & Co., Boston publishers, against Twentieth Century-Fox over screen rights to "Captain January" were carried out in Federal court yesterday. Stipulations covering the settlement were filed by attorneys.

During the day an order was handed down by the Circuit Court of Appeals reversing the order of the District Court which had denied a preliminary injunction to the plaintiffs and directing that the plaintiffs be granted an injunction against exhibition of the picture.

Du-Art Complaint Dismissed

U. S. District Judge Robert P. Patterson yesterday dismissed the complaint in a suit brought by Du-Art Film Laboratories, Inc., and Arthur Gottlieb against Consolidated Film Industries, Inc. The court ruled that the plaintiffs' complaint did not reveal a cause of action.

The plaintiffs charged the defendant with wrongful interference with contracts made with the U-Film Laboratories whereby the latter leased premises and equipment from the Du-Art Film Laboratories and agreed to employ Gottlieb as manager. In the contracts U-Film Laboratories also agreed that all film developing work in New York required to be done by Universal Pictures Corp. should be done on the leased premises. It was charged that Consolidated Film Industries, Inc., conspired with and coerced Universal to evade and repudiate the agreements. Judge Patterson gave the plaintiffs 20 days in which to serve an amended complaint.

Lazarus, Streimer Testify

Testimony to the effect that the sales office of United Artists used no more effort to promote "Tumbleweeds" than any other picture during the year of its exhibition was offered in N. Y. Supreme Court yesterday in connection with the $500,000 conspiracy suit brought by William S. Hart against U. A. Paul Lazarus and Moe Streimer were the principal witnesses before Justice Philip J. McCook and a jury. Both testified that they expended more efforts to exploit "Tumbleweeds" than any other picture.

On cross-examination Streimer said that "Tumbleweeds" grossed $29,283 at the Strand here during the week of Dec. 20, 1925. Hart's attorney made considerable capital of this admission. Witnesses for the defendant denied that "Tumbleweeds" was part of a block booking arrangement at any time. It was intimated that the trial will last for the remainder of the week.

Answers Filed in K. C. Suit

Kansas City, April 22.—Distributor defendants in the Federal court conspiracy action brought by Emanuel Rolsky and other local independent theatre operators against Fox Midwest and distributors have filed an answer denying all the important allegations in the plaintiffs' petition, asking for a final decree against the plaintiffs in addition to the assessment of court costs. The case probably will be heard about the end of April.

The independents had sought an injunction against Fox Midwest and all major distributors, charging that the clearance and zoning schedule in the Kansas City territory constitutes a conspiracy against the independents. Judge Merrill E. Otis in Federal court on March 29 denied the plaintiffs' application for a temporary injunction. A few days ago Fox Midwest filed a motion separate from the distributors asking dismissal of the suit on the grounds of a misjoinder of plaintiffs and insufficient cause of action.

Warners Ask New Hearing

Los Angeles, April 22.—Preston and Files, Warner attorneys, today argued before Judge Charles I. Bogue for a new hearing in the James Cagney contract case. A decision is expected in a couple of days.

RCA Files Cross Bill

Wilmington, April 22.—A cross bill was filed by Radio Corporation of America in Chancery Court here today in the action instituted against it last May by the Philadelphia Storage Battery Co. Hearing is set for September 14.

RCA in its bill maintains that all royalties paid by the Philadelphia company were properly paid and justly due and that the latter concern has failed to pay all of the royalties due. It alleges that the battery concern sold large quantities of apparatus, licensed under terms of the license agreement, to Philco Radio and Television Corp., its subsidiaries and Transitone Automobile Radio Corp.

RCA further alleges that the Philadelphia company has violated the article of agreement that forbids the licensee to assign, transfer or divide license without consent of RCA and that it has failed to compute royalties in accordance with the agreement.

RCA asks that Philadelphia Storage Battery Co. be adjudged as having failed to pay royalties in accordance with the agreement, that it is in default and that it be required to account for the full amount up to the date on which the agreement might be terminated.

Many Houses in Drive

More than 3,000 theatres have pledged assistance to the Will Rogers Memorial Fund drive, May 22-28, according to Major L. E. Thompson, chairman. Among them are many independent houses, he says, as well as the principal circuits.

Kent, Schenck Sailing

Sidney R. Kent, president, and Joseph M. Schenck, chairman of the board of Twentieth Century-Fox, sail on the *Ile de France* today. Among other intentions is one of attending a company sales convention in London.

Levine Leaves Coast

Hollywood, April 22.—Nat Levine will leave for Kansas City by plane Friday for production conferences with Herbert J. Yates and W. Ray Johnston.

Talk New Astor Lease

New leases on the Astor and Bijou, which were recently acquired by City Investing Co. at foreclosure, are being negotiated by S. S. Krellberg.

Films 40 Years Old

Forty years ago today at Koster & Bials Music Hall in Herald Square life-size motion pictures were shown to the public for the first time. They were Edison pictures originally intended for peep shows, projected by the Armat Vitascope. During the succeeding 10 years vaudeville houses paid little attention to them. Then pictures began to grow.

Details of the highlights of film development are given in the current issue of *Motion Picture Herald* out today by Terry Ramsaye, editor, who wrote "A Million and One Nights," first history of the industry. In addition to an editorial by Ramsaye *The Herald* has a four-page layout of pictures commemorating the anniversary.

Connecticut ITO To Become Allied Unit

The newly organized Independent Theatre Owners of Connecticut will affiliate with Allied, Nathan Yamins said today. He spoke before the unit yesterday at New Haven.

"We never have had a unit in Connecticut," Yamins said. He returned to Fall River last night after a two-day visit here.

"Plans for the coming year will be the highlight of the Cleveland convention," Yamins said. "We are waiting to see what happens to the Pettengill bill, and this will determine our policy for the future."

N. W. Allied for Cancellation

Omaha, April 22.—Allied of the Northwest is in favor of a 25 to 33 per cent cancellation privilege on all contracts. A stand in favor of these limits was taken at a meeting of the board of directors.

The decision was part of a seven-point trade practice program and a five-point legislative program.

The board also went on record as opposed to the publication of box-office figures in trade papers because "they are inflated and not a true picture of the business."

Leo Wolcott of Ildora, Ia., president, said the Legion of Decency seemed to be slipping and that Allied hopes to do all in its power to keep the screen fit for family patronage.

Brill Joining Rosener

Dave Brill, general sales manager of Principal Films here, has resigned, effective Saturday, to become associated with the Herbert Rosener Enterprises, which operate theatres on the coast and distribute foreign product. Brill will handle the distribution in all territories except the coast, and plans to open several houses in the east for Rosener.

Evelyn Schlaifer Better

Omaha, April 22.—Evelyn Schlaifer, wife of Charles Schlaifer, advertising manager of the A. H. Blank theatres in Nebraska, has recovered from an illness of two weeks.

Pathe Assessment Possible, Is Report

(*Continued from page* 1)

leaves for Europe today to be gone six weeks or two months.

Charter Grand National

Dover, Del., April 22.—Grand National Distributing Corp., has been incorporated here, listing capital of $5,000. The incorporators were Alfred McCormack, George G. Taylor and Robert C. Sonneman, all of New York.

Awarded Ruling on Claim

An arbitrator's decision holding a $240,000 obligation of the Van Beuren Co. to Pathe to be due and payable was handed down yesterday by Theodore Kiendl of the law office of Davis, Polk, Wardwell, Gardiner & Reed, who acted as arbitrator.

The Van Beuren obligation represented advances made by Pathe which the latter company claimed became due and payable on March 1. Van Beuren's contention was that the obligation renewed itself for another year when no demand for payment was made by Pathe on the due date. The arbitrator's decision in Pathe's favor was discussed yesterday by the board of that company with a view to taking further action. It is expected that Van Beuren will seek an extension of the old agreement or make arrangements for deferred payments of another sort.

Three Developments Near in Television

(*Continued from page* 1)

various places in New York City.

Third will be a daily broadcast of newsreel items in England by the British Broadcasting Corp., which are scheduled to get underway July 1.

In its current issue *Motion Picture Herald* estimates there is a potential $8,000,000,000 market for television apparatus.

Jersey Relief Bond Issue Being Urged

Trenton, April 22.—A determined movement to use the proposed amusement tax to amortize a large bond issue for relief was noted today among Democratic legislators. Their plan is for a $60,000,000 issue of 10-year serial bonds.

If the plan is successful, the tax, if passed, would have to remain in force for 10 years, the entire life of the bond issue. As the tax bill now stands, it becomes effective on May 16, if passed, and would be inoperative after June 30, 1937.

Democratic leaders said that the $7,500,000 estimated yield of the amusement levies would be sufficient for interest and amortization of the 10-year bond issue. They will present their program next week in the Assembly if support can be obtained from the various Democratic county leaders.

Providence Greets Eddy

Providence, April 22. — Nelson Eddy was royally received at his Metropolitan Theatre concert here. The film and radio star's home town is neighboring Pawtucket.

"Small Town" Kansas City Hit, $19,700

KANSAS CITY, April 22.—"Small Town Girl" was big time at Loew's Midland, taking $19,700 to top par by $8,200.

"Captain January" did $10,900, $6,000 over normal in nine days. The picture was held.

The Tower went to town with "Mr. Deeds," and held the picture a second week after it had gone over $7,000 par by $3,000.

"13 Hours by Air" pulled better than average at the Newman with $8,000, $1,000 over the usual score. "The Singing Kid" felt the competition, however, taking $6,800, $1,200 under average.

Total first run business was $55,400. Average is $38,000.

Estimated takings:

Week Ending April 16:

"THE SINGING KID" (F. N.)

MAINSTREET—(3,100), 25c-40c, 7 days. **Gross:** $6,800. (Average, single bills, $8,000)

"SMALL TOWN GIRL" (M-G-M)

MIDLAND—(4,000), 25c-40c, 7 days. **Gross:** $19,700. (Average, $11,500)

'MR. DEEDS GOES TO TOWN" (Col.)

TOWER—(2,200), 25c-35c, 7 days. Stage: Frank Conville & Sunny Dale, The Three Jackson Boys, Norma & Orville Dietrich, and Evans Thomas. **Gross:** $10,000. (Average, $7,000)

Week Ending April 17:

"13 HOURS BY AIR" (Para.)

NEWMAN—(1,900), 25c-40c, 7 days. **Gross:** $8,000. (Average, $7,000)

"CAPTAIN JANUARY" (20th-Fox)

UPTOWN—(2,000), 25c-40c, 9 days. **Gross:** $10,900. (Average, 9 days, $4,900)

"Pine" Is $15,000 Top in Providence

PROVIDENCE, April 22.—"The Trail of the Lonesome Pine" caught $15,000 in its opening week at the Strand, where the gross is but $6,500 ordinarily. The take was by far the biggest in town, although Loew's caught a neat $14,800 with "Small Town Girl" and "The Garden Murder Case." Par is $12,000.

All of the theatres in the downtown belt were over average, however, due to the influence of Easter week and excellent attractions.

"The Singing Kid," at the Majestic, was strong at $8,800, which was $1,800 to the good, and "Sutter's Gold" at the RKO Albee was $500 over, garnering $7,500. Fay's, with "Snowed Under" and a stage revue, exceeded the $7,000 take by $300.

Total first run business was $53,400. Average is $39,500.

Estimated takings for the week ending April 16:

"TRAIL OF THE LONESOME PINE" (Para.)

STRAND — (2,300), 15c-40c, 7 days. **Gross:** $15,000. (Average, $6,500)

"SNOWED UNDER" (F.N.)

FAY'S—(1,600), 15c-40c, 7 days. Stage: "The Easter Parade Revue." **Gross:** $7,300. (Average, $7,000)

"SMALL TOWN GIRL" (M-G-M)
"THE GARDEN MURDER CASE" (M-G-M)

LOEW'S STATE — (3,800), 15c-40c, 7 days. **Gross:** $14,800. (Average, $12,000)

"THE SINGING KID" (F.N.)

MAJESTIC—(2,400), 15c-40c, 7 days. **Gross:** $8,800. (Average, $7,000)

"SUTTER'S GOLD" (Univ.)
"MIMI" (Alliance)

RKO ALBEE—(2,300), 15c-40c, 7 days. **Gross:** $7,500. (Average, $7,000)

"Singing Kid" And Band Hub Lead, $29,000

BOSTON, April 22.—A combination of "The Singing Kid" and Ray Noble and his band took box-office honors here on the week by going to $29,000, above par by $7,000, at the Metropolitan.

"Mr. Deeds Goes to Town" and "Garden Murder Mystery," double billed at Loew's Orpheum and the State, gave those two houses the biggest Sunday in years. The take at the former was $14,000, up by $1,000, and at the latter it was $12,500, over par by $500. "The Leathernecks Have Landed," with Buddy Rogers and his band, drew well at the RKO Boston with $18,000.

Total first run business was $93,500. Average is $87,000.

Estimated takings for the week ending April 17:

"RHODES" (G. B.)
"SNOWED UNDER" (F. N.)

FENWAY—(1,382), 30c-50c, 7 days. **Gross:** $4,000. (Average, $4,500)

"CAPTAIN JANUARY (20th-Fox)

KEITH'S MEMORIAL—(2,907), 25c-65c, 7 days. **Gross:** $10,000. (Average, $12,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"GARDEN MURDER MYSTERY" (M-G-M)

LOEW'S ORPHEUM—(2,970), 25c-55c, 7 days. **Gross:** $14,000. (Average, $13,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"GARDEN MURDER MYSTERY" (M-G-M)

LOEW'S STATE—(3,537), 25c-55c, 7 days. **Gross:** $12,500. (Average, $12,000)

"SINGING KID" (F. N.)

METROPOLITAN—(4,332), 35c-65c, 7 days. Stage, Ray Noble and his band. **Gross:** $29,000. (Average, $22,000)

"RHODES" (G. B.)
"SNOWED UNDER" (F. N.)

PARAMOUNT—(1,793), 25c-50c, 7 days. **Gross:** $6,000. (Average, $7,000)

"LEATHERNECKS HAVE LANDED" (Republic)

RKO BOSTON—(3,246), 35c-65c. 7 days. Stage: Buddy Rogers & band. **Gross:** $18,000. (Average, $17,000)

Wall Street

Board Gains Range ⅛ to 4 Points

	High	Low	Close	Net Change
Columbia, vtc ...	35⅞	35⅞	35⅞	+ ⅞
Consolidated	5¼	5	5¼	+ ¼
Consolidated, pfd.	17⅛	17⅛	17⅛	+ ⅛
Eastman	164	164	164	— ¾
Eastman, pfd.....	163½	163½	163½	— ½
Loew's, Inc.	44¾	43⅞	44⅜	+1
Paramount	8¼	8	8⅛	+ ¼
Paramount 1 pfd.	65¾	62¼	65¾	+4
Paramount 2 pfd.	9⅜	9	9⅜	+ ½
Pathe Film	10¾	10⅛	10⅝	+ ¼
RKO	6⅛	5⅞	6	.....
20th Century-Fox	26¼	26	26	.....
20th Century, pfd	34	33⅝	33⅝	— ⅛
Universal, pfd ...	100¼	98½	100	.....
Warner Bros. ...	10½	10	10½	+ ½
Warner, pfd	47½	46½	47½	+ ½

Technicolor Up 1 on Curb

	High	Low	Close	Net Change
Sonotone	3	2⅞	2⅞	— ⅛
Technicolor	30	28¾	30	+1
Trans-Lux	3¾	3¾	3¾	.....

Substantial Bond Increases

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ..	26½	26¼	26½	+ ½
General Theatre Equip 6s '40 ctf	27	26⅜	27	+ ⅝
Keith B. F. 6s '46	94	94	94	.....
Paramount Pict. 6s '55	85¼	84	85	+1
RKO 6s '41 pp...	65½	65½	65½	+ ½
Warner Bros. 6s '39 wd	94½	93½	94¼	+ ¾

(Quotations at close of April 22)

Brutality Taboo

Hollywood, April 22.—The Production Code Administration has indicated to producers that political censor boards, in this country and Europe, have recently been eliminating all shots suggesting excessive brutality. Shots showing or suggesting whipping or lashing, in particular, are being eliminated entirely, it is pointed out.

"Sutter's Gold" Is Smash in Buffalo

BUFFALO, April 22.—"Sutter's Gold" led the Easter Week parade here. It drew $12,000 to the Lafayette, double par.

"The Singing Kid" was good for $11,300 at the Great Lakes, where $7,300 is average. Every house in town did well during the holidays.

"The Great Ziegfeld," first roadshow in five years, was a sensation in its first week at the Erlanger, drawing an approximate $7,200. Prices at the house, with a capacity of 1,450, were 50c, 75c and $1.00 matinees, and $1.50 top for evening performances.

Total first run business was $54,800. Average is $42,000.

Estimated takings for the week ending April 19:

"CAPTAIN JANUARY" (20th-Fox)

BUFFALO — (3,000), 30c-50c, 7 days. **Gross:** $15,000. (Average, $12,000).

"PETTICOAT FEVER" (M-G-M)

HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $7,500. (Average, $7,300)

"THE SINGING KID" (W. B.)

GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $11,300. (Average, $7,300)

"THE LEATHERNECKS HAVE LANDED" (Republic)
"DANCING FEET" (Republic)

CENTURY — (3,000), 7 days. **Gross:** $8,000. (Average, $5,800)

"SUTTER'S GOLD" (Univ.)

LAFAYETTE — (3,300), 25c, 7 days. **Gross:** $12,000. (Average, $6,000)

"RETURN OF JIMMY VALENTINE" (Republic)

STATE — (1,600), 15c-25c-35c, 7 days. Stage, "Circus Days" revue. **Gross:** $4,000. (Average, $3,600)

"Snowed Under" Is Oklahoma City Top

OKLAHOMA CITY, April 22.—"Snowed Under" with a take of $2,000 at the Capitol was the only film to hold up to average last week.

"Captain January" ran a close second at the Criterion by getting $4,800, under par by $200. "Dangerous Waters" and a stage show at the Liberty took $2,300 in four days.

Total first run business $12,600. Average is $14,000.

Estimated takings for the week ending April 18:

"CAPTAIN JANUARY" (20th-Fox)

CRITERION—(1,700), 10c-20c-36c-55c, 7 days. **Gross:** $4,800. (Average, $5,000)

"SINGING KID" (F. N.)

MIDWEST—(1,500), 10c-26c-36c-56c, 7 days. **Gross:** $3,000. (Average, $4,000)

"SNOWED UNDER" (F. N.)

CAPITOL—(1,200), 10c-20c-26c-36c-41c, 7 days. **Gross:** $2,000. (Average, $2,000)

"DANGEROUS WATERS" (Univ.)

LIBERTY—(1,500), 10c-20c-26c-41c, 4 days. **Gross:** $2,300. Stage: Town Scandals featuring Wally Vernon as M. C. (Average for week, $3,000)

"WOMAN TRAP" (Para.)

LIBERTY—(1,500), 10c-20c-26c-36c, 3 days. **Gross:** $500. (Average week, $3,000)

"Small Town" Only Grosser In Pittsburgh

PITTSBURGH, April 22.—"Small Town Girl" was about the only attraction to demonstrate strength last week. It reached $15,000 at the Stanley, over normal by $3,000.

"Murder in the Moonlight" and "Silly Billies" was slightly over par with a take of $1,600 at the Regent, and a combination of "Dangerous Waters" and "Ladies Crave Excitement" managed to get $2,200 at the Casino, but elsewhere business was off.

Total first run grosses were $36,000. Average is $36,000.

Estimated takings for the week ending April 16:

"DANGEROUS WATERS" (Univ.)
"LADIES CRAVE EXCITEMENT" (Mascot)

CASINO—(1,800), 20c-25c, 7 days. **Gross:** $2.200. (Average, $2,000)

"SNOWED UNDER" (F. N.)
"WOMAN TRAP" (Para.)

DAVIS—(1,700), 25c-40c, 7 days. **Gross:** $2,500. (Average, $3,500)

"THE SINGING KID" (W. B.)

PENN—(3,300), 25c-40c, 6 days. **Gross:** $10,000. (Average, 7 days, $12,000)

"MURDER IN THE MOONLIGHT" (M-G-M)
"SILLY BILLIES" (Radio)

REGENT—(800), 25c-40c, 7 days. **Gross:** $1,600. (Average, $1,500)

"SMALL TOWN GIRL" (M-G-M)

STANLEY—(3,600), 25c-40c, 6 days. **Gross:** $15,000. (Average, 7 days, $12,000)

"BIG BROWN EYES" (Para.)
"LOVE ON A BET" (Radio)

WARNER—(2,000), 25c-40c, 7 days. **Gross:** $3,700. (Average, $5,000)

New Union Talk Is Set

Another conference will be held tomorrow between a committee of Local 802, A.F.M., headed by William Feinberg, union vice-president, and a committee representing the music publishers, headed by John G. Paine of the Music Publishers' Protective Ass'n, in an effort to settle the union strike against the music publishers. The meeting will be held in Paine's office. The union is demanding recognition and acceptance by the publishers of a minimum wage scale.

Pick 2 New 'U' Managers

James R. Grainger has named two new branch managers for Universal exchanges. Walter S. Quade, salesman at the Oklahoma City office, has been put in charge. He succeeds R. I. Payne, resigned, who has become an exhibitor with the Griffith Enterprises.

Charles Feldman has been named branch manager at Salt Lake City as successor to Jack Rue, resigned.

G. M. Show in Georgia

ATLANTA, April 22. — General Motors show, a caravan consisting of 31 automobiles, has just finished a five-day show here and is moving northward with Fort Benning the next stop, with Augusta and numerous stops in the Carolinas to follow.

Engineer Bill Advanced

ALBANY, April 22.—The Senate today passed and sent to the Assembly the N. A. O'Brien bill providing for one day of rest in seven for engineers and firemen employed in theatres.

Loving Mother!
Cold-Blooded Murderess!
which is she?

Paramount brings to the American screen for the first time the sensational English actress, **MADELEINE CARROLL**, co-starred with **GEORGE BRENT** in Arthur Somers Roche's famous Collier's Magazine story, "THE CASE AGAINST MRS. AMES," with Arthur Treacher and Alan Baxter. Directed by William A. Seiter. A Walter Wanger Production.

Paramount Pictures

REPUBLIC'S

Gene Autry

REPUBLIC PICTURES

with
SMILEY BURNETTE
and "CHAMPION"
•
Directed by
MACK WRIGHT
Original Story by
OLIVER DRAKE
Screenplay by
OLIVER DRAKE
DORRELL McGOWAN
STEWART McGOWAN

IN "COMIN' ROUND THE MOUNTAIN"

BOOKED FIRST RUN

IN

FOX THEATRE
BROOKLYN, N. Y.
•
CENTER THEATRE
DENVER, COLO.
•
GRAND OPERA HOUSE
ST. LOUIS, MO.
•

SMALL WONDER EXHIBITORS RAISE THEIR OWN RENTALS VOLUNTARILY!

From All Over Showmen Are Boosting Their Rentals Anywhere From 33% to 43%. . . . And Everywhere the Autry Pictures Are Being Shown In Theatres Where Westerns Were Never Shown Before. . . . Be Kind to Your Box-office—date in This Series **TODAY!**

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

)L. 39. NO. 97 NEW YORK, FRIDAY, APRIL 24, 1936 TEN CENTS

. R. Grainger Signs Anew as "U" Sales Top

ontract Reported to Run Three Years

ames R. Grainger yesterday ned a new contract to continue as ieral sales anager of iiversal for a oorted period three years ginning May His current ct expires in ine. The reement was awn by Wil- d S. Mc- iy, general insel of Uni- rsal, and by ul E. Rog- s, acting ,for ainger.

'Jimmy Grainger," said R. H. chrane, president of the company, commenting on the deal, "is one

(*Continued on page 9*)

lollywood Tribute Given to Laemmle

By MILT WATT

HOLLYWOOD, April 23.—More than 00 friends of Carl Laemmle owded the Ambassador Hotel Flortine Room last night at the Carl emmle testimonial dinner sponsored the Academy to applaud the rise of little gray-haired man who trans-med $50 into one of the largest film ganizations in the world.

Toastmaster Irving Thalberg, one-

(*Continued on page 9*)

'homas at Work on Distribution Deals

Harry Thomas will enter the inde-ndent distribution field on his own thin the next few weeks, it is re-bly reported. He is understood to negotiating for a series of features the state right market.

Thomas yesterday completed nego-tions for his contract and 10 per nt interest in First Division. His ct as president of the company had til August to run.

Although Al Friedlander has been ported about to join forces with

(*Continued on page 9*)

Mysterious Mr. Fortington; The Enigma of Paramount

By SHERWIN A. KANE

As little known to the industry today as he was a year ago when his interest in the about-to-be Paramount Pictures, Inc., first became manifest, is a man who sits close to the helm of that company, whose cultivated influence, rather than his title, now marks him as apparently second in individual authority within Paramount.

The man is Harold A. Fortington, wealthy Briton, member of the board and chairman of the executive committee of Paramount. Few men in film history have so successfully cloaked themselves in mystery, if not in secrecy, while nurturing a personal influence to the stature of his in a leading motion picture enterprise. However, as Greta Garbo was made to know, and as Sir Basil Zaharoff now must realize, mystery becomes one of the most certain steps to notoriety, and secrecy is a challenge to the limelight. Whether by design or not, the shadowy Fortington sticks in the industry's mind like a question unanswered; a man whose influence is

(*Continued on page 7*)

Cohen's Para. Pact Signed and Sealed

HOLLYWOOD, April 23.—Actual signing of the contracts by which Emanuel Cohen joins Paramount as an independent producer took place today, forming the culmination of John E. Otterson's three-weeks production survey and executive conferences on the coast.

The Cohen pact calls for eight pic-

(*Continued on page 7*)

Hicks Para. V.-P.

John W. Hicks, Jr., in charge of Paramount's foreign department, was elected a vice-president of Paramount Pictures, Inc., the parent company, at the monthly meeting of the board yesterday.

Para. Profit $3,153,167; Build Reserve

Paramount Pictures, Inc., showed a net profit of $3,153,167 for the year 1935. The figure is after deduction of all charges but before a special inventory reserve of $2,500,000 for productions not released, leaving a balance of $653,167 transferred to surplus.

In the report, the first annual statement to be made by Paramount since Dec. 26, 1931, John E. Otterson, president, states in referring to the special inventory reserve that "the high cost pictures made during the period of the studio reorganization which had not been released at Dec. 28, 1935, would normally involve a charge against 1936 operations. Inasmuch as the excess costs of these pictures were an incident of the studio reorganization, the directors have set aside out of 1935 profits the sum of $2,500,000

(*Continued on page 7*)

Film Backing Barred for Plays Under Guild Pacts

Major motion picture companies have upwards of $2,000,000 already appropriated for stage play financing, none of which will be available to producers employing the new contract placed in effect on March 1 by the Dramatists' Guild, producer members of the League of N. Y. Theatres were told yesterday.

Richard Aldrich, in charge of Columbia's legitimate play activities, told the producers' meeting that he had been authorized by Harry Cohn, Columbia president, to say that that company had $250,000 to invest in play production next season and that none of it would be available to plays produced under the guild's contract. Brock Pemberton, producer, said that he had received similar declarations from Warners and M-G-M and that other producers who had contacted other major film companies had received similar statements.

The Minimum Basic Agreement, adopted several weeks ago by the League of N. Y. Theatres for the conduct of negotiations with playwrights, was formally put into effect at the

(*Continued on page 9*)

Loew 28-week Net Jumps to $5,033,038

Is $687,701 Over Same Period Last Year

Striking improvement in business for Loew's, Inc., is shown in the financial report for the 28 weeks ending March 12. The net profit of $5,033,038 is $687,701 higher than for the same period last year and only $2,546,705 behind the corporation's net of $7,579,743 for the entire last fiscal year which closed on August 31, 1935 with 24 weeks to go.

This figure represents earnings of $36.81 per share on the preferred stock and $3.04 on the common. Last year for the same period the preferred earnings were equivalent to $31.78 on the preferred and $2.64 on the common.

The company's share of operating profit after subsidiaries' preferred dividends was $7,878,998. Depreciation and taxes totalled $2,845,960. The depreciation and tax item was $175,621 higher than last year for the same year. Loew's Inc. is the parent company for all subsidiaries, including M-G-M.

Doyle After U. S. Distributor Tieup

By BRUCE ALLAN

LONDON, April 23.—The visit to the United States in June of Stuart Doyle, managing director of Greater Union Theatres, large Australian circuit, is understood here to be for the purpose of obtaining assurances of sufficient product for the circuit if and when the joint operating arrangement between Greater Union and Hoyts' is dissolved, which is expected in December, 1937.

Doyle will leave here for New York on the *Queen Mary* May 27, planning conferences with major distribu-

(*Continued on page 9*)

May File Missouri Trust Action Again

JEFFERSON CITY, Mo., April 23.—The anti-trust ouster proceedings filed in Missouri Supreme Court by Attorney General Roy McKittrick against two Warner companies, RKO and Paramount, may be withdrawn and refiled to correct an apparent legal defect in the petition. While

(*Continued on page 7*)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 24, 1936 No. 97

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year: $6 in the Americas, and foreign $12. Single copies: 10 cents.

M-G-M's Convention In Chicago May 11

CHICAGO, April 23.—M-G-M plans to hold its annual sales convention here starting May 11 at the Palmer House. Details will be set when Al Lichtman returns to New York from Hollywood shortly.

Wanger Denies He'll Stay with Paramount

HOLLYWOOD, April 23.—Walter Wanger continues his emphatic denial that he will continue with Paramount. Lloyd Wright's office affirms this denial. Wright intends to remain in New York another week.

Paul Lazarus Married

Paul Lazarus, Jr., one of the local Warner publicity staff, was married yesterday at Essex House to Elinor H. Tolins. Bride and groom will leave tomorrow on a 10-day honeymoon to Bermuda. He is a son of Paul H. Lazarus, U. A. sales executive.

Goetz Coming East

HOLLYWOOD, April 23.—William Goetz will leave for New York tomorrow night for pre-convention discussions about the Twentieth Century-Fox product for the coming season.

Insiders' Outlook

By RED KANN

A HANDFUL of days back we indulged in considerable verbal back-slapping and handshaking over the appointment of Bob Cochrane to the presidency of Universal. Today we return, in identical mood, to cover the same kind of ground. Only on this occasion, it has to do with Jimmy Grainger and the successful culmination of the deliberations which will keep him in "U" as its general sales manager for the next few years; three, the report has it. This new development and that knockout Loew financial statement for the first twenty-eight weeks of its fiscal year were two highlights of the day. . . .

▼

Who and what Grainger is should require no editorial exposition after all these years. The slant which we touch upon today is the peace and quiet which the renewal of his arrangement will bring to the Universal selling crew up and down the land and the value which will so redound to the company. All of those men, of course, had no way of knowing it, but it appears a safe conclusion to draw that many were aware of the fact that his old pact was about to run out. Couple the hazards to them of any change in sales administration with the advent of an entirely new administration in the affairs of the company for the obvious and inescapable conclusion that these were not comfortable times for the men on the firing line. . . .

▼

The perennial wheeze about new brooms and their much-vaunted clean sweepings has been bothering the Universal men. They had no way of knowing what their future was to be under the new ownership. For that matter, and for all they knew, there was likewise no method of ascertaining if a new general sales manager was not to take his bow. Uncertainties such as these raise several kinds of unrest in any organization which points up why, with Grainger continuing as he should have in the light of his splendid record at Universal, the comfort which comes with assured jobs is now no longer a worrisome issue. Universal's sales force thereby is released for selling, its function, and another road opened to better returns. . . .

▼ ▼

The Loew statement, a honey, reported a net of $5,033,038 for the twenty-eight weeks to March 12, comparing with $4,345,337 in the similar period of the previous fiscal year. The net, of course, embraces M-G-M and other wholly-owned subsidiaries. Indicating a verification of the suspicion, around for some time now, that welcome prosperity is creeping up on the business are the figures as they stand. Another approach and an interesting one nestles in the realization that the $5,033,038 earned so far is about $2,500,000 under the company's profits for the complete 1934-35 year with twenty-four weeks left to reach and outdistance the $7,579,543 reported at the close of business on August 31, 1935. That was Leo's roar, therefore, that you heard around Times Square yesterday. . . .

▼ ▼

As long as it is the industry's millions we toss off so lightly here, consider what has happened at Twentieth Century-Fox. In thirteen weeks, or to March 28, that company, blossoming under the production impetus imparted to it with the merger of Twentieth Century and the acquisition of Darryl Zanuck as the studio works, earned a net of $1,826,900. Same period last year before the consolidation: a comparative pittance of $606,806. There, the distributor's intensive distribution which runs over 10,000 contracts on the Shirley Temples, for instance, is proceeding at the headlong rate of $909,761 a week on the basis of $11,826,900 rolled up in the period covered. Sid Kent is a notoriously bad sailor, but the European trip he launched upon yesterday with Joe Schenck ought to have its consolations. . . .

Branton on Vacation

DES MOINES, April 23.—G. Ralph Branton, general manager of the Tri-States Theatre Corp., has gone with a group of business friends to Excelsior Springs, Mo., for a vacation.

Retitle Horton Film

HOLLYWOOD, April 23.—Edward Everett Horton's latest for Universal, which has been called "Unconscious" while in work has been retitled "Nobody's Fool."

Shirley Now Seven

HOLLYWOOD, April 23.—Shirley Temple is now all of seven years of age. The little star celebrated her birthday today by foregoing all artistic labor and concentrating on her gifts.

Empire Elects Kindler

Abraham I. Kindler has been elected president of the Empire State Operators' Union as successor to Casper Ricca.

Congressmen Start On Copyright Bill

WASHINGTON, April 23.—Members of the subcommittee of the House Patents Committee met today to take up their task of turning the Duffy, Sirovich and Daly bills into a measure that can be sent to the House.

The subcommittee will meet every day, if possible, from now on, and members hope to have a bill ready to report to the full committee around the first of next month.

Butterfield Rites Attended by 1,000

BATTLE CREEK, Mich., April 23.—Michigan filmdom this afterdoon paid final tribute to the late Col. W. S. Butterfield, head of the circuit of theatres bearing his name, when they thronged here from Detroit and all parts of the state to attend funeral services for him.

The Masonic Temple, in which a simple Christian Science service was read, was filled with more than 1,000 of his associates, film leaders, exhibitors and others. Managers of all Butterfield theatres, which remained closed until 7 P.M., were present to pay their respects, as were many from the Detroit headquarters. Hundreds of floral pieces were in the temple. The pallbearers were George S. Berger and J. O. Brooks of the Detroit office; Lawrence Gordon, attorney; Glenn A. Cross, Kalamazoo exhibitor; and S. J. Rathbun, Dr. Hugh Conklin, Sommers Ceeshman, Wendell L. Smith and Donald P. Ordway.

Burial was in Woodlawn Cemetery near here.

Gene Buck Renamed President of Ascap

Gene Buck was reelected president of Ascap at the annual meeting of the organization yesterday. Louis Bernstein and Otto Harbach were named vice-presidents, Joe Young, secretary; Robert Crawford, assistant secretary; Gustave Schirmer, treasurer; Sigmund Romberg, assistant treasurer; Nathan Burkan, general counsel, and E. C. Mills, general manager.

The entire board of directors was reelected. The next meeting will be held May 28.

Leserman Doing Well

Carl Leserman underwent an operation on his gall bladder at the New Rochelle Hospital yesterday morning. An inflamed appendix was discovered at the same time and removed.

The hospital early this morning reported he was "doing very well."

Series Rights Acquired

Guaranteed Pictures Co., Inc., has acquired world rights outside of the United States for two Mitchell Leichter series, one of eight films featuring Conway Tearle and the other of six featuring Margaret Morris.

Greta Garbo Sails

GOTHENBURG, April 23.—Greta Garbo sailed today for America on the *Gripsholm.*

What makes great pictures great?

UNDER TWO FLAGS

HAS ALL THE ANSWERS!

THE PICTURE THAT WILL MAKE 1936 FAMOUS!

UNDER TWO FLAGS

starring *Ronald*
COLMAN

featuring *Claudette*
COLBERT

Victor
McLAGLEN

Rosalind
RUSSELL

with

GREGORY RATOFF • NIGEL BRUCE
C. HENRY GORDON • HERBERT MUNDIN

AND A CAST OF 10,000

a DARRYL F. ZANUCK 20th Century Production

Presented by Joseph M. Schenck

Directed by Frank Lloyd • Associate Producer Raymond Griffith • Screen play by W. P. Lipscomb and Walter Ferris
Based on the novel by Ouida.

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE

Cohen's Para. Pact Signed and Sealed

(*Continued from page 1*)

ures annually over a period of three ears, with the first scheduled to start une 1, probably at General Service tudios.

Prior to his departure for New York onight Otterson tendered a dinner to ll Paramount executives at the Hollyvood Athletic Club. In an address to is guests he stressed the permanency f William LeBaron's post as head of ll production.

May File Missouri Trust Action Again

(*Continued from page 1*)

he present action is directed against eneral Theatrical Enterprises, Inc., nd Vitagraph, Inc., Warner subsidaries, RKO and Paramount, it also raws into the suit other film comanies without actually naming them s defendants. Furthermore, the petiion covers two different situations, he Warner-F. & M. dispute in St. ouis and the Fox Midwest controersy with various independent thetre operators over zoning in the Kanas City territory. There is a legal uestion as to whether the two counts ave been drawn properly, and will ass the scrutiny of the Supreme ourt. This is said to be one of the easons why the respondents in the tate's action to force them out of e state have not yet been served in the ase.

onn. MPTO Decides On Desired Reforms

New Haven, April 23.—The Conecticut M. P. T. O. unit has drawn p a statement of its attitude on trade ractices and has forwarded it to Ed uykendall with the request that he rrange a conference for discussion of s details.

Six points regarded as urgent are: 1) Unconditional rejection privilege group buys of 10 or more; (2) imination of score charges; (3) imination of forcing of shorts with atures; (4) elimination of non-thetrical competition on entertainment ictures as distinguished from purely ducational subjects; (5) a simple niform exhibition contract; (6) more rints to eliminate bicycling between xhibitors having the same availailities.

"Less pressing" points were listed s follows: (1) Modification of prerred playing time; (2) establishing local committees for adjustment of isputes; (3) overbuying remedies; 4) unreasonable clearance remedies; 5) elimination of unfair cut-rate cometition.

A resolution on the death of Felix eist was passed and a copy forarded to his family.

M-G-M Starts Building

Hollywood, April 23.—M-G-M has arted construction on a new buildg which will house twenty-six dressg rooms when completed. The rooms ill be used by supporting players. he site adjoins the star dressing oom bungalow. Construction is in arge of Fred Pelton.

Mysterious Mr. Fortington; The Enigma of Paramount

(*Continued from page 1*)

apparent, yet whispered, and concerning whom next to nothing is known.

The chairman of the Paramount executive committee, to whom Paramount a little more than a year ago was no more than one of many corporate names on the Stock Exchange which held his interest as an advisor to British insurance companies on American investments, receives a salary reported to be $52,000 annually. A specialist in finance, Wall Street and "The City", yet unschooled in the operations of this industry, Fortington presides over what may be called the "steering" committee for the Paramount directorate. As Fortington's executive committee goes, so, save in exceptionally rare instances, has gone the Paramount board. On occasions, the course seemingly has been contrary to the one pursued by the management.

Fortington came to America in 1920 as financial secretary of the Royal and the London and Liverpool insurance companies. His responsibility it was to advise those companies on their American investments. In 1933, when Paramount went into bankruptcy, the companies he represented held approximately $1,500,000 in face value of Paramount Publix securities. This amount was subsequently increased so that a year later when the reorganization had taken definite shape, Fortington was reported to be the spokesman for upwards of $3,000,000 face amount of debentures.

Influence Vital

With the Atlas Corp.-Lehman Bros. coalition steadily increasing their Paramount holdings and making open warfare on the Kuhn, Loeb & Co. camp, Fortington's position on the eve of the reorganization was a strategic one. His influence, thrown to either side, could well mean success or failure to the factions jockeying for dominance. It is not to be assumed that Fortington overlooked this at the time he joined hands with the Atlas-Lehman group which emerged on top. In any event, when the company was reorganized in June of last year, Fortington was chairman of the executive committee.

The British companies' Paramount holdings were his stepping stone to the highly influential post, yet four months later, Fortington resigned his associations with those companies—some say, however, it was done in accordance with an intention announced by Fortington in advance of the Paramount reorganization. However that may be, since last fall he has been the direct representative of no large amount of Paramount securities, and during the same time his influence within the company continued to increase. He established himself in executive offices on the 11th floor of the Paramount Bldg., adjoining those of Adolph Zukor.

Underhill Studio for "Time"

Fortington is inconspicuous in appearance, pleasant, disarming. He is the type that in conversing engages the interest indefinitely and, if sought for information, one realizes presently that more is given than received. This may explain, at least in part, the legend of secrecy and the fact of mystery which surround him. He is insulated from the curious by secretaries who may be stoic in their reticence or, like all others who have contact with him, really know little of importance about him or his affairs.

In the 10 months that he has been at Paramount and entertained officials of the company at his expansive country estate in Dutchess County of a weekend, that reticence in speaking of him has been communicated to them as well. Industry men, ordinarily not given to accepting strangers at face value, express great respect for his abilities yet, upon questioning, display only the haziest notions as the basis of their attitude.

Domiciles Many

He is reputed to have an island home off the coast of England, an apartment in Manhattan and his farm estate, Lime Ridge, at Poughquag, about 75 miles from New York City. The country estate boasts a fully equipped airport, three planes, landing field, hangars and personal pilot and mechanic. In good flying weather Fortington commutes to and from Newark airport, occasionally acting as his own pilot.

His hobbies or amusements mirror his characteristics. There are the elusive salmon in his private river in Labrador, to which he journeys by plane two or three times a year for the sport. There are the cautious pheasants in his game preserve at Lime Ridge, and the tongueless apples that ripen in his orchard there, the largest in an apple-raising section of the state.

Cohn and Son East

Hollywood, April 23.—Jack Cohn having completed Columbia Studio business here, left by plane today accompanied by his son, Ralph. Young Cohn will marry Laura Martin, nonprofessional, following his arrival in New York.

Roach Borrows Treacher

Hollywood, April 23.—Hal Roach has borrowed Arthur Treacher from Twentieth Century-Fox for the second lead in "Mr. Cinderella." Jack Haley will head the cast. Edward Sedgwick, who will produce and direct, says filming will start May 4.

Para. Profit $3,153,167; Build Reserve

(*Continued from page 1*)

as a special reserve against the picture inventory, absorbing all of such estimated excess costs in 1935 operations, rather than spreading it over the active life of the negatives."

The profit statement does not include operations of Paramount Broadway Corp. or Olympia Theatres, Inc., the latter being in receivership.

Cash and marketable securities of the company at the end of 1935 amounted to $18,093,850. The picture inventory net after all reserves amounted to $15,926,811. Total current assets including inventory, after reserves, were $38,045,009, with current liabilities of $9,782,463, leaving net working capital of $28,262,546.

Total Paramount income for the year was $93,274,855, of which $90,581,006 was in theatre receipts, film rentals and sales of film accessories and rentals. Theatre operating and general expenses amounted to $37,891,990; film distribution, including producers' and others' share of rentals, was $16,737,200, and amortization of films amounted to $28,487,784, leaving an operating profit of $10,157,880. Interest requirements amounted to approximately $1,575,700 for non-recurring bank debts and subsidiary companies, and $1,576,600 on Paramount debentures. Depreciation amounted to $3,048,550, and taxes, $481,321.

Robert K. Cassatt, New York and Philadelphia investment banker, who had been elected to the board for a one-year term expiring in June, had his resignation accepted by the board yesterday.

F. P. Canadian Profits

Toronto, April 23.—Gains all along the line are revealed in the details of the annual financial statement of Famous Players Canadian. The annual stockholders' meeting is to be held in a few days.

Aggregate gross earnings for the year from theatre earnings and other sources totalled $1,788,394 as compared with $1,639,372 for the previous 12 months. Net profit for 1935 was $388,156 against $302,625 for 1934, while earned surplus carried forward was $3,907,907 as compared with $3,762,037 one year before. Dividends paid in 1935 totalled $189,395.

Current assets were listed at $2,163,131, an increase of $239,902, while current liabilities were $390,454, a decrease of $182,875, the net working capital being $1,772,677, or $422,777 more than at the end of 1934. The liquid position was increased by $70,000 to $1,758,000, this comprising cash, call loans and Government bonds. Funded debt was reduced by $235,500 to $7,553,000, while mortgages were down by $52,333 to $444,179. Stock outstanding is $9,179,065.

Total assets were shown as $22,705,974, of which $10,262,788 is listed as physical or fixed assets. Net profit for 1935 was equal to 85 cents per share on the outstanding capital stock as against 82 cents earned on the 378,790 shares outstanding one year previously.

Testimony Ended In the Hart Suit

Both sides rested yesterday in the $500,000 conspiracy suit brought by William S. Hart against the United Artists Corp. The case which is being tried before Justice Philip J. McCook in N. Y. Supreme Court will go to the jury today. During yesterday's session Arthur W. Kelly, vice-president of United Artists, testified at length on conferences with Hart's attorneys concerning the production and exploitation of "Tumbleweeds." He also testified that the overcharge on negatives was called to his attention and that Hart was reimbursed with apologies. The remainder of the day was spent in the explanation of statistics by accountants.

Motion Granted Liberty

Justice Alfred Frankenthaler in N. Y. Supreme Court yesterday granted a motion made on behalf of Liberty Pictures Corp. to make John J. Dacey a co-defendant in connection with a suit for $120,000 which has been filed against Liberty Pictures by Eleanor Gates, a writer. Counsel for Liberty Pictures asked that John J. Dacey be made a co-defendant on the ground that Liberty Pictures bought the exclusive rights to a story entitled "The Search for Spring," on Oct. 31, 1933, and that Dacey represented that he was in a position to sell the rights to Liberty Pictures.

The complainant, in seeking to restrain the defendant from using her name in advertising or distributing a picture "Once to Every Bachelor," charges that she was the author of the story and that Dacey did not possess those rights. The petition of Liberty Pictures explained that in the event that Miss Gates secures a judgment against Liberty for the alleged wrongful use of her name, Liberty will have a cause of action against Dacey.

Assets Sale Held Fraudulent

The sale of certain assets of the Acme Film Co. on Dec. 3, 1932, to Edna Weinberg was held to be fraudulent in Federal Court yesterday by Judge Robert P. Patterson. The decision was handed down in a suit brought by Arthur Gottlieb as trustee in bankruptcy of Hans Frohman against Edna Weinberg and the Arcadia Film Corp. The judge's decision set forth that on May 15, 1932, Hans Frohman was adjudged bankrupt and that on Dec. 3, 1932, he had sold $2,000 worth of equipment to Edna Weinberg for $500 and that subsequently the Arcadia Film Corp. was organized at 729 7th Ave. of which Frohman became president and Edna Weinberg, secretary and treasurer. The court ruled that the trustee in bankruptcy is entitled to an accounting and to judgments against the defendants for the reasonable value of the assets.

Blue Laws to Be Tested

RICHMOND, April 23.—Efforts to get a high court ruling on the constitutionality of Virginia's blue laws have been started again.

Charles A. Somma, one of the owners of the Byrd, has taken an appeal from a $5 fine for showing "The Witness Chair" on Sunday. Prominent citizens were brought in to testify that films on Sunday are a "moral necessity."

The next move in the case will be before Judge John L. Ingram in Hustings Court on May 8. In the meantime the Byrd is to be kept closed Sundays by agreement.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"One Rainy Afternoon"

(Pickford-Lasky-United Artists)

HOLLYWOOD, April 23.—This, the first production of Pickford-Lasky, augurs well for the new producing team; it means that future Pickford-Lasky efforts must be given eager and serious consideration. The new picture, which fulfills every expectation and promise of the producers, is based on a French romantic farce-comedy and is played in typically Continental fashion. It bubbles over with mirth and merriment. It seems to have everything the audience or exhibitor will want—bright, subtle dialogue, novel and amusingly contrived situations, and fast, well-paced action.

When Francis Lederer, in the darkness of a film theatre, kisses Ida Lupino by mistake, he becomes a Parisian sensation. Eily Malyon, Purity League president, demands his arrest and, centering newspaper attention on the escapade, labels him as a monster. The newspaper publicity causes much sound and fury on the part of Miss Lupino's father, Joseph Cawthorn; Eric Rhodes, her suitor, and Ronald Young, a producer.

Comedy sequences follow one upon the other to culminate in a court trial scene where the work of Lederer, Hugh Herbert, Young, and, in particular, Donald Meek as the judge, is a veritable riot of fun. As Lederer is sentenced, Miss Lupino, attracted by the romantic victim of bluenoses, pays his fine.

With mobs storming the theatre to see Lederer, producer Young and Herbert turn the jail and Paris upside down and inside out in an effort to sign the hero for stage appearances. In the finale Lederer sings a song and captures the heart of Miss Lupino, to the happiness of everybody with the exception of Rhodes.

The show has speed and coherence. The high quality of action, dialogue and acting frequently brought spontaneous applause from the preview audience here. The intelligent adaptation of the play by Stephen Morehouse Avery together with the keen and right-to-the-point direction of Ronald V. Lee give the attraction an intimate, understandable character that presages popularity with both masses and classes.

Production Code Seal, No. 2,092. Running time, 75 minutes. "G."

Bank Night Fate Up Soon

BOSTON, April 23.—A Supreme Court ruling deciding the fate of Bank Night in Massachusetts is expected on or about May 11. An appeal of James Wall, manager of the Fellaway, Medford, from a conviction on a charge of violating the lottery laws is scheduled to come up at that time.

Kamen Obtains an Order

In a suit for $79,000 brought by Betty Longacre against Herman Kamen and Kay Kamen, Inc., Justice Julius Miller issued an order in N. Y. Supreme Court yesterday to compel Betty Longacre to reply to the defendants. The defendants set forth that they paid her $21,000, and in addition also paid her $1,295 on Sept. 14, 1934, after which the defendants obtained a release from her. She alleges in the complaint that $79,000 is still due her.

Deny Freedman Motion

A motion to dismiss an accounting claim by Herman B. Freedman in a suit against him by Pathe Film Corp. was denied yesterday by Justice John Carew in N. Y. Supreme Court. Pathe is suing Freedman for $5,000 on two notes each in favor of Pathe Exhange, Inc. Freedman alleges in his account claim for $5,000 that Pathe Exchange, Inc., wrongfully refused to extend assistance to First Division Exchanges, Inc., to enable it to publicize and exploit six films produced by Freedman.

Protests WPA Films

WASHINGTON, April 23.—Protests were made in the House today by Republican Floor Leader Bertrand H. Snell against making WPA films. He charged that the pictures would be a diversion of WPA funds and would be used for campaign purposes.

Para. Film to Globe

For the first time since Harry Brandt took over its operation, the Globe will play a Paramount picture first run. It will be "F-Man" and is dated to start in two weeks.

Branon Takes Serials

Thomas A. Branon, president of Affiliated Producers, Inc., of Atlanta, Charlotte and New Orleans has acquired distribution rights to all Weiss-Mintz serials in the southern territory.

Percy Hammond Ill

Percy Hammond, dramatic critic of the *Herald-Tribune*, is in the Rockefeller Institute Hospital suffering from pneumonia.

Short Subject

"Dick Whittington's Cat"

(Celebrity)

Colorful action and a cleverly presented plot make this an entertaining cartoon that will particularly please children and, no doubt, entertain their elders. Dick's cat wanders into the bakery where his master works and gets in the way of the baker, who orders Dick to drown him. Dick, however, cannot, and, while near the waterfront, places the bag on a ship which goes to the Orient. The port of arrival is plagued with rodents, and after a fashion the cat does away with them. Returning a hero and with a chest of gold the cat goes to Dick but the mice in the bakery still have the big sissy's number and he runs away when they threaten. Reviewed without production code seal. Running time, 9 mins. "G."

Fred Stone Is Hit Of Ampa's Program

Fred Stone, Ed Lowry, Valerie Keaton and Belle Bart provided Ampa members yesterday with a diversified bill of entertainment at the Astor.

Stone became witty and told a few funny stories in addition to singing "Feet in the Middle and It Don't Look Like Love," a parody on "Fit as a Fiddle." One of the things Stone is puzzled about is the fact that he has never worked in a film for the company to which he has been under contract. When he first went to Hollywood he had been signed by Paramount and loaned to RKO and now that he has been signed by RKO Stone has been farmed out to Paramount for his next picture.

Lowry acted as master of ceremonies and was a hit. Miss Keaton did a tap dance which garnered a big hand and Miss Bart, an astrologist, peered into the future of the film industry and two Ampa members.

Miss Bart predicted that third dimension will be the next important development of the industry, that in six years the legitimate theatre will be a thing of the past, that in the fall of this year and spring of next color will be in great demand, that shortly a great financial revolution will take place in the industry which will result in combination of companies for economic reasons, that a scientific aura in film production will be the tenor of the trend next fall and in the spring of 1938, and that in 1939-40 pictures will be produced dealing with armaments and war propaganda.

Election of officers will be held next Thursday. There is no opposition ticket, another move in this direction having failed yesterday.

Rex Takes More Space

Rex Premiums has taken over another store on West 44th St. as an additional showroom. Jack Goldstein is general manager. The space formerly was occupied by Streimer Ad. Service.

I.T.O.A. Plans Show

The I. T. O. A. will hold a gala show and dance next Monday night at the French Casino, the proceeds to go to the Welfare Fund of the organization.

No Film Backing For Guild Plays

(Continued from page 1)

meeting. It was indicated that the League had held the contract in abeyance since its adoption, in the hope of negotiating a settlement of the controversy over the terms of the agreement with the Dramatists' Guild of the Authors' League, which has formulated its own form of contract.

A total of 75 producing managers have signed an agreement to use exclusively the Theatre League's contract form, which replaces the old agreement which expired Feb. 29, this year. A statement from the manager group indicated that the issuance of the new contract does not "preclude the possibility of negotiating the differences with the authors."

The chief point of contention between the managers and the Guild revolved about the percentage of the sale price of the motion picture rights which should go to the author. The authors, in their own contract, specified that they receive 60 per cent of the sale, and the managers 40 per cent.

Manager's Pact Differentiates

The managers' contract is a combination of the last basic agreement with the Dramtists' Guild, the new agreement of the Guild and "new features suggested by recent changes in the producing field." The managers' contract divides plays into two classifications for the purposes of the sale of film rights in view of the recent development of the backing by film interests of play production. Plays are grouped as independently financed and those financed in whole or in part by film companies.

On independently produced plays the rules governing the sale of film rights are the same as in the former contract, that is, a 50-50 split between manager and author of the price of film rights. In the case of plays financed by film companies, three options are given. The first option, in three parts, calls for an outright agreement of sale before production at a set price, the same with the addition of further payment based on the length of the play's run, or a price based only on the length of run. The second option gives the author the right to stipulate the sum he is to receive for the rights, and by the third option the price in effect would be an arbitrated figure fixed by the author, manager and arbiter.

Dramatists' Guild Excluded

The contract as drawn makes no mention of the Dramatists' Guild, since the Guild has refused to recognize any contract but its own. A new contract will be drawn in the event of successful negotiations between the two groups, the League pointed out.

The 75 producers who have pledged themselves to use the new League contract are:

Charles H. Abramson, Richard Aldrich, Lyle D. Andrews, Theron Bamburger, Maurice Barber, Martin Beck, Harold K. Berg, Paul L. Berney, Bela Blau, Gustav Blum, Ben A. Boyar, Wm. A. Brady, Leo Bulgakov, George Bushar, Leslie J. Casey & James W. Liddle, Inc., Delos Chappell, Inc., Samuel M. Chartock, Katharine Cornell, Alfred de Liagre, Jr., Henry Forbes. Vinton Freedley, Inc., Crosby Gaige, A. Raymond Gallo, Herman Gantvoort, Norman Bel Geddes, Morris Gest, Michael Goldreyer, Max Gordon, Luther Greene, Sam H. Grisman, Sidney Harmon, Charles Harris, Jed Harris, Walter Hart, Marcus Heiman, Theresa Helburn, Richard Herndon, Charles Hopkins, Al Jones, Thomas Kilpatrick. Barney Klawans, George Kondolf, Lawrence Langner, MacKenna, Mayer & Mielziner, Inc., Jerome Mayer, Guthrie McClintic, Frank Merlin, Gilbert Miller, Robert Milton, Harry Moses, Malcolm L. Pearson, Brock Pemberton, Antoinette Perry, Sidney Phillips, Norman C. Pincus, Play Producing Syndicates, Inc., Murray Jay Queen, Laurence Rivers, Inc., Al Rosen, Lee Shubert, Milton Shubert, Herman Shumlin, Smith and Ayer, The Theatre Guild, Inc., Joe Byron Totten, John Tuerk, James R. Ullman, J. J. Vincent, Lodewick Vroom, L. Laurence Weber, Jacob A. Weiser, Carly Wharton, Dwight Deere Wiman, A. H. Woods, Alex Yokel.

Looking 'Em Over

"The Last Journey"

(Atlantic Pictures)

A Twickenham production, made in England, this picture has plenty of thrill action and suspense. Set almost in its entirety on a speeding train, a fast pace is maintained throughout, as the engineer, slightly deranged, permits his train to run wild in retaliation for what he believes is an affair carried on by his wife with the fireman of his train, and his best friend.

On the train, as it rushes on what is to be the engineer's last trip before enforced retirement, are a variety of people, several crooks, a detective seeking them and faking intoxication, a pamphlet-distributing feminine prohibitionist, a girl who is the dupe of a confidence man she has just married, a Frenchman, a small boy on the train alone, a mother with six children, and a miscellaneous collection of others. Also, Godfrey Tearle, a psychoanalyst and surgeon, bound for Manchester to perform an important operation.

The engineer charges the fireman with affection for his wife, and at the point of a gun compels him to continue to shovel coal for the boiler as he races the train at top speed, ignores all signals and stations, planning to wreck the train. Eventually the fireman escapes, crawls back for help. As the passengers are panic-stricken, Tearle makes his way forward and by mental suggestion, forces the engineer finally to bring the train to a halt. The affairs of the group aboard are brought to a logical conclusion, and the fiance of the duped girl, who has raced the train by car, catches up in time to have her escort arrested.

The picture should be found lively entertainment for those especially who like their suspense and action on the screen. Bernard Vorhaus directed.

Production Code Seal, No. 0971. Running time, 58 minutes. "G."

Thomas at Work on Distribution Deals

(Continued from page 1)

Thomas in the new venture, he denied this yesterday, stating he has a contract which does not expire until 1938. He also added he has had no talks with anyone regarding a settlement.

Pathe, which controls First Division, had until September to pick up Thomas' stock and buy his contract which otherwise would automatically have been renewed for a term of years.

James Davidson, former statistician for National Theatres and now a director of Grand National Films, already has moved into the company's headquarters in the RKO Building.

Wallis Bids Farewell

Hollywood, April 23.—Hal Wallis, en route to Europe accompanied by his wife, stated that he is taking with him prints of "Anthony Adverse" and "Pasteur". He said that his next year's plans call for the making of 60 pictures. He declared, incidentally, that the singing voice of Dick Powell, endangered by an operation, is again in the best of shape.

Doyle After U. S. Distributor Tieup

(Continued from page 1)

tors there on product arrangements for the circuit. He was the guest of honor at a trade dinner last night at Claridges, which was arranged by Eric Strelitz, London representative of British Empire Films, which is the Doyle Australian distributing unit for British product.

The Hoyts'-Union joint operation is carried on through General Theatres, and is said to have been compelled by banking interests common to both companies. Ernest Turnbull, managing director in Australia of British & Dominions, has just completed an arrangement for distribution in Australia with Fox Films of Australia and New Zealand and Hoyts'. Both Doyle and Turnbull, it is said, are seeking production affiliations which will permit of early dissolution of the working arrangement or for protection when it occurs. The inclusion of Hoyts' in the earlier Turnbull deal is understood to be dependent on the dissolution of General Theatres.

"Ziegfeld" to Roadshow

Los Angeles, April 23. — M-G-M today completed plans for the roadshowing of "The Great Ziegfeld" this week-end in Memphis, Indianapolis, Denver, Milwaukee, Cincinnati, Portland, New Orleans and Oklahoma City. The film grossed $23,873 in its first eight days at the Carthay Circle here.

Sell Houston St. Spot

The theatre building at 65-71 East Houston St. has been sold to the Volunteers of America to be used as a tabernacle and mission.

Hollywood Tribute Given to Laemmle

(Continued from page 1)

time secretary of the "Little Giant;" Herbert Rawlinson and George Eastman, of the Hollywood and Los Angeles Chambers of Commerce; Frank Lloyd, Will H. Hays and Rupert Hughes echoed the heartfelt and respectful tribute of Laemmle's friends in brief speeches which covered his Horatio Alger ascension to fame and fortune.

Hayes presented a scroll of honor to Laemmle as a permanent record of the industry's tribute to one of its pioneers. Telegrams from friends throughout the world were read. Speakers sketched Laemmle's courageous battle on numerous occasions to keep Universal from bankruptcy.

Laemmle then, in a strong, husky voice denying his many years, expressed his appreciation.

Fittingly, the affair faded out with the screening of Laemmle's picture highlights from the two-reeler, "Hiawatha," to "All Quiet on the Western Front" and "King of Jazz."

Hollywood long will remember Laemmle's retirement from Universal.

Grainger Signs Anew As "U" Sales Head

(Continued from page 1)

of the kingpins in the setup of the new Universal and the new plans for distribution have been predicated upon Mr. Grainger's remaining with the company."

Said Grainger: "I have just returned from the coast where there is an entirely new outlook on production matters and with R. H. Cochrane presiding over the destinies of the company, I am certain that it will soon be in the position in this industry where it is entitled to be."

Wall Street

Board Off ⅛ to 2¾ Points

	High	Low	Close	Net Change
Columbia, vtc ...	35	35	35	— ⅞
Columbia, pfd ...	46	46	46	+ ½
Consolidated	5¼	5¼	5¼	.....
Consolidated, pfd	17	16⅝	16⅝	— ½
Eastman	165	163½	163½	— ½
Loew's, Inc.	44⅞	43½	44⅞	+ ½
Paramount	8¼	7¾	7⅞	— ¼
Paramount 1 pfd.	65½	62	63	—2¾
Paramount 2 pfd.	9⅜	8⅞	9	— ⅜
Pathe Film	10¾	8½	9½	—1⅛
RKO	6⅛	5⅞	5⅞	— ⅛
20th Century-Fox.	25¾	24	24¾	—1¼
20th Century, pfd.	33¾	32	32	—1⅝
Warner Bros. ...	10⅝	9⅞	10	— ½

Curb Loses Fractionally

	High	Low	Close	Net Change
Sonotone	3	2⅞	2⅞	— ¼
Technicolor	30⅛	29	29⅜	— ⅝
Trans-Lux	3⅞	3¾	3¾	.....
Universal	10⅛	10	10	— ¼

Small Losses In Bonds

	High	Low	Close	Net Change
General Theatre Equip. 6s '40...	26¼	26½	26½	.....
General Theatre Equip. 6s '40 ctf	27	25½	25½	—1½
Paramount B'way 3s '55	56⅛	56⅛	56⅛	— ⅜
Paramount Pict. 6s '55	85¼	84	84	—1
RKO 6s '41 pp....	65½	65½	65½	.....
Warner Bros. 6s '39 wd	94¾	94	94¼	.....

(Quotations at close of April 23)

◂ Purely Personal ▸

Ben Judell of Chicago, Jack Haley of Jam Handy Industrial Pictures of Detroit, Mitchell Klupt, Emil Jensen, John C. Flinn, Irwin Kleeblatt, John Curtis, Al Friedlander, Jack W. Springer, Dave Loew, Nate Blumberg, George W. Weeks, John O'Connor, E. H. Goldstein, Kenneth Hodkinson, Jack Barnstyn and Morris Epstein, among those at the Tavern yesterday.

●

At the Astor: Eddie Cantor, J. J. Unger, Milt Kusell, Harry Brandt, Charles Einfeld, Toby Gruen, Sam Dembow, Jr., and Charles Curran.

●

Harry Sherman, head of Sherman Prod., arrived from the coast yesterday to confer with Jack D. Trop on the new series of "Hop-A-Long-Cassidy" westerns for Paramount release. He'll be in town for a few days.

Prize Double Bill

"Duke" Clark, Paramount manager in Columbus, reports this on the marquee of the Arlington there:
"The Lady Consents"
"It Had to Happen"

Dan Michalove, making his first visit to 44th St. in a year, yesterday found more equipment and premium houses there than ever before.

●

Ed Hollander, formerly ad sales manager of the Fox exchange in St. Louis, is now in charge of the same department at the local branch.

●

Fred Meyers is making a tour of RKO theatres in Providence, Boston, Rochester and Syracuse. He's due back tomorrow.

●

Louis B. Mayer, Howard Dietz and Frank Orsatti are scheduled to arrive from Hollywood Monday.

●

Irving Greenfield's Miami tan is disappearing and it's only two weeks since he got back.

●

Hal Horne says he trimmed 20 pounds from his waistline during that five-week coast trip.

●

Nathan Golden of the Motion Picture Section of the Department of Commerce, is in New York.

●

Clarence Turley has returned to St. Louis after conferences with Spyros Skouras.

●

Rick Ricketson has returned to his Denver headquarters.

●

Sig Wittman is on a 10-day tour of Universal exchanges in the east.

●

Nathan Yamins returned to Fall River last night.

●

Mike Rudin, Joe Lee and Louis Nelson are back from Miami.

●

Fred Stone leaves today for the Coast to appear in a Radio film.

"Small Town Girl" $8,000 at Houston

Houston, April 23.—"Small Town Girl" boosted the take at Loew's State for seven days by $1,000, totaling $8,000. "The Case of the Curious Bride" at the Kirby three days midweek made a good showing, taking $1,700 as against a par of $1,500.

"Yellow Dust" at the Kirby boosted the usual week-end business of $3,000 to a good $3,300. Other pictures were all average at the box-office, "Captain January" with $7,000 at the Majestic, "Singing Kid" with $7,000 at the Metropolitan.

Total first run business was $28,200. Average is $26,000.

Estimated takings for the week ending April 16:

"YELLOW DUST" (Radio)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $3,300. (Average, $3,000)

"TWO IN REVOLT" (Radio)
KIRBY—(1,450), 15c-35c, 1 day. (Bank Night) **Gross:** $1,200. (Average, $400)

"CASE OF THE CURIOUS BRIDE" (W. B.)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $1,700. (Average, $1,500)

"SMALL TOWN GIRL" (M-G-M)
LOEW'S STATE—(2,750), 25c-40c, 7 days. **Gross:** $8,000. (Average, $7,000)

"CAPTAIN JANUARY" (20th-Fox)
MAJESTIC — (2,250), 25c-50c, 7 days. **Gross:** $7,000. (Average, $7,000)

"THE SINGING KID" (F. N.)
METROPOLITAN — (2,600), 25c-50c, 7 days. **Gross:** $7,000. (Average $7,000)

Brandt Gets 19 of 40 on Italian List

Nineteen of the contemplated 40 releases of Nuovo Mondo Pictures, Joe Brandt's new enterprise, already are in this country. The product is the cream of Italian production, first call of which Brandt holds for North and South America under a direct deal made with the Italian Government.

Brandt is now in California arranging offices in Los Angeles and San Francisco. Distribution has been set up in Boston through Academy Pictures, Chicago is functioning and Philadelphia may be by the end of the week. Louis Cohen, who is operating the Cine Roma, formerly the Warner, on Broadway, is dividing his time between the theatre which did about $5,000 on the first week of "Lorenzino de Medici," and the Nuovo Mondo office in the RKO Building during Brandt's absence.

Henry Siegel, operator of the Fulton Cinema, nee the Trans-Lux, in Brooklyn, has closed for the company's first three releases and opens his first, "Re Burlone," today.

The first 10 releases are:

"Re Burlone" ("The Daughter of the Revolution"), "Milizia Territoriale" ("Territorial Militia"), "Lorenzino de Medici," "Canzone del Sole" ("The Song of the Soul"), "Musica in Piazza" ("A Village Romance"), "Passaporto Rosso" ("The Red Passport"), "Vita d' Don Bosco," ("Life of Don Bosco"), "Le Scarpe al Sole" ("Alpine Love"), and "Fiat Voluntas Dei" ("God's Will Be Done").

Others to come:

"Aria del Continente" ("Continental Life"), "La Cieca di Sorrento" ("The Blind Girl of Sorrento"), "Casta Diva" ("Divine Love"), "Milionario per un Giorno" ("Millionaire for a Day"), "Armata Azzurra" ("The Blue Army"), "Teresa Gonfalonieri" ("The King's Pardon"), "Cappello a tre Punte" ("The Three-Cornered Hat"), "Ginevra Degli Almieri" ("Love Conquers All"), "Cento Giorni di Napoleone" ("The Hundred Days of Napoleon"), "Come le Foglie" ("Destiny"), "Signore Desidera" ("At Your Service"), "Villafranca" ("The Glory of Italy"), "Aqua Queta" ("Into the Depths"), "Nina Farfalla" ("The Butterfly Girl"), "Pinocchio" ("The Adventures of Pinocchio"), "Luci Sommerse" and "Zanganella."

"Small Town" Dual High in New Haven

New Haven, April 23.—The Poli, with "Small Town Girl" and "The Garden Murder Case," led with an intake $2,400 over the $7,000 par, in a week which showed the best general business since the beginning of Lent.

"The Singing Kid" on the Roger Sherman dual with "The Return of Jimmy Valentine" topped ordinary $4,700 business by $1,200. The Paramount took $5,300, up by $500, with "13 Hours by Air" and "F-Man." The College just hit average of $2,800 in a 6-day run of "It Had to Happen" and "Last of the Pagans."

Total first run business was $23,400. Average is $19,300.

Estimated takings for the week ending April 17:

"IT HAD TO HAPPEN" (20th-Fox)
"LAST OF THE PAGANS" (M-G-M)
COLLEGE—(1,499), 25c-35c, 6 days. **Gross:** $2,800. (Average, $2,800)

"13 HOURS BY AIR" (Para.)
"F-MAN" (Para.)
PARAMOUNT—(2,400), 35c-50c, 7 days. **Gross:** $5,300. (Average, $4,800)

"SMALL TOWN GIRL" (M-G-M)
"THE GARDEN MURDER CASE" (M-G-M)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $9,400. (Average, $7,000)

"THE SINGING KID" (W. B.)
"RETURN OF JIMMY VALENTINE" (Republic)
ROGER SHERMAN—(2,200), 35c-50c, 7 days. **Gross:** $5,900. (Average, $4,700)

"January" on Dual Top in Milwaukee

Milwaukee, April 22.—Business bounced back with a resounding smack during the past week, "Captain January" and "Every Saturday Night" doing $10,300 on a dual bill at Fox's Wisconsin for ace honors. This was $2,300 above par.

"Singing Kid" and "Boulder Dam" at the Warner and "Desire" and "Too Many Parents" at Fox's Palace followed two-three, grossing $8,000 and $7,800, respectively.

Weather for the most part was fair and hiked Sunday admissions helped to boost box-office receipts.

Total first run business was $32,100. Average is $23,000.

Estimated takings for the week ending April 16:

"DESIRE" (Para.)
"TOO MANY PARENTS" (Para.)
PALACE—(2,800), 25c-40c, 7 days. **Gross:** $7,800. (Average. $5,000)

"HELL SHIP MORGAN" (Col.)
RIVERSIDE—(2,300), 20c-25c-30c, 7 days. Stage: "Laugh, Town, Laugh." **Gross:** $6,000. (Average, $5,000)

"SINGING KID" (F.N.)
"BOULDER DAM" (W.B.)
WARNER — (2,400), 25c-40c, 7 days. **Gross:** $8,000. (Average, $5,000)

"CAPTAIN JANUARY" (20th-Fox)
"EVERY SATURDAY NIGHT" (20th-Fox)
WISCONSIN—(3,200), 25c-40c, 8 days. **Gross:** $10,300. (Average, $8,000)

Many Holding "Deeds"

"Mr. Deeds Goes to Town" is playing holdover engagements in 21 major cities throughout the country, says Columbia. The Capra production has been held for another week at the Music Hall.

Hossfeld in K. C. Study

Kansas City, April 23.—M. Hossfeld of National Theatres is making a survey of Fox Midwest theatres in this territory.

'Fever,' Benny Break Records In Cleveland

Cleveland, April 23.—"Petticoat Fever" and Jack Benny broke all records at Loew's State last week with $40,500 at 60 cents top. Benny played 36 shows during the week, five every day except Saturday when he played six. It is estimated that more than 100,000 paid admissions made up the total, which lacks only $2,000 of the average total city first run business.

"Charlie Chan at the Circus" took second place in popular favor, doubling the Allen average with a $6,000 take.

"Big Brown Eyes" went $800 under the wire at Loew's Stillman with a $3,200 take.

"Don't Gamble With Love" at the RKO Palace, with the second week of "Folies Comique" on the stage dropped from the average $15,000 take to $13,500.

"The Singing Kid" went $2,500 over par at Warners' Hippodrome, grossing $10,500 as against an $8,000 average.

Benny proved the heaviest competition in town. A 3-day sell out for "Winterset" at the Hanna also cut into business, as did three performances of "Parsifal" by the Cleveland Symphony orchestra.

Total first run business was $73,700. Average is $42,000.

Estimated takings for the week ending April 17:

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
ALLEN—(3,300), 30c-35c-42c, 7 days. **Gross:** $6,000. (Average, $3,000)

"PETTICOAT FEVER" (M-G-M)
LOEW'S STATE—(3,400), 30c-42c-60c, 7 days. Stage: Jack Benny, Mary Livingston and show. **Gross:** $40,500. (Average, $15,000)

"BIG BROWN EYES" (Para.)
LOEW'S STILLMAN—(1,900), 25c-35c, 7 days. **Gross:** $3,200. (Average, $4,000)

"DON'T GAMBLE WITH LOVE" (Col.)
RKO PALACE—(3,100), 30c-42c-60c, 7 days. Stage: "Folies Comique," 2nd week. **Gross:** $13,500. (Average, $15,000)

"THE SINGING KID" (F. N.)
WARNERS' HIPPODROME—(3,800), 30c-35c-42c, 7 days. **Gross:** $10,500. (Average, $8,000)

Hold Ottawa Screening

Ottawa, April 23.—The Ridea here was the scene of a special charity show under the auspices of the Laurentian Chapter, Imperial Order Daughters of the Empire, when two features owned by the organization were screened. They were "Royal Remembrances" and "King's Christmas Pudding." Dignitaries also attended an invitation showing of the World War film, "Forgotten Men," at the Imperial.

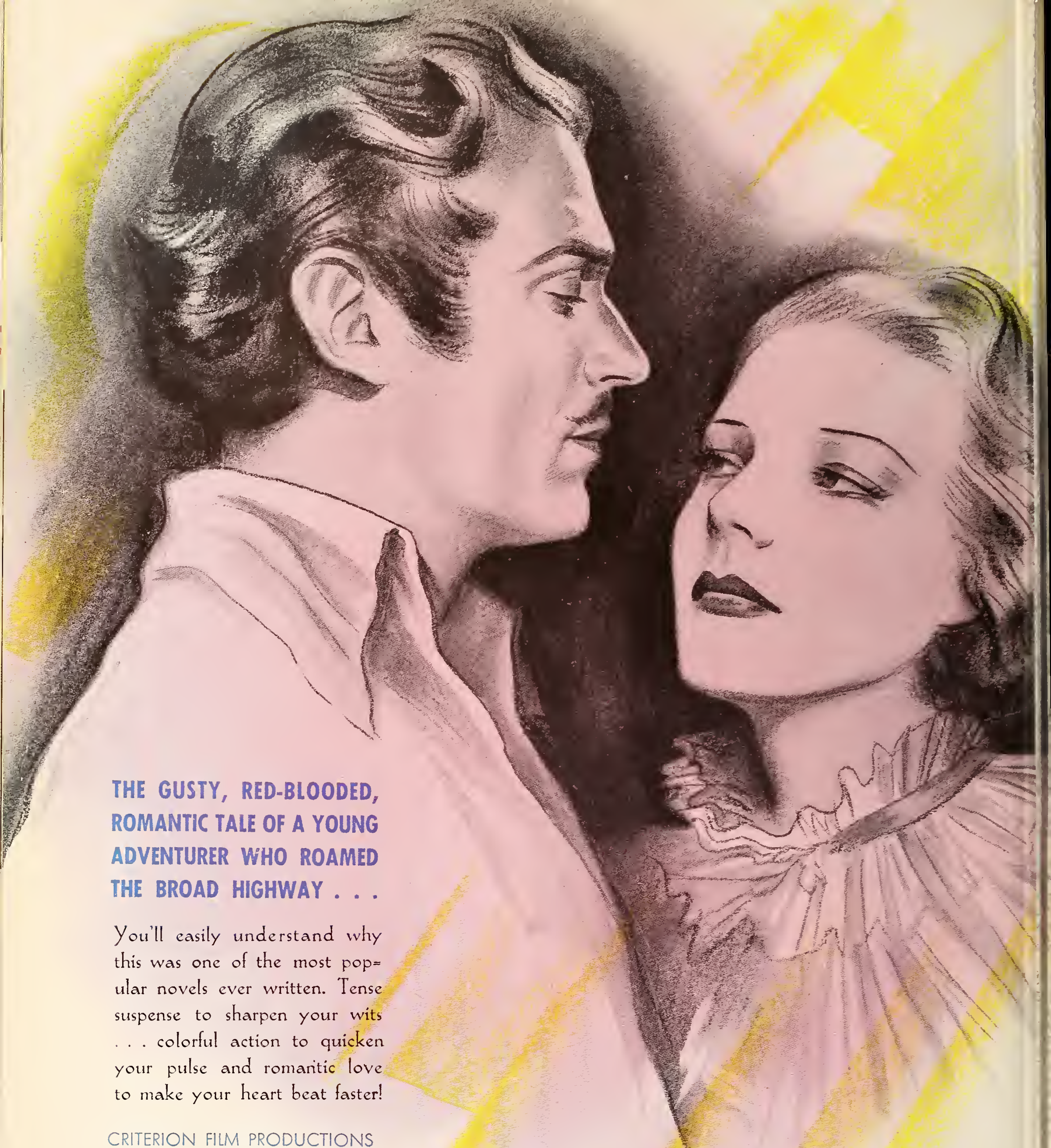
E. W. Stoltz Married

Bradenton, Fla., April 23.—E. W. Stoltz, Jr., of the Palmetto here, was married recently to Fay Alberta Rigdell. At Lake City, Cecil E. Rhodes, manager of the Grand there, was married to Vernon Hill.

Henry Joins Columbia

Hollywood, April 23.—Bill Henry, veteran publicity man and recently with Educational, has joined the Columbia publicity department.

The winnah .....and new champion!
THE
Amateur Gentleman



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You'll easily understand why this was one of the most popular novels ever written. Tense suspense to sharpen your wits . . . colorful action to quicken your pulse and romantic love to make your heart beat faster!

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GORDON HARKER
(by arrangement with G B.)

Directed by THORNTON FREELAND
Produced by MARCEL HELLMAN

Released thru
UNITED ARTISTS

"Deeds" Smash Sock at Frisco With $14,000

San Francisco, April 23.—"Mr. Deeds Goes to Town" turned out to e a smash hit at the Orpheum, the 14,000 take going $7,200 over par in week when few other houses had nything to boast about.

"The Great Ziegfeld" got off to a ood start at the Geary at $1.65 top, iving two shows a day. It reached 12,800 at the Geary. "The Ghost Goes West" was up by $1,000 on a ake of $10,000 at the United Artists. The Singing Kid" and "Boulder Dam" at the Paramount garnered 15,000.

Total first run business was $96,900. Average without the Geary is $74,400.

Estimated takings:

Week Ending April 14:

"MURDER ON A BRIDLE PATH" (Radio)
GOLDEN GATE—(2,850), 15c-25c-35c-0c, 7 days. Stage: band. **Gross:** $13,000. Average, $14,500)

Week Ending April 15:

PENITENTE MURDER CASE" (Revier)
EMBASSY—(1,400), 15c-30c-35c, 7 days. nd week. **Gross:** $4,000. (Average, $3,600)

MR. DEEDS GOES TO TOWN" (Col.)
ORPHEUM—(2,440), 15c-30c-35c-40c, 7 ays. **Gross:** $14,000. (Average, $6,800)

"SINGING KID" (F. N.)
"BOULDER DAM" (W. B.)
PARAMOUNT—(2,740), 15c-30c-35c-40c, days. **Gross:** $15,000. (Average, $11,500)

Week Ending April 16:

"ROAD GANG" (F. N.)
"BOYS WILL BE BOYS" (G. B.)
FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** 5,500. (Average, $6,000)

"ROSE MARIE" (M-G-M)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 ays, 2nd week. **Gross:** $6,500. (Average, 7,000)

"PETTICOAT FEVER" (M-G-M)
"CHARLIE CHAN AT THE CIRCUS) (20th-Fox)
WARFIELD—(2,680), 15c-30c-35c-40c, 7 ays, 2nd week. **Gross:** $15,000. (Average, 15,000)

Week Ending April 17:

"LA MATERNELLE" (French)
CLAY—(400), 15c-35c, 7 days, 2nd week. **ross:** $1,100. (Average, $1,000)

"GREAT ZIEGFELD" (M-G-M)
GEARY—(1,400). 55c-85c-$1.10-$1.65, 7 ays. **Gross:** $12,800.

"GHOST GOES WEST" (U. A.)
UNITED ARTISTS—(1,200), 15c-25c-35c-0c-55c, 7 days. **Gross:** $10,000. (Average, ,000)

Sign Dolores Costello

Hollywood, April 23.—Paramount as signed Dolores Costello Barrymore the leading feminine role in the ext George Raft picture which is now entatively called "Yours for the Asking." Lynn Overman, James Gleason nd Edgar Kennedy have also been dded to the cast. Production on he film started April 20 with Alexander Hall directing under the supervision of Lewis Gensler.

20th-Fox Will Build

Des Moines, April 23.—Twentieth Century-Fox is about to start a new xchange building at 13th and High ts. It will be of brick and stone, 50 . by 128 ft., and will be ready in eptember. It will also be air conditioned.

National Expands in Hub

Boston, April 23.—National Screen ervice, headed locally by Harry Kirchgessner, has taken over quarters n Church St. for the exhibition of obby fronts, displays and posters.

"Mr. Deeds" Pulls $2,300 in Lincoln

Lincoln, Neb., April 23.—With "Mr. Deeds Goes to Town" finishing strong enough to merit a holdover at the Varsity, all other business was better than average. "Deeds" gathered $2,300, $1,000 up, and better business than the house has seen in some time. The box-office scale was jumped from 25c top to 40c.

"Captain January" was unable to muster much strength, although getting above par by $300 with $3,400. "Petticoat Fever" at the Lincoln with $3,000 was $800 up. The Orpheum with its combination of vaudeville and films was satisfactory.

Total first run business was $12,900. Average is $9,850.

Estimated takings:

Week Ending April 15:

"HOUSE OF A THOUSAND CANDLES" (Republic)
"TRAIL OF TERROR" (Spectrum)
"SPY 77" (First Division)
"HOT OFF THE PRESS" (Victory)
LIBERTY—(1,200), 10c, 7 days on split week basis. **Gross:** $1,100. (Average, $850)

Week Ending April 16:

"MR. DEEDS GOES TO TOWN" (Col.)
VARSITY—(1,100), 10c-20c-25c-40c, 7 days. **Gross:** $2,300. (Average, $1,300)

"PETTICOAT FEVER" (M-G-M)
LINCOLN—(1,600), 10c-20c-25c, 7 days. **Gross:** $3,000. (Average, $2,200)

"SNOWED UNDER" (F. N.)
"PETER IBBETSON" (Para.)
"MAN WHO BROKE THE BANK" (20th-Fox)
ORPHEUM—(1,350), 10c-15c-20c-25c, 7 days. **Gross:** $3,100. (Average, $2,100)

Week Ending April 17:

"CAPTAIN JANUARY" (20th-Fox)
STUART—(2,000), 10c-25c-40c, 7 days. **Gross:** $3,400. (Average, $3,100)

"Secrets" on Dual Only Buffalo Draw

Buffalo, April 23.—A combination of rain and the Holy Week lull knocked the bottom out of grosses with the result that "Lady of Secrets" on a dual with "Too Tough to Kill" was the only combination to show much of a profit. The take at the Lafayette was $6,300, over the line by $300.

The Century, with "Man Hunt" and "Seven Keys to Baldpate," was the only other spot to make the grade. It took $6,000, over par by $200.

"Tobacco Road," at the Erlanger for the third time this year, drew fair houses in a six-day run.

Total first run business was $36,000. Average is $42,000.

Estimated takings for the week ending April 11:

"COLLEEN" (W.B.)
BUFFALO — (3,000), 30c-50c, 7 days. **Gross:** $11,500. (Average, $12,000)

"TIMOTHY'S QUEST" (Para.)
"MY MARRIAGE" (20th-Fox)
HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $3,800. (Average, $7,300)

"THE THREE GODFATHERS" (M-G-M)
"HER MASTER'S VOICE" (Para.)
GREAT LAKES—(3,000). 25c-40c, 7 days. **Gross:** $4,900. (Average, $7,300)

"MAN HUNT" (W.B.)
"SEVEN KEYS TO BALDPATE" (Radio)
CENTURY—(3,000). 25c, 7 days. **Gross:** $6,000. (Average, $5,800)

"LADY OF SECRETS" (Col.)
"TOO TOUGH TO KILL" (Col.)
LAFAYETTE — (3,300), 25c, 7 days. **Gross:** $6,300. (Average, $6,000)

"BRIDGE OF SIGHS" (Invincible)
STATE — (1,600), 15c-25c-35c, 7 days. Stage: "Springtime" revue, with La Temple & Co. **Gross:** $3,000. (Average, $3,600)

Powell Suppressed

Hollywood, April 23.—William Powell tries to suppress William Powell as much as possible in a characterization. His press agent says so.

The repressing, the press agent says, is done so he can express the reactions of the murderer, card sharp, big business man, or whatever he happens to be portraying.

But the fans keep right on paying to see William Powell, suppressed or otherwise.

"These Three" Big In Montreal Pickup

Montreal, April 23.—The film entertainment world came back to life during Easter Week and all first runs went over the top. The technical leader was the Princess with $10,000 on a double bill headed by "These Three" which was held over for a second week.

Cash volume leadership was taken by Loew's at $13,500 on a combination fare topped by "The Man Who Broke the Bank at Monte Carlo," this total being helped by the staging of morning shows for children.

Helped by intensive promotion, the Capitol grabbed $11,000 with "Desire" and "Give Us This Night," while the Palace went to $12,000 on "The Trail of the Lonesome Pine."

Legitimate stage opposition was provided for the first time in months by the presentation of "Personal Appearance" at His Majesty's.

Total first run business was $50,500. Average is $41,500.

Estimated takings for the week ending April 18:

"DESIRE" (Para.)
"GIVE US THIS NIGHT" (Para.)
CAPITOL—(2,547), 25c-35c-40c-50c-60c, 7 days. **Gross:** $11,000. (Average, $9,500.)

"PREVIEW MURDER MYSTERY" (Para.)
IMPERIAL — (1,914), 15c-20c-25c-34c, 7 days. **Gross:** $4,000. (Average, $3,500)

"MAN WHO BROKE THE BANK AT MONTE CARLO" (20th-Fox)
"DON'T GET PERSONAL" (Univ.)
LOEW'S — (3,115). 30c-34c-40c-50c-60c, 7 days. Stage: Wild Animal Circus. **Gross:** $13,500. (Average, $10,500)

"TRAIL OF THE LONESOME PINE" (Para.)
PALACE — (2,600), 25c-35c-40c-50c-65c, 7 days. **Gross:** $12,000. (Average, $11,000)

"THESE THREE" (U. A.)
"PRIDE OF THE MARINES" (Col.)
PRINCESS—(2,272), 25c-30c-35c-50c-65c, 7 days. **Gross:** $10,000. (Average, $7,000). Held over.

Fox Midwest Remodeling

Kansas City, April 23.—Fox Midwest is spending approximately $25,000 in completing the third floor of the Uptown building where it will move its offices the latter part of June from the Country Club Plaza. The third floor of the building has been unfinished since the building was erected 10 years ago.

A part of the second floor will be remodeled, and the entire improvement will give the circuit double the space it has at present.

Releasing "Cuckoos"

Ray Knight's "Cuckoo Newsreel," produced by James H. Harper, is to have its first release this week. The Cuckoos gained fame as radio entertainers.

"Ziegfeld" in $20,000 Start On the Coast

Los Angeles, April 23. — "The Great Ziegfeld" got off to a flying start at the reopened Carthay Circle by grabbing $20,000 the first week at $1.50 top.

"Sutter's Gold" was also in the money in a big way. It went $3,800 over normal for a gross of $7,000 at the Pantages, but was not impressive at the Hillstreet, where the $5,500 gross was $2,500 below the line.

"'Till We Meet Again" and "Too Many Parents" were strong at $19,222 at the Paramount with a stage show headed by Veloz and Yolanda.

Total first run business was $96,422. Average is $88,150.

Estimated takings for the week ending April 22:

"THE GREAT ZIEGFELD" (M-G-M)
CARTHAY CIRCLE—(1,518), 50c-$1.50, 7 days. **Gross:** $20,000.

"A MESSAGE TO GARCIA" (20th-Fox)
"GARDEN MURDER CASE" (M-G-M)
CHINESE — (2,500), 30c-55c, 7 days. **Gross:** $10,000. (Average, $12,500)

"KING OF THE DAMNED" (G. B.)
FILMARTE—(800), 30c-40c, 7 days. **Gross:** $1,200. (Average, $2,000)

"EVERY SATURDAY NIGHT" (20th-Fox)
4 STAR—(900), 30c-55c, 7 days. **Gross:** $2,400. (Average, $3,250)

"LA MATERNELLE" (Metropolis)
GRAND INTERNAT'L—(750), 35c-40c, 7 days. **Gross:** $1,800. (Average, $1,200)

"SUTTER'S GOLD" (Univ.)
HILLSTREET—(2,700), 25c-40c, 7 days. **Gross:** $5,500. (Average, $8,000)

"A MESSAGE TO GARCIA" (20th-Fox)
"GARDEN MURDER CASE" (M-G-M)
LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $14,500. (Average, $14,000)

"SUTTER'S GOLD" (Univ.).
PANTAGES—(3,000), 25c-40c, 7 days. **Gross:** $7,000. (Average, $3,200)

"'TILL WE MEET AGAIN" (Para.)
"TOO MANY PARENTS" (Para.)
PARAMOUNT—(3,595), 30c-55c, 7 days. Stage: Veloz & Yolanda, Al Lyons and his orchestra, F. & M. revue. **Gross:** $19,222. (Average, $18,000)

"I MARRIED A DOCTOR" (W. B.)
WARNER BROS. (HOLLYWOOD)—(3,000), 25c-40c, 7 days. **Gross:** $7,800. (Average, $14,000)

"I MARRIED A DOCTOR" (W. B.)
WARNER BROS. (DOWNTOWN)—(3,400), 25c-40c, 7 days. **Gross:** $7,000. (Average, $12,000)

"Wife," on a Dual, $9,800, Omaha Top

Omaha, April 23.—"Wife vs. Secretary," opening on the Saturday preceding Easter, with "The Last of the Pagans" the other half of a dual bill, was the bell-ringer of the week. It grabbed $9,800 at the Omaha, over normal by $4,800.

"The Singing Kid," opening in the middle of Holy Week, did a strong $5,800 at the Brandeis in eight days.

Total first run business was $22,800. Average is $17,300.

Estimated takings:

Week Ending April 15:

"THE SINGING KID" (F.N.)
BRANDEIS—(1,200), 25c-35c-40c, 8 days. **Gross:** $5,800. (Average, $4,800)

Week Ending April 16:

"LITTLE LORD FAUNTLEROY" (U.A.)
"MILLIONS IN THE AIR" (Para.)
ORPHEUM—(3,000), 25c-40c, 7 days. **Gross:** $7,800. (Average, $7,500)

Week Ending April 17:

"WIFE VS. SECRETARY" (M-G-M)
"LAST OF THE PAGANS" (M-G-M)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $9,800. (Average, $5,000)

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ROBERT TAYLOR

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VOL. 39. NO. 98 NEW YORK, SATURDAY, APRIL 25, 1936 TEN CENTS

olumbia to Have 48 for '36-'37 List

Total Same as for This Year; 16 Westerns

Columbia's schedule for 1936-37 will be the same as the current season, ack Cohn, vice-president, declared yesterday upon his arrival from the oast, where he spent a month conferring with his brother, Harry. The output will comprise 48 features, 16 of which will be westerns.

Enthused over the new batch of plays and stories purchased for next eason, Cohn stated an announcement of titles will be forthcoming early next week.

Details in connection with the company's plans to produce in England will be made known after Cohn goes over the matter with Joseph H. Seidelman, head of the foreign department. Joseph Friedman, head of he company's activities in England, recently accompanied Seidelman to he coast, where they discussed Engish production with Harry and Jack Cohn. It is understood that about a half dozen pictures will be made in London for quota purposes. Friedman has returned to England.

Cohn was accompanied by William Lengel, eastern story editor. Richard

(Continued on page 4)

Brokers Ordered to Produce Fox Records

Judge Robert P. Patterson in Federal Court yesterday denied a motion made on behalf of five stock brokerage houses to vacate subpoenas issued at the request of the Capital Co. to examine their records in connection with a judgment obtained by the Capital Co. against William Fox for $297,412.

Judge Patterson's order directs the brokerage houses to produce their records for examination by Capital's counsel. The Capital Co. charges that Fox has concealed assets in the brokerage firms.

Five Are Called in Spanish Mutua Suit

BARCELONA, April 24.—Five members of the board of directors of Mutua, organization of distributors, with the exception of Zoilo Oliver, president, have been summoned to appear in court on Monday in the suit brought recently by three local exhibitors on charges of coercion.

The board is composed of Enrique

(Continued on page 4)

ITOA Appeal On Sales Tax Meets Rebuff

Move Leaves Distributor Appeal Only Case Up

The I.T.O.A.'s efforts to obtain an injunction restraining the city from levying a sales tax on film rentals and distributors from collecting it collapsed yesterday when the Appellate Division denied a motion to permit the I.T.O.A. to take its action to the Court of Appeals at Albany.

Yesterday's decision definitely closes the door on efforts to forestall by the injunctive method the collection of the tax from exhibitors. New York exchanges, in consequence, will continue to add two per cent to film rentals to provide for the tax until the pending court efforts of the distributors to prove that films are not subject to a municipal tax are concluded. If the distributors are successful in their efforts, the levy now being collected and held in escrow will be returned to exhibitors.

The I.T.O.A. action was brought through Harlou, Inc., and Quinral, Inc., operators of Brooklyn theatres. It charged that the city's assessment

(Continued on page 4)

New Rocky Mountain Group Being Formed

DENVER, April 24.—A Theatre Owners' Ass'n. of the Rocky Mountain Region is being formed in this territory by Denver Theatre Managers, Inc. At their last meeting the

(Continued on page 4)

Move Clocks Ahead

Daylight saving goes into effect tomorrow morning at 2 o'clock.

Exhibitors can turn their clocks ahead an hour after the last performance tonight without violating the rules, however.

Fight M-G-M Writ To Appeal 'Lynton'

WASHINGTON, April 24.—Attorneys for Edward Sheldon and Margaret Ayer Barnes, playwrights, today filed a petition with the U. S. Supreme Court in opposition to the request by M-G-M for a review by the high court of the recent Circuit Court of Appeals decision against M-G-M in the plagiarism action involving the film "Letty Lynton."

Today was the final day for the filing of the brief by the plaintiffs. The Supreme Court is not expected to make known whether or not it will hear the case until May 11. Since the court recesses for the summer early in June, it is unlikely that the appeal will be heard until the fall term of the court at the earliest, in the event it is decided to review the case.

The playwrights brought the action against M-G-M, charging plagiarism of their copyrighted play,

(Continued on page 4)

Republic Heads in K. C. on '36-'37 Plans

KANSAS CITY April 24.—Republic executives are here to map next season's program. From New York are Herbert J. Yates, W. Ray Johnston, Eddie Schnitzer and Herman Gluckman. From the coast is Nat Levine.

Hearing in St. Louis Case Put Over Until Next Friday

A hearing on motions filed by Warners, Paramount, RKO and the Government in connection with the Government's petition for an injunction to prevent the majors from continuing to refuse first run product to F. & M.'s Ambassador, Missouri and New Grand Central theatres in St. Louis was postponed yesterday until next Friday by mutual consent of all parties.

Louis Connick of Thacher, Bartlett & Simpson represented the defendants while Russell Hardy appeared for the Government when the case was called before Federal Judge John C. Knox.

Eugene Ford of Cravath, de Gersdorff, Swaine & Wood and Hardy will confer today on papers to be included in the Supreme Court appeal from a decision by Federal Judge Joseph West Molyneaux dismissing the equity trial in St. Louis without prejudice. The defendants hold that Judge Molyneaux had no right to dismiss the action after it had progressed to the completion of the Government's case.

Hardy will return to Washington today and return May 1 for the delayed hearings. The defendants' motion is for a bill of particulars and the Government's request is for preference on the calendar.

Studio Craft Get 10%-15% Wage Raises

End IATSE-IBEW Row Over Jurisdiction

All studio crafts under the jurisdiction of the I. A. T. S. E. and the I. B. E. W. will receive a 10 per cent increase in wages for the ensuing year, while members of the teamsters' and chauffeurs' union are given a 15 per cent increase as a result of agreements reached yesterday in closing negotiations between the producers' labor committee and international presidents of the unions embraced by the five-year basic agreement with studios.

In accepting the wage increases the studio unions relinquished their demands for a 30-hour week, which results in continuing studio crafts on the present 36-hour basis. Wage and hour schedules for the musicians' union and the carpenters' and joiners' union continue unchanged.

The jurisdictional dispute between the I. B. E. W. and the I. A. T. S. E. over sound men was adjusted during the negotiations on a basis which gives the I. A. jurisdiction over the operation of sound equipment, and the I. B. E. W. jurisdiction over construction, maintenance and repair work.

The meeting agreed unanimously

(Continued on page 4)

Hart Wins Verdict Of $85,000 in Suit

After one hour's deliberation a jury in N. Y. Supreme Court yesterday brought in a verdict of $85,000 in favor of William S. Hart in connection with his $500,000 conspiracy suit against the United Artists Corp. Counsel for United Artists immediately made a motion to set the verdict aside as excessive, but Judge Philip J. McCook denied the motion. Thereupon counsel for United Artists indicated an appeal would be taken.

Phila. Unit to Seek New Reconciliation

PHILADELPHIA April 24.—On motion of Abe Sablosky, Lewen Pizor, president of the M. P. T. O. of Eastern Pennsylvania, Southern New Jersey and Delaware, today appointed a committee to meet with members of recently formed Independent M. P. T. O., headed by Charles Segall, and other units, relative to their re-

(Continued on page 4)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 25, 1936 No. 98

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Para. Wins Chicago Suit Over Contract

CHICAGO, April 24.—The Illinois Supreme Court today denied the petition of George and Jean Gehring operating the Roseland, to prevent Paramount from collecting $3,073 in damages for breach of contract by cancellation.

The Supreme Court upheld a decision of the Appellate Division. The ruling is seen here as of great importance, since it is the first decision in Illinois on film contracts. It is expected the verdict will result in a more stringent attitude on the part of distributors with regard to contract violations in the state.

See 300 at SMPE Meeting on Monday

CHICAGO, April 24.—Approximately 300 delegates are expected to attend the annual spring meeting of the Society of M. P. Engineers, which opens Monday at the Edgewater Beach Hotel, and will run for four days. The board of governors will meet tomorrow to determine organization policy and complete plans for the convention.

Much interest has been shown in the new sound system of Douglas Shearer of M-G-M, which will be demonstrated during the meeting.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Under Two Flags"

(Twentieth Century-Fox)

HOLLYWOOD, April 24.—Combining all the available showmanship angles into one dramatic unit, Ouida's famous tale of love, sacrifice and bravery in the Foreign Legion comes to the screen with an effective pictorial translation assuring heavy grosses.

Swiftly moving pageantry, stark, powerful drama and the tender love interest of the tale are brought out in strong relief for exploitation punch with a powerful box-office cast headed by Claudette Colbert, Ronald Colman, Victor McLaglen and Rosalind Russell.

The film surmounts all the African Foreign Legion chronicles to date. The predominating theme is the love of Miss Colbert as Cigarette and Miss Russell as Lady Venetia for Colman, who fled a jail sentence in England as a result of shielding his wayward brother. McLaglen is forceful as the commander of the Legion post at Algeria who becomes insanely jealous of Miss Colbert's affection for Colman. The picture carries a dramatic impact when Arabs declare war and McLaglen sends sergeant Colman into almost certain death among the Arab tribes to assuage their jealous emotion.

Miss Colbert eventually sacrifices her life to save Colman and his surrounded battalion. Colman and Miss Russell, as predestined, are brought together at the finale. The battle scenes are done with effective savagery and pictorial beauty. Frank Lloyd has drained each situation, building for dramatic potency.

All the cast performances, including as the supporting players Gregory Ratoff, Nigel Bruce, C. Henry Gordon, Herbert Mundin, John Carradine and Lumsden Hare, are carried off in expert fashion.

W. P. Lipscomb and Walter Ferris have sustained the Ouida punch in an otherwise intelligent screen play. Ernest Palmer and Sidney Wagner photographed with imaginative artistry and dramatic evaluation. Darryl F. Zanuck and associate producer, Raymond Griffith, have embellished the film with significant showmanship values certain to please all types of audiences.

Production Code Seal, No. 1,977. Running time, 100 minutes. "G."

Warner Firms File 67 New Music Suits

Sixty-seven more copyright infringement suits have been filed by Warner music subsidiaries against radio stations, night clubs and restaurants.

The radio stations are: WADC, Akron; WHIO, Dayton; WBTM, Danville, Va.; WMNJ, Daytona Beach; WALA, Mobile; WCAM, Camden; WOV, New York; WTOC, Savannah; WGAR, Cleveland; KMOX, St. Louis; EGMA, Oklahoma City; WBNO and WSMB, New Orleans; WKY, San Francisco; KTAT, Fort Worth; WGAR, Cleveland; WGR, Buffalo; WDOD, Chattanooga; WHFC and WGFC, Cicero; WCHS, Charleston; WCSH, Portland; WNEW, Newark; WMEX, Boston; WJAX, Jacksonville; WHBF, Rock Island; WTFI, Athens, Ga.

Cagney Retrial Refused

LOS ANGELES, April 24.—Superior Judge Charles I. Bogue today denied the motion filed by attorneys of Warner Bros. asking for a retrial of the Cagney contract case.

An appeal will be filed with higher court next week.

Following the court session, Jack L. Warner issued a statement in which he said, "We are very much disappointed at the court's refusal to grant a new trial. We intend, of course, to appeal to the Supreme Court from the decision. We have every confidence that our contentions and position will be upheld."

Flash Previews

"Speed"—Interesting program entertainment telling the story of an auto racing driver in the employ of a car manufacturer. James Stewart, Wendy Barrie, Una Merkel and others.

"Born to Fight"—Another prizefighter tale which, even if slightly implausible, should be well received by devotees of yarns told against the background of the squared circle.

These pictures will be reviewed in full in a coming issue of MOTION PICTURE DAILY.

Golfers Will Battle

Motion Picture Herald today will do battle with MOTION PICTURE DAILY for the championship title of something or other, on the golf course of the Knickerbocker Country Club at Tenafly, New Jersey, where Herbert Vreeland Fecke and Raymond Gallagher are to work out a challenge with James Cron and Theodore Sullivan, the winning team to get the inter-departmental mustache cup, suitably engraved.

M-G-M Men Leave May 9

M-G-M home office executives will leave May 9 for Chicago to attend the two-day convention at the Palmer House, starting May 11. The Warner New York sales and home office forces will head for Los Angeles on May 28 to attend the three-day annual meeting at the Ambassador, beginning June 1.

◂ Purely Personal ▸

CLAYTON BOND, TOBY GRUEN, WILLIAM RODGERS, WILLIAM SCULLY, M. A. SCHLESINGER, JOSEPH SEIDER, EUGENE ZUKOR and JOHN W. HICKS, JR., congregated at the Astor Hunting Room for lunch yesterday while at the Tavern were JOE HORNSTEIN, LEO JUSTIN, ROBERT BENJAMIN, MORRIS JACKS, CHARLES MOSES, MITCHELL KLUPT, LAURENCE STALLINGS, TRUMAN TALLEY, LEW LEHR, ED THORGERSEN, I. E. CHADWICK, HARRY THOMAS, CHARLES PAINE, RALPH POUCHER, JACK BARNSTYN and EMIL JENSEN.

●

GILBERT GABRIEL, drama critic of *The New York American*, today goes on sabbatical leave to Hollywood. There, he will do the script of his own novel, "I, James Lewis," for Paramount.

Quip of the Day

Just before the Government's civil case was called yesterday in the Federal Court, Russell Hardy singled out I. Levinson of the Warner legal staff and congratulated him on the arrival of a son in his family.

Amazed somewhat, Levinson asked Hardy how he knew about it.

Hardy shot back: "The Dep't of Justice finds out everything."

CHARLIE PETTIJOHN is polishing the puttees and saber preparatory to joining the ex-Kentucky Colonel delegation which heads for the Derby 'long about next Thursday.

●

DOUGLAS FAIRBANKS, SR., and his wife, the former LADY SYLVIA ASHLEY, due in a few days from England, en route to Hollywood.

●

JAKE SHUBERT and his attorney, BILLY KLEIN, are en route to London. Some talk around that it concerns a film tieup there.

●

NORMAN H. MORAY, Vitaphone sales manager, returns from his annual swing around the country Monday.

●

SYLVIA SIDNEY on the way east from Hollywood, London-bound for her picture with G.B.

●

AUBREY HAMMOND, English designer, has arrived from London en route to Hollywood.

●

P. D. COCHRAN and JOE WEIL of Universal are due back from the coast tomorrow night.

●

BUDDY MARCUS, librarian at M-G-M, celebrates another birthday on Monday.

●

RALPH POUCHER today observes a personal milestone. It's his birthday.

●

HERMAN ROBBINS, in Chicago today, arrives in town Monday.

●

FRANK KOLBE is en route to Europe for a vacation.

QUALITY

PRODUCERS of many special-purpose pictures must have Eastman Super X Panchromatic Negative because of its unusual characteristics. And the bulk of the industry's big feature hits regularly benefit by its unmatched photographic quality. Eastman Kodak Company, Rochester, N. Y. (J. E. Brulatour, Inc., Distributors, Fort Lee, New York, Chicago, Hollywood.)

EASTMAN *SUPER X*

PANCHROMATIC NEGATIVE

"Fauntleroy" Detroit Top; Gets $22,500

DETROIT, April 24.—"Little Lord Fauntleroy," with Ruth Etting heading a vaudeville bill on the stage, took top money here last week, $22,500, at the Michigan. This was $2,500 to the good.

"The House of a Thousand Candles," with "Folies Comiques" on the stage, pulled $12,600 at the RKO Downtown. This was $2,600 over par. "Sutter's Gold" did well at the Fox with $21,400. Fats Waller and his orchestra were on the stage.

Total first run business was $73,700. Average is $70,000.

Estimated takings for the week ending April 23:

"CAPTAIN JANUARY" (20th-Fox)
ADAMS—(1,770), 10c-40c, 7 days, 2nd week. **Gross:** $4,600. (Average, $5,000)

"SUTTER'S GOLD" (Univ.)
FOX—(5,100), 15c-75c, 7 days. Stage: Fats Waller orchestra. **Gross:** $21,400. (Average, $20,000)

"LITTLE LORD FAUNTLEROY" (U.A.)
MICHIGAN—(4,100), 15c-75c, 7 days. Stage: Ruth Etting and vaudeville. **Gross:** $22,500. (Average, $20,000)

"THE SKY PARADE" (Para.)
"BIG BROWN EYES" (Para.)
STATE—(3,000), 10c-40c, 7 days. **Gross:** $4,100. (Average, $5,000)

"WIFE vs. SECRETARY" (M-G-M)
UNITED ARTISTS—(2,070), 15c-65c, 7 days, 2nd week. **Gross:** $8,500. (Average, $10,000)

"HOUSE OF A THOUSAND CANDLES" (Rep.)
RKO DOWNTOWN—(2,950), 15c-75c 7 days. Stage: "Folies Comiques." **Gross:** $12,600. (Average, $10,000)

Columbia to Have 48 for '36-'37 List

(*Continued from page 1*)

Aldrich, play editor, returned last Monday.

Columbia will produce plays independent of the Authors' League, Cohn added. "We will put on shows with our own people," he said.

"We can't wait for them to make up their minds what to do. They want to run the business," Cohn concluded.

Convention plans will be set within the next few days. The annual sales meeting most likely will be held some time in June. Harry Cohn will attend.

Richardson in Cleveland

CLEVELAND, April 24.—The National Carbon Co., was host to approximately 50 local theatre managers at a luncheon at the Hollenden Hotel. F. H. Richardson, projection editor of *Motion Picture Herald,* was the guest speaker.

Ruben Is Re-Signed

HOLLYWOOD, April 24.—M-G-M has re-signed J. Walter Ruben, director, to a new pact. He is now finishing "Suicide Club."

Natalie Jarson, actress, also has been given a new contract.

Betting Ban Defeated

BOSTON, April 24.—The Senate has turned down a bill intended to ban pari-mutuel betting in this state. William McCarthy of Lowell says he will re-introduce the measure Monday.

Studio Craft Are Given Wage Raises

(*Continued from page 1*)

that no new crafts would be admitted under the five-year basic agreement at this time, and it is regarded as doubtful whether any will be admitted before the expiration of the basic agreement in 1938. The Screen Actors' Guild and the painters' and utility workers' unions had sought inclusion under the basic agreement during the sessions just closed.

Chauffeurs, drivers and teamsters who receive the 15 per cent increase, have been getting 83 1/3 cents per hour for a six-hour day with a cumulative 36-hour week. I. A. and I. B. E. W. men, who receive a 10 per cent increase, include soundmen, who have a 54-hour cumulative week with scales according to their classifications; cameramen, who also are paid according to classification and who have a cumulative 60-hour week; lamp operators, who have been paid $1 per hour for a six-hour day, and electrical workers, who have been paid $1.16 2/3 per hour for a six-hour day.

Provisions for overtime pay remain unchanged for all crafts covered by the agreement.

New Rocky Mountain Group Being Formed

(*Continued from page 1*)

members voted unanimously that they amend their charter and change the name of the organization to include all theatres in Colorado, New Mexico, Wyoming, western Nebraska, the Texas panhandle and the Dakota Black Hills. Owners and managers of some 400 theatres in these regions will be solicited for membership.

The new organization may replace the Rocky Mountain Theatre Owners' Ass'n., which became dormant two years ago because dues paid were insufficient to keep it going.

Officers of Denver Theatre Managers, Inc., will continue to serve for the remainder of the fiscal year. They are A. P. Archer, president; B. J. Hynes, vice-president; Buzz Briggs, treasurer; Emmett Thurmon, secretary and counsel. Directors are Harry Huffman, Rick Ricketson, D. R. Kline, Dave Cockrill, Frank Milton, Gerald Whitney and Burns Ellison.

Five Are Called in Spanish Mutua Suit

(*Continued from page 1*)

Aguilar of Universal, vice-president; Jose Viros of Warners, secretary; Pedro Ballart and Cifesa Ignacio Simon, for the distributors, and Eduardo Villaseca, for equipment dealers. The defense attorney is the son of the president of the court in which the case is to be heard. Defendants face jail sentences as well as civil suits totaling 500,000 pesetas.

Lesser Picks Agency

Sol Lesser, president of Principal Prod., Inc., has closed a deal with the Blackstone Co., advertising agency, to handle eastern publicity for his company. Lesser will be in New York for another two weeks to close deals for release of "Let's Sing Again."

Fight M-G-M Writ To Appeal 'Lynton'

(*Continued from page 1*)

"Dishonored Lady." In 1934 the Federal district court in New York returned a verdict against the plaintiffs, but on Jan. 17, this year, the Circuit Court of Appeals reversed the lower court. M-G-M petitioned the U. S. Supreme Court for a review about three weeks ago. In the interim, a brief was filed with the Supreme Court on behalf of 17 producers, supporting M-G-M's request for a review. It was pointed out at that time that the issue of public domain, about which the case revolves, is of major importance to all companies, and that if the Circuit Court of Appeals decision is permitted to stand, it will "work a great hardship" on all producers.

M-G-M had contended the material from which the picture was made was a sensational trial in Scotland and was in the public domain. As a result of the reversal, the plaintiff won a damage verdict of $21,000, plus attorneys' fees, based on the showing of the film in 84 houses, assessed at the minimum penalty of $250 per violation under the copyright laws.

I.T.O.A. Sales Tax Appeal Is Rebuffed

(*Continued from page 1*)

of film rentals for the sales tax was illegal, and sought an injunction to restrain the assessment and collection. The injunction was denied successively by the N. Y. Supreme Court and the Appellate Division. The latter's refusal yesterday to permit the action to be carried into the state's highest court now makes it necessary for the I.T.O.A. to return to its original action in which it must proceed to prove that film rentals are not subject to the tax. This is the course being followed by the local distributors in the action by the United Artists exchange, which is regarded as a test case. Melvin Albert of Weisman, Quinn, Allen & Spett, I.T.O.A. attorneys, said he was uncertain what his next move would be.

T. Newman Lawler of O'Brien, Driscoll & Raftery, attorneys for the United Artists exchange, said that the record of the company's appeal from the city's ruling that film rentals are subject to the tax, together with briefs on the law involved, have been completed and will be filed with the Appellate Division early next week. A hearing will be set thereafter.

Phila. Unit to Seek New Reconcilation

(*Continued from page 1*)

joining the Pizor organization. The committee includes Pizor, Sablosky, Ed Jeffries, George P. Aarons and Bud Hissner.

The action was the highlight of a luncheon meeting attended by 40 members, nearly all from this city. Pizor announced that an insurance engineer had been engaged to re-rate theatres without cost to the members. The group advocated a special clause in new contracts to take care of non-delivered product. A legal committee was appointed to study the Ascap situation locally.

Wall Street

Paramount Gains on Board

	High	Low	Close	Net Chang
Columbia, vtc ...	35¼	34	35	....
Consolidated	5⅛	5	5	— ½
Consolidated, pfd	16¾	16¾	16¾	+ ¾
Eastman	163⅝	163	163⅝	+ ½
Loew's, Inc.	46⅝	45	46	+1½
Paramount	8⅞	7⅞	8⅝	+ ¾
Paramount 1 pfd..	68	62	68	+5
Paramount 2 pfd..	9⅞	9⅞	9⅞	+ ½
Pathe Film	9¾	9	9⅜	— [illegible]
RKO	6⅜	5¾	6	+ ½
20th Century-Fox.	24½	23¾	23¾	—1
20th Century, pfd.	32⅛	31⅝	32¼	+ ½
Universal, pfd....	100	99	99	....
Warner Bros. ...	10½	10	10½	+ ½

Little Curb Activity

	High	Low	Close	Net Chang
Sentry Safety	⅝	½	½	— ⅛
Sonotone	2⅞	2¾	2⅞	....
Technicolor	29½	29¼	29½	+ [illegible]
Trans-Lux	3⅞	3¾	3¾	.....

Few Bond Gains

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40	26	26	26	— ½
General Theatre Equip. 6s '40 ctf	26½	25½	26	+ ½
Paramount B'way 3s '55	56	56	56	— ⅛
Paramount Pict. 6s '55	85¾	84	85	+1
Warner Bros. 6s '39 wd	93⅞	93⅛	93⅛	—1⅛

(Quotations at close of April 24)

Allied Head Favors Circuit Theatre Ta

OMAHA, April 24. — Allied o Nebraska and Iowa, according to it president, L. F. Wolcott of Eldor Ia., favors applying the Iowa chai store tax to circuit groups.

This would hit the two A. H Blank circuits, the Tri-States an Central States, and the Finkelstei and Seff groups.

Likewise, Allied would write law in the individual states that woul relieve the exhibitor from the "three way tax" imposed by Ascap; protec all tax-paying business from compe tition with public tax-supported build ings; prohibit distributors from as signing playdates and forbid distribu tors from withholding certain picture from independent exhibitors.

Gillham's Sister Dead

KANSAS CITY, April 24.—Mrs Samuel W. Moore, sister of Rober Gillham, Paramount director of ad vertising and publicity, died here yes terday of pneumonia after a short ill ness. Funeral services will be hel Monday with burial here.

Mayer Starts East

HOLLYWOOD, April 24. — Louis B Mayer and his physician, Dr. E. B Jones, entrained for New York to night accompanied by Howard Dietz Howard Strickling, Jean Hersholt and Frank Orsatti.

Rolsky Has Big Party

KANSAS CITY, April 24.—More than 150 film and theatre men attended the housewarming of Emanuel Rolsky's new home. Rolsky heads the I. T. O. and operates the St. John and National.

Pettey Pinch-Hitting

HOLLYWOOD, April 24.—Tom Pettey, of the New York Hays office, is here substituting on press relations for Lupton Wilkinson who is ill.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

OL. 39. NO. 99 NEW YORK, MONDAY, APRIL 27, 1936 TEN CENTS

TOCC-ITOA Merger to Be Set This Week

Preliminary Details Are Now Agreed Upon

Plans for the merging of the T. C. C. and the I. T. O. A. will be nounced the latter part of the week, was learned over the week-end. Al- ough preliminary details have been reed upon by Charles L. O'Reilly, esident of the former organization, d Harry Brandt, head of the I. T. A., final matters will not be set- d until the reelection of Brandt on ednesday.

The T. O. C. C. has been active in local territory for the past 17 ars and has had among its presi- nts the late Sydney S. Cohen, Wil- m Brandt and Sol E. Raives. At e time it was the most forceful in- pendent exhibitor organization. Since the NRA code expired, the T.

(Continued on page 10)

Local 306-Allied Talks Still Go On

Negotiations for merging Local 6 and Allied M. P. Operators are pected to be concluded sometime in ugust, it is learned. While discus- ons toward a coalition of projec- nists continue from week to week, particular hurry is seen, due to e fact that executives of both unions e not anxious to combine until Sept. when new union pacts with the- res will become effective.

Meanwhile, both unions are picket- g independent theatres in the onx. The cross-picketing is not garded as serious by the unions, th holding tenaciously to the oft- ported stories that Local 306 and lied will definitely be amalgamated the satisfaction of all parties con- rned.

Three Pictures Set For Astoria Studio

"Artists and Models" will be the st of three pictures to be produced Paramount at the Astoria stu- os, starting in June. Although no st has been set, it is understood scar Serlin, who will be in charge production, is lining up the talent d technical crew.

Adolph Zukor, it is reported, will ve the eastern production under his ntrol.

The second picture is slated to be armen" with Gladys Swarthout. ne third is now being selected.

Warners, RKO Talk More Two-a-Day "Dream" Here

Following unusual business accorded the roadshow policy with "A Midsummer Night's Dream," chiefly at its 81st St. and Alden, Jamaica houses, RKO is working on plans to date in the Warner road show in theatres beyond the original 13 "A" neighborhood houses in the metropolitan area on the same policy.

The step is precedental and marks the first time the circuit has ever considered converting subsequent run stands into two-a-day outlets, no matter how briefly.

The scheme is a two-way precedent. When the first batch, all neighborhood key theatres and first run in their zones, was set up, that move, too, had never been tried previously. The Warner organization has been cooperating very closely with RKO in exploiting the attraction and aiding the sale of tickets to schools and clubs.

Warner World Staff To Gather on Coast

Warner, First National and Cosmopolitan Prod. executives from all parts of the world are to gather in Hollywood June 1 for a five-day conference. Executives of Warners' affiliated music publishing houses and other concerns will also be present. The sessions will be held at the Ambassador and will be followed by studio visits.

Business sessions will be presided over by Gradwell Sears, western and southern sales manager, and A. W. Smith, Jr., eastern and Canadian sales manager.

New policies of international application will be discussed and the past year's expansion program will be reviewed.

H. M. Warner, Jack L. Warner, Albert Warner, Sam E. Morris, vice-president in charge of foreign distribution; Edward Hatrick, vice-president of Cosmopolitan; Joseph Bernhard, general manager of Warner

(Continued on page 7)

Thomas Leaves F. D. Within a Few Days

Harry Thomas will formally wind up his affairs as president of First Division in the next few days. Late last week he completed negotiations for the purchase of his contract and 10 per cent interest in the company.

Thomas will reenter the independent distribution field and is negotiating for a series of features to be released through state right exchanges.

Edward L. Alperson, president of Grand National, successor to First Division, officially assumes the post on Friday.

Get Warner Awards

A. W. Smith, Grad Sears and S. Charles Einfeld, art lovers all, have just received from Jack L. Warner his conception of a nice Academy award in appreciation of their work.

The awards are in the form of bronze clenched fists with the middle finger pointing upward toward new achievements.

Concessions Begin in New Season Pacts

Decisions on individual sales policies which major distributors will put in work for the new season as a result of the trade practice conference held with the M. P. T. O. A. committee last week are being made rapidly in anticipation of final meetings with the exhibitor committee beginning May 4.

Definite concessions are known to have been decided upon already by four of the seven national distributors which participated in the exhibitor-distributor conference. Each company's stand will be made known to the exhibitor committee as it meets with each successively. While the results will in fact be the new season sales policy of each company and, as such, not subject to further negotia-

(Continued on page 10)

Speed Production On Current Films

Hollywood, April 26.—While new season production lineups were in the final stages of preparation, camera work continued at full blast here last week in an effort to complete the current season programs. Pictures in the final stages of editing numbered 53.

Although active work on features dropped from the previous week's 45 to the current 43, indications pointed to an early production boom with 20 features scheduled to go into work within the next two weeks. Short

(Continued on page 7)

Settlement Of St. Louis Case Believed Near

Compromise Reported to Be Before Cummings

Settlement of the injunctive proceedings brought by the Government against Warners, RKO and Paramount for allegedly refusing to serve F. & M.'s Ambassador, Missouri and New Grand Central in St. Louis is imminent, it appeared over the week-end. Attorney General Homer S. Cummings is understood from reliable sources to be considering with no little interest terms of a proposed agreement reported near between the complaining and responding parties.

Inasmuch as the civil suit was instituted by the Government, any settlement reached by the litigants must be sanctioned by Washington before the action may be withdrawn from the Federal Court calendar. While no Government representative interested in the St. Louis case will reveal any information in connection with current developments, it is known that Washington is fully aware of discussions already held in the Mound City and in New York in an effort to end the litigation.

While the equity action was under

(Continued on page 7)

Conn. Group Attacks MPTOA 'Domination'

New Haven, April 26. — The I.M.P.T.O. of Connecticut at a recent meeting here passed a resolution pointing out that the organization is not connected with the M.P.T.O.A. in any manner. The resolution declared that the M.P.T.O.A. is dominated by producer-distributors and by theatres owned by or affiliated with them.

It was stated further that Ed Kuykendall, president of the M.P.T.O.A., therefore cannot represent the Connecticut unit's interests in the current trade practice conferences.

No Successor to Be Named for Alperson

No successor will be appointed to replace Edward L. Alperson when he retires May 1 as executive buying head for National Theatres to assume his new duties as president of Grand National Films, Inc., and Grand National Distributing Corp., it is understood.

Spyros Skouras, operating head for

(Continued on page 11)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 27, 1936 No. 99

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone Circle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Kusell, Seider Dicker

Milt Kusell, New York state district manager for Paramount, is now talking over a two-year product deal with Joseph Seider, head of the Prudential circuit. Of the important independent circuits in the local area, Prudential has been the lone holdout on Paramount during the current season.

W. B. Plan 34 Cartoons

Hollywood, April 26.—Warners will increase their cartoon series from the usual 26 to 34 for the new season. Leon Schlesinger will deliver five additional Merrie Melody cartoons and three additional Looney-Toons under the new plan.

Max Roth in Des Moines

Des Moines, April 26.—Max Roth of Kansas City, midwest division manager for Columbia, is in Des Moines assisting Mel Avidon, local manager, plan next season's work.

Deny They'll Sell

Leff-Myers Theatres, through Abraham Leff, president, on Saturday denied any intention of selling out or merging with any other New York circuit.

Insiders' Outlook

By RED KANN

By far, one of the most interesting twists of the year in distribution has had its story only partially told. Little secret cloaked the original reaction of various and sundry of the Warner selling staff in New York when they finally understood the studio was determined to make "A Midsummer Night's Dream." The realization was around and it was general that the Hollywood end might be expected to turn out a picture of genuine merit. Which was what happened. There were the usual misgivings about Shakespeare, costumes, fantasy and a great deal of apprehension about the reception of the completed job on the part of exhibitor and public. . . .

▼

So they talked and talked and out of the palavers came several conclusions. Not in order necessarily, they were:

That "The Dream" was off the beaten track in the theatre and public mind insofar as its departure from routine, accepted entertainment might be concerned. It was agreed finally, and happily so, that a vogue had to be created for it. Charlie Einfeld became the vogue creator. His has been a difficult, but a thoroughly effective, job. When competitive advertising men in other companies say so, all we have to do is to become the reporter, sans any extended comment of our own. . . .

▼

Another conclusion hit on roadshows by way of encompassing the picture with an aura of importance. In many key spots, Warners undertook the special handling themselves. Nothing extraordinary or precedental in that. The astuteness of the barrage, however, began to assert itself very definitely in the scheme set up for dates beyond the major spots. What the plan actually turned out to be was nothing more or less than a reversion to the one-night stands of the legitimate field. . . .

▼

Warners made their dates, hopped up the advance campaign, sold tickets in bulk and in the usual manner to clubs, societies, schools, et al and bounced in and out of a surprising array of lesser cities and towns on the most elastic sort of schedule. In some instances, "The Dream" played three performances, not days. In others, six. The engagements, always at advanced prices, were keyed to the possibilities and the national gross, thus far, has warmed up to this specialized treatment. . . .

▼

An interesting slant, and no accident, moreover, is the manner in which the distributor has remained aloof from his regular accounts, thereby preserving for whatever final gross may develop the revenue from straight picture house deals. It was experience reported from the Middle West which persuaded Nate Blumberg and some others at RKO to spot the picture in thirteen "A" houses of that circuit's Greater New York lineup on a roadshow basis at advanced prices. Nothing like it had been attempted before by RKO operators. The other night—this comes not from RKO and not from Warners—the mobs that milled around the 81st Street theatre gave that sector of residential Broadway an Armistice Night complexion. Apparently, there was something to all of this. . . .

▼

On the strength of the results in a couple of local houses, RKO is dickering with Warners for an extension of the roadshow idea in others of its subsequent run string in the greater city, a something even further removed from the orthodox than the first roadshow plan in the neighborhood first runs. This and other evidences of the workability of the merchandising formula, therefore, have the Warner organization ruffled with a pleasant excitement. They are computing grosses rapidly now and toss up as a forecast a $3,000,000 international take on the Shakespearian fantasy. . . .

▼

Now that's developing a bull's market in optimism, but, be it as it may, our purpose today is a twofold one: First, to draw attention to the soundness of the approach conceived for "The Dream," which is another way of mentioning Grad Sears and Andy Smith. The other was to reflect, but quickly, on the untapped possibilities awaiting exploration and exploitation in channels heretofore talked about largely but acted upon less. It has always been a firm conviction of ours anyway that this business leans too heavily on audiences already its without serious endeavoring to cultivate and attract additions.

▼

The vagaries in the quality of production from one season to another, of course, have sharpened into a real enough problem the maintenance of the status quo and shoved into the rear concern over new ticket buyers. Yet, potentially and as the recent survey on attendance by *Fortune* tended to demonstrate, there is a vast and virginal task ahead about which something ought to be done by somebody. Not as an in-and-out effort, but as a regular piece of assigned business. The Hays organization moves in that direction in what we regard as a self-starter. The momentum, for the selfish sake of their own grosses, ought to be drummed up by distributors. . . .

Legion Approves 13 Of 14 New Picture

Of 14 new pictures reviewed an classified by the National Legion Decency in its list for the curren week, 13 are approved, either for general patronage or for adults. Onl one is noted as objectionable in part

The new pictures, and their classifications, are as follows: Class A-1 Unobjectionable for General Patronage—"The Country Beyond," "Desert Justice," "O'Malley of the Mounted," "Special Investigator," "Three on the Trail." Class A-2, Unobjectionable for Adults—"Amateur Gentleman," "Das Erbe in Pretoria," "I Married a Doctor," "The Last Journey," "Lorenzino de Medici," "Times Square Playboy," "Under Two Flags," "L'Homme des Folies Bergeres." Class B, Objectionable in Part—"Peg of Old Drury."

"Garcia" Again Held After $19,000 Take

"A Message to Garcia," in its third week at the Center, will be held an additional seven days. For the first week, the picture garnered $19,000. It tallied $15,000 for the second week

With the Center holding over, Fox will have four pictures on Broadway next week. "Under Two Flags" follows "Mr. Deeds Goes to Town" into the Music Hall on Thursday, "A Connecticut Yankee" starts a week's engagement at the Roxy, beginning Friday, and the Capitol will most likely continue "Captain January" for another stanza.

The first Paramount western to be booked into the Rialto is "Three on a Trail," which starts its run in about two weeks.

Insurance, Dinner Talked by Salesmen

Group insurance and the Monster Dinner and Charity Dance to be staged at the Astor on Nov. 25 were discussed Saturday at the weekly meeting of M. P. Salesmen, Inc., at the Lincoln.

Ben Roman, former salesman and exhibitor, has been sent to the coast to contact all important studio executives on the souvenir program to be published in connection with the Thanksgiving Eve. affair. The entire proceeds will go to charity.

Mentone Prod. Moves

Mentone Prod. today moves into the RKO Bldg. The company formerly was located in the Knickerbocker Bldg.

The Winnah!

... None other, Ladies and Gentlemen, than that world famous Warner Bros. star . . .

Now millions *more* will want to see her. So don't be satisfied with less than 50% over your best previous Davis business. See the press sheet for 50 ways to get it!

OFFICIALLY ACCLAIMED BY THE MOTION PICTURE ACADEMY AS THE FINEST ACTRESS OF THE YEAR

BETTE DAVIS

Heralded from coast to coast as the top feminine performer in pictures today—and the time to cash in on those acres of award publicity is with her *first* picture since the prize announcement—

"The Golden Arrow"

with

GEORGE BRENT

EUGENE PALLETTE • DICK FORAN
CAROL HUGHES • CATHARINE DOUCET • CRAIG REYNOLDS

A First National Picture • Directed by ALFRED E. GREEN

FOUR BIG MAY DAYS!

MAY 9—'TIMES SQUARE PLAYBOY' by George M. Cohan, with Warren William and June Travis

MAY 16—'THE LAW IN HER HANDS' with Margaret Lindsay, Glenda Farrell
A First National Picture

MAY 23—BETTE DAVIS in 'THE GOLDEN ARROW'

MAY 30—JOE E. BROWN in 'SONS O'GUNS' with Joan Blondell

Seventy Pa. Cities Use Daylight Time

Harrisburg, April 26.—The Pennsylvania Chamber of Commerce yesterday made public a list of 70 towns and cities in the state which will use daylight saving time during the next five months. from today to Sept. 27. In Erie the schedule will be in effect from May 18 to Sept. 7. The list includes 55 per cent of the urban population of the state, and is described as a "preliminary tabulation," since some communities, including this city, have not reached a decision as yet. Daylight saving time is about holding its own, in comparison with last year's list. The following communities will use daylight saving time:

Allentown, Ambridge, Ardmore, Bangor. Beaver Falls, Bethlehem, Birdsboro, Boyertown, Catasaqua, Chester, Coatesville, Dormont, Dravosburg, Downingtown, Doylestown, East Liberty, East Stroudsburg, Easton, Eddystone, Edgeworth, Elizabeth, Emaus, Ephrata, Glassport. Glenside, Hatboro, Hatfield, Jenkintown, Lancaster, Langhorne, Lansdale, McKeesport, Malvern, Manheim, Milford, Morrisville, New Kensington, Newtown, Northampton, North Wales, Norwood, Palmerton, Perkasie, Philadelphia, Phoenixville, Pitcairn, Pittsburgh, Pottstown, Quakertown, Radnor, Rankin, Reading, Royersford, Sewickley, Shillington, Shoemakersville, South Heights, Stroudsburg, Swarthmore, Swissville, Tarentum, Telford, Temple, Turtle Creek, Wilmerding, Wilkinsburg and Willow Grove.

Chance Game Action Is Dropped in K. C.

Kansas City, April 26. — Judge Otis in Federal district court here yesterday dismissed without prejudice the action for a temporary injunction brought by Affiliated Enterprises, Bank Night distributor, against E. S. Young and other independents using a variety pool on Sweepstakes during the past winter.

The purpose of the suit was said to have been accomplished when the independents stopped using the promotion some time ago. However, the dismissal of the suit without prejudice leaves the way open for Affiliated to take court action again if the independents resume the chance game.

New Houses to Make Total for Brandt 53

With the acquisition of the Garden, Paterson, on May 1 and the opening of the new Plaza, Stamford, Conn., the Brandt circuit will have a total of 53 houses, Harry Brandt states. Brandt recently bought a 50 per cent interest in the Hub and University. Al and Charles Gottesman own the other half.

The new Stamford house will seat 1,400. Thomas Lamb is the architect. "One Rainy Afternoon" will be the opening attraction. The Garden, when taken over after Warners step out, will be remodeled at a cost of $50,000. Lamb also is working on these plans.

Films Only 2 Days Weekly, Tax Answer

Pensacola, Fla., April 26.—Carrying out a threat made some time ago, Saenger Theatres will show pictures in this town only two days a week, according to Norman L. Carter of New Orleans, Saenger executive, beginning May 6, when the new city amusement tax goes into effect. The threat was made while the tax bill was being considered.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Speed"

(M-G-M)

Hollywood, April 26.—An engaging individual performance by James Stewart against the fascinating background of a motor factory gives this production standout value as a program picture. Stewart is a racing driver who tests cars by contrived crashes at the factory. Wendy Barrie, daughter of the company president, breaking into the business in the publicity department under an assumed name, learns that Stewart is trying to perfect a carburetor invention. She arranges to have Weldon Heyburn, engineer, help with the experiments.

Stewart misinterprets her interest, believing that she is aiding Heyburn to chisel in on his invention. The quarrel which results continues through crashes at the Indianapolis racetrack and speed tests at Modoc Dry Lake.

Una Merkel plays a straight part as office manager, but her characteristic comedy is regrettably missing. Ted Healy is excellent in a comedy part as a mechanic while Patricia Wilder, known on the air as Honeychile, introduces some topnotch humor as a boy-crazy vamp from the deep South. Ralph Morgan gives a smooth performance as the mill executive.

The interesting factory scenes and exciting racetrack sequences are well spotted in the screen play by Michael Fassier from the story by Milton Krims and Larr Bachman. Edwin L. Marin directed and Lucien Hubbard produced.

Production Code Seal, No. 2,210. Running time, 65 minutes. "G."

"Born to Fight"

(Conn Pictures Corp.)

Hollywood, April 26.—Audiences which can believe that a professional prizefighter who knocks down a racketeer in a night club would leave town with all the speed and secrecy of a criminal who has committed a major crime will enjoy this picture thoroughly. Aside from this story weakness the picture is a swiftly-moving yarn of professional fighting from a backstage angle.

The story starts when Kane Richmond, lightweight contender, floors Jack LaRue, a gambler, in a cafe brawl. On advice from Monty Collins, his manager, Kane leaves for the west via the hobo route. On the road he meets Frankie Darro. Believing that a public appearance would result in a penitentiary sentence for himself, Kane decides to manage a ring career for Darro. With the assistance of Frances Grant, who has inherited a gym where fighters train, Darro is developed into a topnotch flyweight, and as he wins the championship Kane's troubles with the law are dispersed and he is left to culminate his romance with Miss Grant.

Stephen Norris, credited with making the screen adaptation from a novel by Peter B. Kyne, has turned in a workmanlike script which Charles Hutchison directed with sound judgment of values. Maurice Conn and Martin G. Cohn may be credited with a good production and good casting sense. In addition to the players mentioned, good performances are given by Snowflake, negro fight handler, and Sheila Mannors as LaRue's companion. The picture should do well in the market for which it is aimed.

Production Code Seal, No. 2,163. Running time, 65 minutes. "G."

"Sons O' Guns"

(Warners)

Hollywood, April 26.—This adaptation of the once popular stage play gives Joe E. Brown plenty of opportunities to display his characteristic fun-making talents. A war story treated from the farcical side, it makes Brown practically the sole object of interest. Little attempt at modernization has been made, and the picture is pitched in comic key with but meagre dramatic contrast. As Brown sings, dances and clowns in mimic style, he is given adequate support by Joan Blondell, with whom the romance is shared, and Beverly Roberts, Eric Blore, Winifred Shaw, Joseph King and G. P. Huntley, Jr.

Ridiculed and terrorized into becoming a self-shanghaied recruit in the A.E.F., Brown is a completely left-footed soldier. Playing havoc with discipline while falling in love with Mademoiselle Blondell, Brown specializes with an Apache dance in a cabaret and song numbers in a Y.M.C.A. hut. Jailed on a spy charge, he effects a ludicrous scene with Huntley leading him to an escape. Capturing a regiment of Germans who don't want to fight any more than he does, he is about to be shot as

(Continued on page 7)

Variety Club

Dallas

Dallas, April 26. — Tent No. 1 went in for three kings for a day a the last meeting. They were: Pau Short, James O. Cherry and Wilbu Cushman.

The result was colossal—10 act from Cushman stage units, and 3 radio, stage and screen performers i addition to lunch. City, county an Texas Centennial officials were guests About 400 attended.

Omaha

Omaha, April 26. — D. V. McLucas, chief barker, and H. J. Shumow, former chief barker, both delegates to the Variety convention a Columbus, reported to the home Tent No. 16, on how they won the 1937 convention for Omaha. They were lavishly commended.

McLucas related how he and Shumow arrived in Columbus the night before the convention accompanied by Press Agent Charles Brown of the Fontenelle Hotel and began their task of winning recognition.

Three huge banners ballyhooing Omaha for 1937 were strung in strategic places; musicians were hired to plague conventioneers day and night with the song "Omaha"; telegrams were delivered clamoring for Omaha for 1937.

Preliminary preparations will begin soon to make the 1937 convention the all-time tops.

Philadelphia

Philadelphia, April 26.—A report on charity activities presented at the last meeting showed that $3,600 has been contributed for this purpose.

Plans are being made for a spring dance in May.

Earle Sweigert represented the club at the Columbus meeting.

Al Blofson and Simon Libros were kings for a day at the last luncheon. Addresses were made by Judge Curtis Bok, Dr. Carl Schurz and Senator Harry Shapiro.

Pittsburgh

Pittsburgh, April 26.—Following a last-minute conference among the officers and board of directors, the Variety Club here has decided to renew the lease on its William Penn Way headquarters for another year.

Until recently, the organization had figured on giving up the clubhouse and returning to the William Penn Hotel, where it was originally located.

Roxy Tribute Lauded

Mayor F. H. LaGuardia of New York has lauded the plan of friends of the late Samuel L. (Roxy) Rothafel, to plant trees in the George Washington Forest in Palestine, to be known as the Roxy Memorial Grove, as a tribute to the late showman. The Mayor's letter was addressed to Louis Nizer, chairman of the sponsors' committee. Numerous amusement executives already have contributed to the fund.

Form a New Exchange

Portland, Ore., April 26.—Federal Film Exchanges, Inc., has been organized by M. Dyrness, Ted Parker and associates to handle Amity, Spectrum, Beaumont and other independent products. Offices have been opened here and in Seattle.

;ettlement Of St. Louis Case Believed Near

(Continued from page 1)

ay in St. Louis, at least three dif-
rent plans of settlement were
oached unsuccessfully. Since the
urt hearings last January, two other
oposals have been promulgated. It
believed that the fifth and last plan
now before Cummings for official
loption or rejection.

While Dept. of Justice officials
iietly and expertly sidetrack ques-
ons relative to settlements, it is
arned that the Government is willing
consider an agreement. This has
ways been the attitude, it is said.

The Government never suggests a
ttlement, it is pointed out, but if the
terests involved find a solution of
eir difficulties without pressing court
tion such moves are not frowned
ıon.

Meanwhile, the Government is go-
g along as though nothing were
ıppening outside of the legal moves.
ussell Hardy, prosecuting attorney,
ı Friday will ask the Federal Court
ere to set down trial of the equity
se for some time in May. The re-
iest undoubtedly will be opposed by
e defense legal corps, if both sides
e not ready to ask that the case be
ricken from the docket at the time.

If the proposal to end the court
ıttle is not approved by Cummings,
ardy plans to call all of the witnesses
put on the stand last January in
ldition to a few others. The belief
some circles is that this week may
e a final disposition of the matter
ithout further legal wrangling.

›peed Production On Current Films

(Continued from page 1)

bject activity moved up, bringing
e total to four shorts in work as
mpared to last week's two.

Paramount was back in the lead
th nine features shooting. Warners
n a close second with eight.

Columbia had two features in work,
e in preparation and 10 in the cut-
ıg room. M-G-M had six, one and
; Paramount, nine, two and eight;
epublic, two, three and four; Radio,
ree, four and zero; Roach, three,
e and one; Twentieth Century Fox,
e, five and five; Universal, four,
ro and two; Warners, eight, zero
d six; independents, one, three and
e.

In the shorts division Columbia had
e shooting, one preparing and two
tting. M-G-M had one, two and
r; Radio, zero, two and three:
ach, one, one and two; Warners,
e, zero and zero; independents,
ro, two and one. .

Set Drive on "Romeo"

M-G-M is engaged in an extensive
ture and radio campaign exploiting
omeo and Juliet." Nathan Zatkin,
o did special promotion on "A Mid-
mmer Night's Dream," is doing
nilar work on the M-G-M film.
rrett Kiesling of the coast publicity
partment is lecturing before wo-
n's clubs here and in Canada on
film.

Purely Personal

LILLIE and ARTHUR MAYER at the Negro Theatre's version of "Macbeth." Also PETE. Also CHARLIE LEONARD. Also PAT REIS. MICKEY MAYER left for Madison Saturday night to resume his studies at the University of Wisconsin.

•

"TOMMY" THOMAS succeeds DOROTHY BAYLESS OATLEY as secretary to A. H. MCCAUSLAND at RKO. MRS. OATLEY goes to Bridgeport, Conn., May 1, where she will head a newly organized establishment.

•

ZACH FRIEDMAN this year will again produce the showboat unit for its summer plying up and down the Hudson. It's a deal with KAY PARSONS.

•

LEONARD H. SILLS, with Universal for 11 years, resigns today as assistant to OSCAR C. BINDER, branch operation manager, to join Republic.

•

MARGOT GRAHAME, now working in "Queer Money," plans to return to her native England in June for a three-month vacation.

•

L. J. MCCARTHY, assistant to ELMER C. RHODEN, operating head of Fox Midwest, is planning to stay in town for another few weeks.

•

WALTER WOOLF KING, appearing in "May Wine," will leave for the coast upon completion of the run of the musical.

•

MYRON SATTLER of Paramount gets back on the job at the New York exchange today after a vacation cruise.

•

BUDDY MARKUS of the M-G-M home office staff observes a birthday today.

•

AL LICHTMAN and HOWARD STRICKLING are due from the coast tomorrow.

•

C. K. STERN, assistant treasurer of M-G-M, is on a Bermuda vacation.

•

FRANK SNELL of Van Beuren left for Bermuda Saturday on vacation.

•

WILLIAM GOETZ is scheduled to arrive from Hollywood tomorrow.

•

ARTHUR LOEW is due back from South America on May 2.

•

MAX REE, studio art director, is en route to Copenhagen.

ELIZABETH JENNS, English society beauty under contract to Selznick International, is in New York on a holiday. She will sail for England on the next trip of the *Normandie*.

•

. . . Chicago

MORTON VAN PRAAG, HAL YOUNG, HARRY SANDMAN, HARRY HOLLANDER, BEN LASS and REUBEN ROSENBLATT here to attend the first display of National Screen Accessories, Inc.

JACK MILLER to New York for the exhibitor-distributor conference.

FRITZ BLOCKI is in New York arranging for production of his play.

ISAAC BERKSON'S estate totaling $400,000 was left to his widow, MRS. FANNY BERKSON.

FRANKLIN A. STROUS will manage the newly opened Fox in La Porte, Ind.

CLYDE ECKHARDT is starting plans for the Twentieth Century-Fox sales convention here May 30.

JAMES COSTON will launch a baseball drive similar to the football contest he conducted for Warner managers last fall. The contest will start May 1, with hundreds of prizes to be awarded the winners.

•

. . . Denver

WILLIAM ROSENFELDT has sold his Amity exchange to S. B. RAHN. Exhibitors' Poster Service, also a Rosenfeldt organization, has been sold to CARL KLARNER. GENE DUCHEMIN will be with KLARNER as manager.

TOMMY HAWKINS is new assistant manager to WALTER SMITH, city manager of the Fox houses at Cheyenne, Wyo. HAWKINS succeeds CHARLES MANN, who is now managing a Fox house on the coast under CULLEN ESPY, district manager.

Out-of-town Coloradoans seen on Film Row recently were: C. G. WEISSELMAN, Limon; ROSS LABART, Salida; S. G. BIELLA, Louisville; GEORGE MCCORMICK, Canon City; J. F. CARPER, Lafayette; J. P. POWELL, Wray, and JAMES KLEIN, DAVE MORRISON and SAM CAIN, Pueblo.

•

. . . Little Rock

MR. B. BARADEL, manager of the Ritz, McGehee, Ark., in town visiting relatives.

FRED LAWRENCE, who has been laid up by the flu, is back at his desk at Republic.

DICK POWELL has sent a check for $100 to the Arkansas Centennial headquarters. He also sent word he hoped to be able to attend.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Sons of Guns"

(Continued from page 6)

a traitor and deserter when a French general gives him a medal for accomplishing a coup that changes the trend of the war.

The film is played and directed to accent its fun-provoking potentialities. It is different from the usual Brown vehicle. It has novelty that ought to be popular, unless war pictures are taboo even from the comic side. The personal popularity of the star should assure satisfactory grosses where they like him. Publicity emphasizing the show's amusing character should keynote exploitation.

Production Code Seal, No. 2,022. Running time, 85 minutes. "G."

SMPE Convention To Open Today

CHICAGO, April 26.—The spring convention of the Society of M. P. Engineers is scheduled to get under way here tomorrow at the Edgewater Beach Hotel. Plans have been completed for the sessions which will extend for four days.

The program includes a number of interesting papers outlining new developments in various technical phases of the industry.

The opening day's program follows:

9 A. M. Registration.

10 A. M. to 12 P. M. East Lounge, Business and Technical Session. Address of Welcome, H. G. Tasker, president, (15 min.) Report of the Convention Committee, W. C. Kunzmann, Convention Vice-President, (5 min.) Report of the Membership Committee, E. R. Geib, Chairman, (5 min.) Report of the Progress Committee, J. G. Frayne, Chairman, (20 min.) "Organization and Work of the Film Library," John E. Abbott, Director, The Museum of Modern Art Film Library, New York, (demonstration), (25 min.) "The Application of Sound Motion Pictures to Criminal Identification," Col. H. N. Schwarzkopf, Superintendent, New Jersey State Police, Trenton, N. J., (demonstration), (25 min.)

12:30 P. M. South Room; Informal Get-Together Luncheon. For members and guests. Addresses by Edward J. Kelly, Mayor of Chicago; Jack Miller, president and business manager, Exhibitors Association of Chicago; and John Balaban, president and general manager, Balahan & Katz Corp., Chicago.

2 P. M. to 5 P. M. East Lounge; Sound Session. Report of the Sound Committee, P. H. Evans, Chairman, (1 hour.) "Photoelectric Cells and Their Method of Operation," M. F. Jameson and T. E. Shea, Bell Telephone Laboratories, Inc., New York, (demonstration), (1 hour.) "Harmonic Distortion in Variable-Density Recording," B. F. Miller, Warner Bros., Hollywood, (15 min.)

"The Electron-Image Tube; a Means of Making Infra-Red Pictures Visible." G. A. Morton, RCA Manufacturing Co., Camden, (20 mins.)

"Increased Resolution in Sound Recording and Printing Through the Use of Ultraviolet Light," G. L. Dimmick, RCA Manufacturing Co., Camden, (demonstration), (25 mins.)

8 P. M. East Lounge, Film Program. Exhibition of recent outstanding feature and industrial motion pictures. Admittance by registration card only.

Warner World Staff To Gather on Coast

(Continued from page 1)

Theatres: Hal B. Wallis, associate production executive; S. Charles Einfeld, advertising and publicity head; Sam Sax, head of the Vitaphone studio; J. S. Hummel, general foreign sales manager; Max Milder, managing director for Warners in Great Britain; Robert Schless, general manager in Continental Europe; Karl MacDonald, district manager for Latin America; David R. Blyth, supervising manager for India, Java and Straits Settlements; Harold S. Dunn, supervising manager in China and Japan; G. R. Keyser, manager of foreign publicity, and others will attend.

A special train will take the eastern delegation to the coast.

Lesser Buys "Celluloid"

HOLLYWOOD, April 26.—Sol Lesser of Principal Pictures has bought "Celluloid" by Rupert Hughes, and will produce it for the 1936-37 season. The story is built around the lives of some of the most important figures in the industry. An all-star cast is planned.

MOTION PICTURE
DAILY

It Looks Big

"....certain to thrill.... class-mass popularity.... love drama hitting right at the heart.... probably the most important Universal production in years.... convincing performances.. leave nothing to be desired. Similarly, the music is a treat.... A show that will grip the imagination and sate the appetites of any kind of audience...."

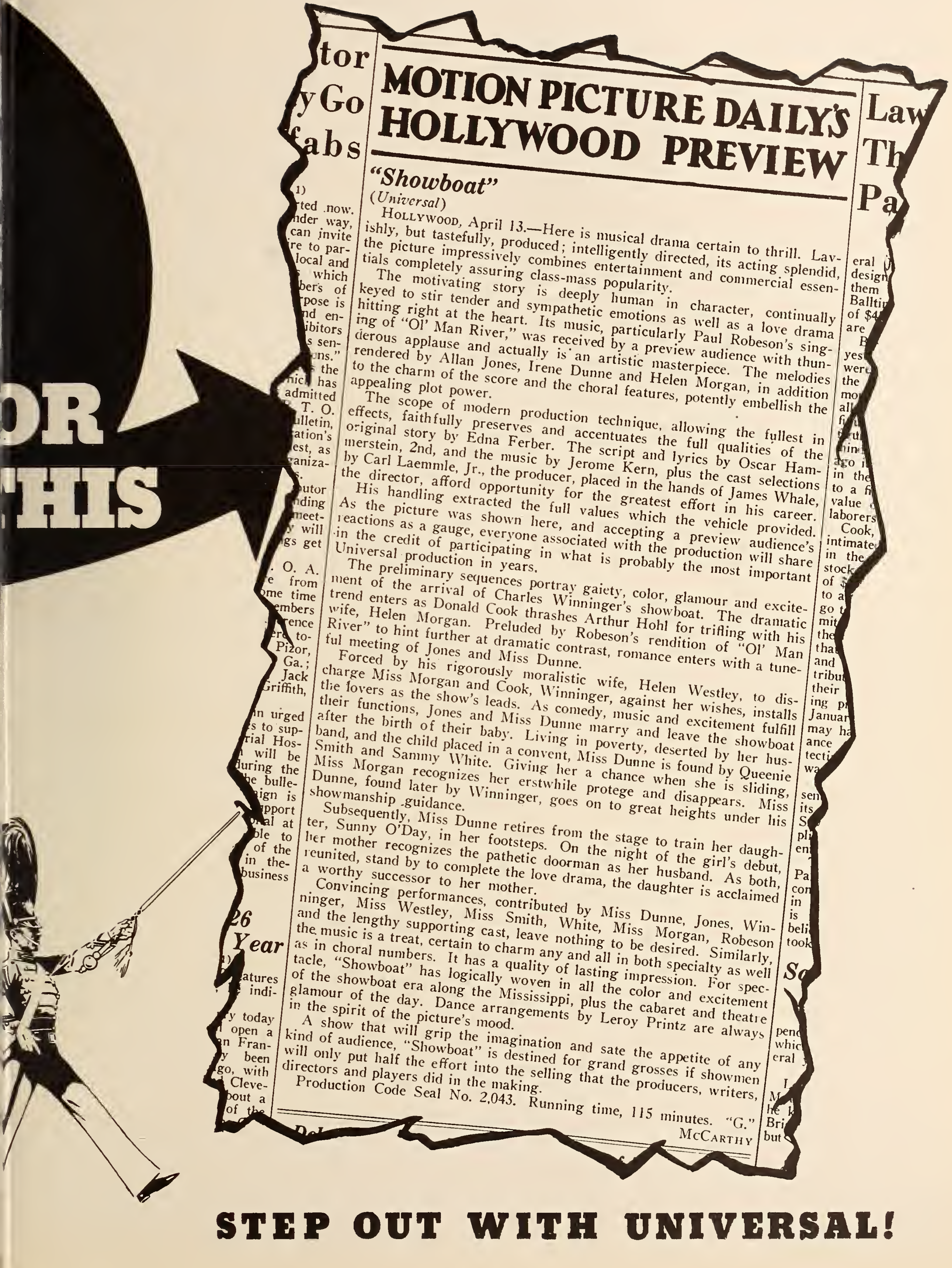
Highlights of a Hollywood preview of "Showboat." Published in full on page 10 today.

DON'T SKIP A SINGLE WORD OF THIS

THEY'RE BOTH ABOUT UNIVERSAL'S

"SHOW BOAT"

THE PICTURE THAT'S WORTH MILLIONS TO THE LUCKY EXHIBITORS OF THE WORLD!



MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Showboat"

(*Universal*)

Hollywood, April 13.—Here is musical drama certain to thrill. Lavishly, but tastefully, produced; intelligently directed, its acting splendid, the picture impressively combines entertainment and commercial essentials completely assuring class-mass popularity.

The motivating story is deeply human in character, continually keyed to stir tender and sympathetic emotions as well as a love drama hitting right at the heart. Its music, particularly Paul Robeson's singing of "Ol' Man River," was received by a preview audience with thunderous applause and actually is an artistic masterpiece. The melodies rendered by Allan Jones, Irene Dunne and Helen Morgan, in addition to the charm of the score and the choral features, potently embellish the appealing plot power.

The scope of modern production technique, allowing the fullest in effects, faithfully preserves and accentuates the full qualities of the original story by Edna Ferber. The script and lyrics by Oscar Hammerstein, 2nd, and the music by Jerome Kern, plus the cast selections by Carl Laemmle, Jr., the producer, placed in the hands of James Whale, the director, afford opportunity for the greatest effort in his career. His handling extracted the full values which the vehicle provided. As the picture was shown here, and accepting a preview audience's reactions as a gauge, everyone associated with the production will share in the credit of participating in what is probably the most important Universal production in years.

The preliminary sequences portray gaiety, color, glamour and excitement of the arrival of Charles Winninger's showboat. The dramatic trend enters as Donald Cook thrashes Arthur Hohl for trifling with his wife, Helen Morgan. Preluded by Robeson's rendition of "Ol' Man River" to hint further at dramatic contrast, romance enters with a tuneful meeting of Jones and Miss Dunne.

Forced by his rigorously moralistic wife, Helen Westley, to discharge Miss Morgan and Cook, Winninger, against her wishes, installs the lovers as the show's leads. As comedy, music and excitement fulfill their functions, Jones and Miss Dunne marry and leave the showboat after the birth of their baby. Living in poverty, deserted by her husband, and the child placed in a convent, Miss Dunne is found by Queenie Smith and Sammy White. Giving her a chance when she is sliding, Miss Morgan recognizes her erstwhile protege and disappears. Miss Dunne, found later by Winninger, goes on to great heights under his showmanship guidance.

Subsequently, Miss Dunne retires from the stage to train her daughter, Sunny O'Day, in her footsteps. On the night of the girl's debut, her mother recognizes the pathetic doorman as her husband. As both, reunited, stand by to complete the love drama, the daughter is acclaimed a worthy successor to her mother.

Convincing performances, contributed by Miss Dunne, Jones, Winninger, Miss Westley, Miss Smith, White, Miss Morgan, Robeson and the lengthy supporting cast, leave nothing to be desired. Similarly, the music is a treat, certain to charm any and all in both specialty as well as in choral numbers. It has a quality of lasting impression. For spectacle, "Showboat" has logically woven in all the color and excitement of the showboat era along the Mississippi, plus the cabaret and theatre glamour of the day. Dance arrangements by Leroy Printz are always in the spirit of the picture's mood.

A show that will grip the imagination and sate the appetite of any kind of audience, "Showboat" is destined for grand grosses if showmen will only put half the effort into the selling that the producers, writers, directors and players did in the making.

Production Code Seal No. 2,043. Running time, 115 minutes. "G."

McCarthy

STEP OUT WITH UNIVERSAL!

TOCC-ITOA Merger to Be Set This Week

(*Continued from page 1*)

O. C. C. has become inactive. During the life of the code, O'Reilly was on Code Authority as one of the two independent exhibitor representatives. Nathan Yamins, now head of Allied, was the other.

One of the most important pieces of legislation the T. O. C. C. was successful in getting over was Sunday shows in New York. Tax measures from time to time have been killed in committee because of the cooperative work of the organization's members.

During the past few years, O'Reilly has been carrying most of the financial burden of the association. Up until the time he entered the candy vending business he devoted most of his time to exhibitors' problems, both in the local area and in other parts of the country.

With his candy interests now absorbing all of his time, O'Reilly has had very little to offer in the way of cooperation to theatre owners. He still maintains an interest in a group of small theatres in New York and New Jersey.

Pledging his full support to the combined exhibitor organization, O'Reilly is scheduled to be appointed to the new board of directors. Whether a new name for the merged associations will follow after the T. O. C. C. offices in the Times Bldg. are moved into the Lincoln Hotel, where the I. T. O. A. is located, on May 1 has not yet been decided.

Brandt, until recently, had insisted he would not accept a renomination. However, because he believes that the move recently instituted by Ed Kuykendall, president of the M. P. T. O. A., for trade practice conferences and the establishment of local boards for the settlement of exhibitor-distributor disputes is a constructive move, Brandt stated he reconsidered and agreed to continue as president.

Declaring he could be quoted, Brandt said that "if Abram F. Myers would join in the Kuykendall move, Allied would be 100 per cent better off."

Defeat Engineer Bill

Boston, April 26.—A bill aimed to require licensed engineers to operate theatre cooling systems has been defeated in the Legislature.

Paramount to Build

Philadelphia, April 26. — Paramount will move into a new exchange building, a $100,000 two-story structure to be completed as soon as possible. Title to the property has been taken by the Philpitt Realty Corp., a subsidiary of Paramount Pictures, Inc.

Plans Yiddish Films

Joseph Seiden, president of Seiden Pictures, Inc., has plans for a series of features in Yiddish. The first, "Love and Sacrifice," has been released. It was directed by George Roland who will do others in the list. The films are to be based on plays of well known Jewish authors and stars of the Yiddish stage will be used.

Plans Harlemwood

Hollywood, April 26.—Stepin Fetchit has a project to build Harlemwood on 120 acres he has just acquired 16 miles from Los Angeles.

It's going to be a "yewtopia" with no "foolishment."

No dice games, no dance halls, three colored policemen to enforce the rules, and no numbers to play—that's the plan, according to Stepin.

Cohen Starts with West

Hollywood, April 26.—Mae West, in "Personal Appearance," according to present reports, will be the first of eight productions which Emanuel Cohen will produce under the agreement signed Thursday with Paramount.

Columbia Buys Four

Hollywood, April 26.—Columbia has just acquired four stories. They are: "City of Conquest," Aben Kandel novel; "No Gold Medal," Leonard Lee; "Love of Mike," Ferdinand Reyher, and "Body Snatcher," Theodore A. Tinsley.

Andy Clyde to Columbia

Hollywood, April 26. — Indicating an increase in short subject production at Columbia, the studio has signed Andy Clyde for a series of six shorts starting July 1 and El Brendel for two with an option for four more.

Three Stooges Re-Signed

Hollywood, April 26.—Columbia has signed the three stooges, Moe Howard, Larry Fine and Jerry Howard, to a new long term contract. Under the pact, the three may be used in feature length pictures as well as shorts.

Try Sports on Stages

Chicago, April 26.—B. & K. have been testing out the feasibility of putting sport events on their stages. The latest experiment is the appearance of Coleman Clark, national pingpong expert, giving a special performance this week during the regular show at the Chicago.

Conn Signs Tomlin

Hollywood, April 26. — Maurice Conn has signed Pinky Tomlin to make four pictures with musical backgrounds. Coy Poe, song writer, will be associated with Conn. The first is scheduled to start Aug. 15, and will have a rural background. Tomlin will write original song numbers for all four.

Providence Gets Shows

Providence, April 26.—The RKO Albee, after running double features for two months, has turned to stage units again to supplement the film fare. Earl Carroll's "Vanities" and "Murder on a Bridle Path" are the attractions this week with N.T.G. and his "Broadway Heatwave" revue to follow.

Operator Bill Back

St. Louis, April 26.—The operator bill requiring a man for each projection machine which was defeated recently by the Board of Aldermen has been introduced again.

Concessions Begin in New Season Pacts

(*Continued from page 1*)

tion, the exhibitor committee may attempt persuasion in order to carry some subjects in its 10-point program which might not be conceded at first.

Virtually assured to exhibitors, it appears, is a selective contract offering a straight 10 per cent cancellation privilege and approval of and cooperation for the establishment of local boards to hear and conciliate local trade disputes. Clearance and zoning, overbuying and similar complaints could be submitted to these boards, which it is planned to set up in every exchange center. The personnel of the boards has not yet been worked out and probably will not be until it has been determined how many national distributors will cooperate with their functions. The desire, however. is to keep membership on the boards at a minimum to facilitate quick action. Representation, as between exhibitor and distributor, is unimportant, it is pointed out, as their principal function will be to attempt conciliation of disputes.

The suggested processes of these boards probably will be to get the disputants in any grievance case together and suggest solutions for their controversy. If these moves are unsuccessful, attempts can be made to get them to submit their differences to arbitration under the American arbitration system. This failing, it is admitted that the boards have exhausted their obvious procedures. Where a branch official may be at fault, however, it is pointed out that the local boards probably will be influential enough to carry a case to home offices for remedy. Supporters of the boards, however, feel that they will be of great value in avoiding unnecessary litigation and promoting understanding between industry elements habitually at variance.

It is admitted that the boards could do nothing about double featuring or any form of bargain admissions. Regulation of these would depend entirely upon local exhibitor sentiment.

Korda to Use Laughton

London, April 26.—Charles Laughton, in his first film for Alexander Korda since "The Private Life of Henry VIII," will play the restaurateur in "The Lion of Mayfair."

"Mona Lisa" for Pioneer

Hollywood, April 26. — Pioneer's next will be "The Smile of Mona Lisa." Meriam C. Cooper will produce it in Technicolor. William Wilder is writing a screenplay based upon the love affair between Mona Lisa Gioconda and Leonardo Da Vinci.

Miller Quits NSS Job

Kansas City, April 26.—Beverly Miller, manager of National Screen Service, has resigned to devote his entire time to portable air conditioning. Charles Gregory, St. Louis manager for the service, will handle the Kansas City area for the present. A Minneapolis representative will pinch hit at St. Louis for Gregory.

"Singing Kid" Gets $9,000, Denver; Held

Denver, April 26.—"The Singing Kid" played to several holdouts at the Denver during the week and was moved to the Broadway for an extended run. The $9,000 gross was over normal by $2,000.

After taking $4,000, up by $1,250 at the Aladdin, "These Three" was held for a third week. "Captain January" went $1,000 over par for a gross of $2,500 at the Broadway, following a week at the Denver.

Total first run business was $31,500. Average is $27,250.

Estimated takings for the week ending April 23:

"THESE THREE" (U.A.)
ALADDIN — (1,500), 25c-40c-50c, 2nd week, 7 days. **Gross:** $4.000. (Average, $2,750)

"CAPTAIN JANUARY" (20th-Fox)
BROADWAY—(1,500), 25c-40c, 7 days following week at the Denver. **Gross:** $2,500. (Average, $1.500)

"DANCE BAND" (First Div.)
CENTER—(1,500), 15c-20c-25c-35c, 7 days. Stage show. **Gross:** $2,000. (Average, $2,500)

"THE MOON'S OUR HOME" (Para.)
DENHAM—(1,500), 25c-35c-40c, 7 days. **Gross:** $5,000. (Average. $4,500)

"THE SINGING KID" (F.N.)
DENVER—(2,500), 25c-35c-50c, 7 days. Stage band. **Gross:** $9,000. (Average, $7,000)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"LOVE ON A BET" (Radio)
ORPHEUM—(2,600), 25c-35c-40c, 7 days. **Gross:** $6.000. (Average. $6,000)

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
"SONG AND DANCE MAN" (20th-Fox)
PARAMOUNT—(2,000), 25c-40c, 7 days. **Gross:** $3,000. (Average, $3.000)

"January" $12,000 Hit in Providence

Providence, April 26. — "Captain January" shot the Majestic gross up $5,000 over par to a total of $12,000 for the week. The film was moved to Fay's. All downtown houses did well, the RKO Albee pulling $11,000 with "Murder on a Bridle Path" and Earl Carroll's Vanities, the stage attraction, being responsible for the draw. The usual take is $7,000.

"Petticoat Fever" and "Hell Ship Morgan" were strong at $12,500, at Loew's, being $500 to the good and Fay's was $200 over its usual $7,000 take with "Song of the Saddle" and the "Music Hall Follies," a revue. "Trail of the Lonesome Pine" in four days at the Strand did $6,000.

Total first run business was $48,700. Average is $39,500.

Estimated takings for the week ending April 23:

"CAPTAIN JANUARY" (20th-Fox)
MAJESTIC—(2,400), 15c-40c, 7 days. **Gross:** $12,000. (Average. $7.000)

"MURDER ON A BRIDLE PATH" (Radio)
RKO ALBEE—(2,300), 15c-40c. 7 days. Stage: Earl Carroll's Vanities. **Gross:** $11,000. (Average, $7.000)

"PETTICOAT FEVER" (M-G-M)
"HELL SHIP MORGAN" (Col.)
LOEW'S STATE — (3.800), 15c-40c, 7 days. **Gross:** $12.500. (Average. $12.000)

"TRAIL OF THE LONESOME PINE" (Para.)
STRAND — (2,300). 15c-40c, 4 days. **Gross:** $6.000. (Average. $6.500)

"SONG OF THE SADDLE" (F.N.)
FAY'S—(1,600). 15c-40c, 7 days. Stage: "Music Hall Follies." a revue. **Gross:** $7,200. (Average, $7,000)

Fauntleroy" Washington's Wow, $29,100

Washington, April 26.—The usual ster influx of visitors sent grosses ward all along the line, with Loew's x hitting $29,100—the highest gross nearly two years—for "Little Lord untleroy" and a stage show headed Everett Marshall, Patricia Bowm and Yascha Bunchuk. House avge is $20,900.

"Captain January," at Loew Palace, k $19,200, topping par by $3,300. e picture was held. Loew's Colum went to town on a return engagent of "Modern Times," grossing 200 as against an average first week $3,600.

'Silly Billies," on six and a half s, at the Metropolitan, which was en off Thursday night for a special -show opening of "Rhodes," took 400 to top the seven-day average $1,100. The Earle, with "The ging Kid" and Ina Ray Hutton Her Melodears on the stage, ssed $20,000, over par by $1,600.

isappointments along the line were RKO-Keith's where "Sutter's ld" took $9,800, under average by 0, and at the Belasco where a real of "Alice in Wonderland," with us les Toits" added evenings, took $1,100 in four days. A revival of he Smiling Lieutenant" went in for r days, taking $1,300.

otal first run business was $92,-. Average is $76,700.

stimated takings, exclusive of tax:

Four Days Ending April 14:

ALICE IN WONDERLAND" (Para.)
US LES TOITS DE PARIS" (Amkino)
ELASCO—(1,140), 25c-65c, 4 days. **Gross:** 0. (Average. 7 days, $3,000)

Week Ending April 16:

"THE SINGING KID" (F. N.)
ARLE—(2,218), 25c-77c, 7 days. Stage: Ray Hutton & Her Melodears, Jack per, Sammy Cantor & Terry Howard. en Honan, Burk Sisters. **Gross:** $20,- (Average, $18,400)

"MODERN TIMES" (U. A.)
OEW'S COLUMBIA—(1,264), 25c-40c, 7 s (return engagement). Average, first $3,600)

"LITTLE LORD FAUNTLEROY" (M-G-M)
OEW'S FOX—(3,434), 25c-66c, 7 days. ge: Yascha Bunchuk, Patricia Bowman, rett Marshall, Elida Ballet, Enrica & ello, Paul Kirkland. **Gross:** $29,100. erage, $20,900)

"SILLY BILLIES" (Radio)
ETROPOLITAN—(1,591), 25c-40c, 6½ s. **Gross:** $5,400. (Average, seven days, 0)

"SUTTER'S GOLD" (Univ.)
KO-KEITH'S—(1,836), 25c-55c, 7 days. **ss:** $9,800. (Average, $10,600)

Week Ending April 17:

"CAPTAIN JANUARY" (20th-Fox)
EW'S PALACE—(2,370), 35c-55c. 7 s. **Gross:** $19,200. (Average. $15,900)

Four Days Ending April 18:

E SMILING LIEUTENANT" (Para.)
ELASCO—(1,140), 25c-65c. 4 days. **ss:** $1,300. (Average. seven days, $3,-

eiss Raising Chickens

ORT PIERCE, Fla., April 26.—Harry iss, who once owned 17 theatres managed a film distributing ncy, is now raising poultry on a ge scale here. "Nip and Tuck" is name of his big place outside the limits. He was manager of the Louis branch of First National il a nervous breakdown changed career.

"January" $9,000 Is Portland's Top

Portland, April 26.—"Captain January" was outstanding in its first week at the Paramount, going to $9,000, above normal by $4,000.

In its second week at the United Artists "Small Town Girl" held up to $6,000, over the line by $1,000. "The Trail of the Lonesome Pine" was still strong at the end of its third downtown week on a take of $2,500, up by $800.

Total first run business was $33,000. Average is $24,700.

Estimated takings for the week ending April 19:

"ROBIN HOOD OF ELDORADO" (M-G-M)
BROADWAY — (1,912), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

"TRAIL OF THE LONESOME PINE" (Para.)
BLUE MOUSE—(1,700), 20c-35c-40c, 7 days, 3rd downtown week. **Gross:** $2,500. (Average, $1,700)

"CRIME AND PUNISHMENT" (Col.)
"DON'T GET PERSONAL" (Univ.)
MAYFAIR—(1,700), 30c-35c-40c, 7 days. **Gross:** $4,000. (Average, $3,000)

"13 HOURS BY AIR" (Para.)
"LADY OF SECRETS" (Col.)
ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average. $5,000)

"CAPTAIN JANUARY" (20th-Fox)
PARAMOUNT — (3,008), 30c-35c-40c. 7 days. **Gross:** $9,000. (Average, $5,000)

"SMALL TOWN GIRL" (M-G-M)
UNITED ARTISTS—(945), 30c-35c-40c, 7 days. 2nd week. **Gross:** $6,000. (Average, $5,000)

Fox Midwest Shifts Managing Personnel

Kansas City, April 26.—Fox Midwest has made additional shifts in management personnel. Harold Hume, manager of the Apollo here, has been named secretary to Martin Finkelstein, city district manager. Ralph Wallace, assistant manager, replaces Hume. Chester Boggs, assistant at the Jayhawk, Topeka, Kan., becomes manager of the Gem, Topeka. L. B. Sponsler goes from the Uptown at Wichita, Kan., to manage at Beatrice, Neb. Willard Clark has been transferred from Marshall, Mo., to manage the Palace, Wichita.

Paul Hiltner goes from the Miller, Wichita, to manage the Uptown, Wichita. Biss Scott was promoted from assistant manager at Eldorado, Kan., to manage the Miller, Wichita. Harold Davis has been made assistant manager of the Palace, Wichita. Helen Johnson, cashier, has been named secretary of Fox Topeka Theatres, replacing Chester Hylton, transferred to the office here.

A. Don Allen to Marry

Des Moines, April 26.—A. Don Allen, manager of the Des Moines, one of the Tri-States group, is to be married to Mary Parker on April 30. The ceremony will be in the Plymouth Congregational Church and will be followed by a reception at the home of the bride's parents.

Lewis Quits Republic

Hollywood, April 26.—Joseph H. Lewis has resigned as chief film editor for Republic. He will be replaced by Gordon Molson, who will take over the business management of the cutting room, and by Murray Seldeen, who has been placed in charge of physical operations.

He'd Be Busy

Dave Stamper, theatre operator in Perth Amboy and New Brunswick, paid a business call on Jack Price of Price Theatre Premiums Saturday morning. The objective was the purchase of additional dishes as giveaways.

The deal, once concluded, Stamper turned to Price with:

"When you die and go to the hot place, I hope the management makes you wash every dish you've sold exhibitors."

Price has sold millions of 'em.

No Successor to Be Named for Alperson

(Continued from page 1)

the circuit, has been sitting in on all deals with Alperson, and with the latter's departure will become more active in negotiations for new product. J. J. Sullivan, west coast film buyer, is now in the east working out new deals, and within the next few months divisional theatre heads will join in the discussions revolving around 1936-37 output.

George Balsdon, short subject buyer, will continue to work out new commitments with Skouras. It is reported Edward J. Peskay, buyer for Skouras Theatres, had been offered the Alperson post and turned it down.

Cantor to Draw 50-50

Chicago, April 26.—Eddie Cantor and his radio show will appear at the RKO-Palace here during the week of May 22. For the first time a 50-50 percentage from the first dollar will be paid a stage attraction. Cantor's contract calls for that figure, which, local theatremen believe, will bring the star about $20,000 for his share of the week's gross.

Wall Street

Fractional Gains on Board

	High	Low	Close	Net Change
Columbia. vtc.....	35⅛	35	35	.....
Consolidated, pfd..	16⅞	16⅞	16⅞	+ ⅛
Loew's, Inc........	46½	46	46⅜	+ ⅜
Paramount	8¾	8⅝	8¾	+ ⅛
Paramount 1 pfd..	68	67¼	67¼	— ¾
Paramount 2 pfd..	10⅛	9¾	10⅛	+ ⅝
Pathe Film.......	9½	9⅜	9⅜	.....
RKO	6¼	6	6⅛	+ ⅛
20th Century-Fox.	24¾	24	24½	+ ¾
20th Century, pfd..	32⅞	32¼	32¼	.....
Universal. pfd.....	99	99	99	.....
Warner Bros......	10¾	10⅝	10¾	+ ¼
Warner Bros., pfd.	49	49	49	+1½

Trans-Lux Up ¼ on Curb

	High	Low	Close	Net Change
Sonotone	2⅞	2⅞	2⅞	.....
Technicolor	29⅞	29½	29⅞	+ ⅜
Trans Lux........	4	4	4	+ ¼

Short Rises on Bonds

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	26¼	26¼	26¼	+ ¼
General Theatre Equip. 6s '40 ctf	26	26	26	.....
Keith B. F. 6s '46	94	94	94	.....
Paramount Broadway 3s '55......	56	56	56	.....
Paramount Pictures 6s '55....	86	85¾	85¾	+ ¾
Warner Bros. 6s '39 wd...........	93½	93½	93½	+ ⅜

(Quotations at close of April 25.)

"Small Town" $14,700 Lead In St. Louis

St. Louis, April 26.—"Small Town Girl," at Loew's, was the outstanding attraction in a week of strong opposition that included the roadshowing of "The Great Ziegfeld" at the American. It grossed $14,700, which was above par by $5,700. The American attraction took in $14,500, about $4,500 above average for similar attractions at that house under the same price range. It was held over.

"Mr. Deeds Goes to Town" playing at F. & M.'s Fox, made a great bid for top honors and its gross of $14,650 was but slightly under the business done by Loew's. This attraction has been moved into the Ambassador for a subsequent first run showing.

"The Singing Kid," at the Shubert-Rialto, also broke into the profit class with $9,200, above average by $2,700, while "Connecticut Yankee" and "Pride of the Marines," at the Ambassador, did $7,200 for the week, topping the house average by $1,200.

The weather was favorable. Principal opposition was the spring series between the St. Louis Cardinals and the St. Louis Browns, the opening of the regular baseball season and also two exhibition soccer games.

Total first run business, including roadshow, was $71,550. Average is $55,300.

Estimated takings for the week ending April 16:

"CONNECTICUT YANKEE" (20th-Fox)
"PRIDE OF THE MARINES" (Col.)
AMBASSADOR—(3,018), 25c-35c-40c. 7 days. **Gross:** $7,200. (Average, $6,000)

"THE GREAT ZIEGFELD" (M-G-M)
AMERICAN—(2,100), 55c-84c-$1.11-$1.65, 7 days. **Gross:** $14,500. (Average, $10,000)

"MR. DEEDS GOES TO TOWN" (Col.)
FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $14.650. (Average, $12,000)

"SPY 77" (First Div.)
GRAND OPERA HOUSE—(2,200), 15c-25c-35c, 7 days. Stage: Vaudeville. **Gross:** $3,200. (Average, $3,300)

"SMALL TOWN GIRL" (M-G-M)
LOEW'S—(3,162), 25c-35c-55c, 7 days. **Gross:** $14,700. (Average, $9,000)

"THE MOON'S OUR HOME" (Para.)
"MURDER ON THE BRIDLE PATH" (Radio)
ORPHEUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $8,100. (Average, $8,500)

"THE SINGING KID" (F.N.)
SHUBERT-RIALTO—(1,723), 25c-35c-55c, 7 days. **Gross:** $9,200. (Average, $6,500)

Warners Drop the State

Hartford, April 26.—After having paid a quarter of a million dollars in rent to keep the State closed, Warners have dropped their $40,000-a-year lease on the house and it has been taken over by the owners, Harris Brothers of Passaic, N. J., who are repairing damage done by the recent flood. Doc Harris will continue renting the house, four days weekly, to the WPA repertory project.

A State St. entrance is to be added.

Now "We Found Love"

Hollywood, April 26.—"We Found Love" is the new title given to the Universal film formerly known as "It's a Small World," starring Joan Bennett and Joel McCrea..

A. F. A. Plans Party

The A.F.A. will hold a get-together party, with entertainment included, at the Delano Hotel on May 1.

I want what I want when I want it!

And you want what you want when you need it!...(a good trailer for every picture you book) because you can't always tell just when you've got to switch a booking or change a playdate....So we give you just what you want... just when you want it....It's part of the regular service from

NATIONAL SCREEN SERVICE

...prize baby of the Industry!

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION · PICTURE
DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
in All
Branches

L. 39. NO. 100 NEW YORK, TUESDAY, APRIL 28, 1936 TEN CENTS

roducers to ight Writers' uildDemands

adical, Power-seeking Individuals," Opposed

OLLYWOOD, April 27.—Classifying een Writers' Guild members as ical-minded, power-seeking indi- uals, producers of all the major lios have gone on record through tatement issued by the Producers' 'n. as definitely opposing the guild e for a closed shop.

he same statement also expressed ng opposition to the proposed rati- tion of the guild order restraining nbers from signing term contracts services or material which is eduled to come up at the guild's ual meeting, May 2.

uoting from Guild President nest Pascal's signed article in the anization's April issue of its maga- e, the producers' statement reads part:

Pascal stated that the two-fold pur- e of amalgamating with the Dra- tists' Guild and Authors' League is force all dramatists, authors and ters to obey the commands of a reme council of 36 and establish olute control of manpower and erial in the writing field. He es screen writers to 'picture then strength and power that will be s in the next two years,' adding will be in an invulnerable posi- of controlling both material and power.' "

he producers describe the asser-

(Continued on page 6)

eeds" at $92,000 In Music Hall Start

Mr. Deeds Goes to Town" went r big at the Music Hall for the t week, tallying $92,000. During first four days of the second za, $51,000 was chalked up indi- ng the possibility of a $70,000 k.

he Roxy had a profitable second k on "Gentle Julia" and a stage w to the tune of $25,350. "Desire," its second Paramount week, also nered a nice take with $34,500. Strand ended its first week with Married a Doctor" with an in- erent $14,400. At the Palace, e Country Doctor" and "Song and ce Man" wound up with a slim 00. The Rialto, with "Murder on Bridle Path," was weak at $6,500. ittle Jack Little and His Band, el Merman and Jane Cooper aided screen attraction at the Para- nt.

Serials, Inc., Perhaps

Hollywood, April 27.—Universal will take immediate steps to form a separate corporation to handle the production of all serials for Universal release, it was learned here today from authoritative sources.

It is understood that the plan has been formulated in order to enable the major unit to concentrate entirely on feature product.

Award Winners with Vogel Reach Coast

HOLLYWOOD, April 27.—Harry Goldberg, winner of the 1935 Quigley Bronze Grand Award; Lester Pollock, winner of the special medal of merit, and A-Mike Vogel, chairman of the Managers' Round Table Club of MOTION PICTURE HERALD, arrived here late yesterday from the East.

They are here for the presentation of the special awards which will be made at a luncheon later this week at which Dr. A. H. Giannini, chairman of the board of the Bank of America, National Ass'n., will preside. Ranking studio executives will attend.

Goldberg is publicity director of the Warner theatre division in Philadelphia zone and Pollock is manager of Loew's at Rochester, N. Y. John Armstrong, who won the Quigley Silver Grand Award for 1935 when he was director of publicity of Paramount theatres in London, cannot attend. Since winning the award, Armstrong has advanced to the post of publicity director of Radio Pictures, Ltd., RKO's British distributing company. His award will be presented in London at a later date.

Goldberg, Pollock and Vogel plan to return east the end of the week.

"U" Stockholders to Meet at Wilmington

The annual meeting of stockholders of Universal Pictures Co., Inc., will be held Friday in Wilmington. Directors will be elected and the annual reports of officers will be received.

Common stockholders will elect seven directors and preferred holders two. It is believed that the present

(Continued on page 5)

Republic Meet Set For June, Chicago

KANSAS CITY, April 27.—Republic will hold its national convention in Chicago June 5-6 and will increase its production and advertising budgets by 35 per cent for the coming season.

Announcement to this effect was

(Continued on page 5)

KENNEDY MAY BE ADVISER AT PARA.

Washington's Sale Tax Ruled Invalid

WASHINGTON, April 27.—Refusing to review a decision of the Washington Supreme Court, the U. S. Supreme Court today in effect held invalid the Washington state law seeking to impose taxes upon the receipts of film distributors.

The major distributors attacked the validity of the act on the ground that it was an effort to tax interstate commerce, and secured a favorable decision in the state court. The state authorities appealed on the ground that the tax was not on income derived from interstate commerce, contending that the distributors were attempting by contract to convert local business into interstate.

Action Is Sought For Booking Bill

By CLARENCE LINZ

WASHINGTON, April 27.—Pressure is being brought to bear upon members of the Senate and House Interstate Commerce Committees to take action on the block booking legislation, on which nothing has been done since hearings closed several weeks ago.

Members of the committee are receiving large numbers of telegrams and letters, all in favor of the legislation, and asking that action be taken.

Since the conclusion of the hearings in February by the Neely subcommittee, the Senate group has paid no at-

(Continued on page 5)

M-G-M Shorts Lists To Continue at 93

M-G-M's short subject lineup for next season will be approximately the same as this year in figures, Fred C. Quimby, general manager of the short subject department, stated yesterday following his return from a two-week trip to the studios.

For the current season, 93 singles

(Continued on page 5)

Warners May Raise Program of Shorts

With 52 doubles and 78 singles on the current schedule, Warners may increase the short subject total for 1936-37, Norman H. Moray, short subject sales manager, asserted upon

(Continued on page 5)

Decision Upon Accepting Job to Be Made in Next Few Days

Decision on the appointment of Joseph P. Kennedy to an advisory post in Paramount is expected to be arrived at within the next few days, according to authoritative information revealed yesterday.

Kennedy, former head of Pathe and recently chairman of the Securities and Exchange Commission, is being sponsored in the Paramount situation by interests headed by John Hertz of Lehman Brothers, bankers.

The proposed berths for Kennedy would not make him an officer of the company and would not involve the replacement by Kennedy of any of the present Paramount executive personnel. His duties would be solely of an advisory nature, primarily directed toward study of financial and production problems and public and internal relations.

Kennedy recently concluded a temporary post with the Radio Corp. of America where he acted as advisor in connection with certain financial reorganization arrangements. At a stockholders' meeting it was disclosed that he was paid $150,000 for this service. Kennedy's name has been frequently mentioned as a possibility for the new Presidential cabinet. He was active in the last national political campaign.

A group of Paramount directors conferred with Kennedy on the proffered Paramount association at a luncheon meeting yesterday and again later in the day. Included in the group were John D. Hertz of Lehman Bros.,

(Continued on page 5)

Sherman Discussing Four More for Para.

Harry Sherman, producer of the Hopalong Cassidy series for Paramount, is here negotiating with the company for an additional group of four, based on novels by Rex Beach including "The Barrier."

Paramount Will Set Convention Shortly

Paramount's convention plans will be set this week, it was learned yesterday. The annual sales meet will be held either in New York or Chicago some time in June.

The usual 60-65 features will be announced in addition to 113 single-reel and one two-reel shorts and 104

(Continued on page 5)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 28, 1936 No. 100

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Rules No Reopening Of FWC Bankruptcy

LOS ANGELES, April 27.—Federal Judge James Alger Fee today held that the Fox West Coast bankruptcy cannot be reopened. His decision was forwarded here from Portland.

The ruling automatically dismisses the damage suit brought by T. L. Tally and Corbar Corp.

Paramount Buys 'Arnold'

HOLLYWOOD, April 27. — Paramount has purchased a story called "Benedict Arnold" by Albert Shelby Levino, which Wesley Ruggles will produce and direct. The story covers the human, rather than the military side of Arnold's career, and the character, Peggy Shippen, who was Arnold's wife, will be an important part and will be played by Claudette Colbert. Randolph Scott will play the part of George Washington, and the studio plans to borrow a player for the title role.

Team Three Youngsters

HOLLYWOOD, April 27. — Freddie Bartholomew, Jackie Cooper and Mickey Rooney are to be teamed by M-G-M in "The Devil Is a Sissy," new story by Roland Brown and Frank Fenton.

Dramatists Continue Talk On Pact, But Fail to Act

The council of the Dramatists' Guild yesterday discussed the objections of producing managers as enumerated by the League of N. Y. Theatres to the guild's new contract for playwright and manager. No decisive action was taken and the discussions probably will be continued within a few days.

Some Hollywood producers will not withhold legitimate stage financing for plays produced under the new contract recently adopted by the Dramatists' Guild, Sidney Howard, president of the guild, said in a letter received by members of his organization yesterday.

"Talks between leading motion picture producers and the group of managers who have been cooperating with us in our efforts to settle the present situation assure us that our own plans for selling the screen rights to our plays are satisfactory to Hollywood and will stimulate rather than retard motion picture investment in the theatre," Howard's letter stated.

Warners, Columbia, M-G-M and Paramount have definitely stated through officials that they would refuse to finance plays produced under the guild's contract with its 60-40 split of the proceeds from the sale of film rights in favor of the author. Other companies are said to have taken the same stand, although no official, public statement has been made by them.

Howard's letter refers to the stand of film companies opposed to its contract as "not surprising in view of the fact that the motion picture clause offered by the League of N. Y. Theatres' contract is in substance a reproduction of the original scheme proposed 10 years ago by the old Fox company to deprive the author of his picture market. This is the scheme which brought the Dramatists' Guild into existence in 1926 and its reappearance is the best of all possible demonstrations of the guild's purpose and value."

The guild council yesterday voted the $500 Roy Cooper Megrue prize for the best comedy of the year to Bella and Samuel Spewack for their play, "Boy Meets Girl."

F. & M. Will Start First of Four Soon

Production of "The Waltz King," first of four pictures planned this season by F. & M., will begin as soon as Marco Wolff, president, returns to the coast. He plans to leave either Saturday or Sunday.

Negotiations for national release are expected to be completed shortly after a settlement of the Government's civil suit against Warners, RKO and Paramount has been approved by Attorney General Homer S. Cummings.

Veidt Opening Tonight

"The Passing of the Third Floor Back," G. B. attraction starring Conrad Veidt, opens at the 55th St. Playhouse tonight. MOTION PICTURE DAILY reviewed it from London on Sept. 25.

"The Country Beyond" replaces "A Message to Garcia" tomorrow at the Center. It was previewed from Hollywood on April 3.

Five for 20th-Fox

Twentieth Century - Fox will have five films in mid-Manhattan by the end of this week. "Under Two Flags" will be at the Music Hall Friday. "A Message to Garcia" will move from the Center to the Palace. "The Country Beyond" will go into the Center. "Captain January" is at the Capitol, and "A Connecticut Yankee" will be at the Roxy.

Skouras-Fox Trial Is Set for May 18

Trial of the Skouras action to set aside a product deal made by Twentieth Century-Fox with the RKO 81st St., which was scheduled for yesterday, was postponed to May 18 at the request of the Nathan Burkan office, attorneys for Skouras.

The action was filed early last fall alleging that sale of Fox product to the 81st St., day and date with competing Skouras operated houses in the neighborhood, was a violation of the Fox franchise held by Skouras and would result in an injury to the plaintiff. An injunction halting delivery of the pictures to the RKO house has been obtained by Skouras and is in effect.

Efforts to settle the action out of court were under way for a time, but were abandoned when RKO found that the 81st St. had ample product without the Twentieth-Fox pictures. The distributor has been anxious to have the suit decided as, in the meantime, it has been prevented from selling other accounts in the neighborhood, the most important of which include Springer & Cocalis houses.

Conn to Produce 14 For the New Season

Maurice Conn, through Conn Pictures Corp., Ambassador and Melody Pictures, will produce 14 features during the 1936-37 season, he declared here yesterday. Under the Melody name he will make four rural musicals with Pinky Tomlin, Conn Pictures will do six melodramas featuring Frankie Darro and Kane Richmond, and Ambassador will have four James Oliver Curwood stories which will star Kermit Maynard.

The first of the group will go into work on Aug. 15. All 14 will be produced at the Talisman Studio on the coast. They will be released through state rights exchanges, with Chelsea Pictures Corp. handling the output here.

Tammany Young Dead

HOLLYWOOD, April 27.—Tammany Young, who had been hanging around Broadway for years with a hankering for Hollywood before he got his wish several years ago, is dead at 49. He was brought west by W. C. Fields to act as a sort of good luck charm and stooge at large and had a wide reputation as a gate-crasher. His widow, May, survives.

Review Denied for Laboratory Paten

WASHINGTON, April 27.—Review a decision of the Ninth Circuit Cou of Appeals, holding that Columbi Pictures and William Horsley Fil Laboratories had not infringed a pa tent held by Cinema Patents Co., Inc on a method of developing films wa refused today by the U. S. Suprem Court.

The case was appealed by Cinem Patents on the ground that there wa a sharp conflict of decision betwee two of the circuit courts on the sam claim on the same patent, and be cause the decision of the Ninth Cir cuit Court was in conflict with th U. S. Supreme Court decisions as t what is a patentable invention, es pecially in the case of a process o method claim.

In opposition to the review, Colum bia Pictures and the laboratory com pany contended there was not con flict, as claimed, nor did the deci sion appealed conflict with previou holdings of the Supreme Court.

Leichter to Do 14 For 1936-37 Seaso

Mitchell Leichter's Beaumont Pic tures plans 14 features for the 1936-3 season, Leichter said here yesterday Eight will feature Conway Tearle i action melodramas with musical back grounds, and six will be action film featuring Margaret Morris. They wil be made at the International Studio on the coast.

The first of each group will go int work in August, Leichter said, an will be distributed through state right exchanges. He declared he had close for the new season's product in all th chief cities except Philadelphia and Atlanta.

Warners Get Gable For Davies Picture

HOLLYWOOD, April 27.—Warners have borrowed Clark Gable from M-G-M for the lead opposite Marion Davies in "Cain and Mabel," her next Cosmopolitan. The picture already is in work with Lloyd Bacon directing.

It is understood the Gable loanout substitutes for the original deal whereby Norma Shearer was to make a picture for Warners in return for "farming" Leslie Howard to M-G-M for the lead opposite Miss Shearer in "Romeo and Juliet."

Find Trend Upward

Echoing the trend for recovery throughout the country, the industry, as evidenced by the upward trend in film rentals and box office receipts has shown a higher average for the current period as compared with last year, according to a survey issued by Poor's Publishing Co. The survey also states:

"That attendance during the first three months of 1936 should have run ahead of last year, despite adverse weather conditions and floods, is adequate testimony to a rise in consumer incomes which promises much for the motion picture industry as time passes."

New "Ziegfeld" Dates Set

M-G-M has set nine additional road-show engagements for "The Great Ziegfeld," bringing the total of special showings on the film to 35 in as many cities.

Hey, HOPALONG, what's all the shootin' for?

Just gallop over on to the next page, boys, and you'll find out!

SHOWMEN'S
Trade Review

"BEST OUTDOOR PICTURE OF THE SEASON"

"This is an 18-karat, solid-gold piece of merchandise, and Producer Harry Sherman has again topped all former 'Hopalong' pictures with the best outdoor picture of the season. Sell this one hard and cash in for a long time to come."

—Showmen's Trade Review

"SURE OF GOOD RETURNS"

"Each of these Hopalong Cassidy Westerns seems a bit more entertaining than the last. The imperturbable 'Hoppy' and his impulsive young buddy, Jimmy Ellison, are endearing themselves to a growing audience and this latest one is sure of good returns wherever Westerns are preferred fare."

—Hollywood Reporter

THE REPORTER

"BEST OF SERIES"

"The fifth and best of Producer Harry Sherman's 'Hopalong Cassidy' series, this one is crammed with enough fast action to thrill even the most rabid of Western fans."

—Box Office

"A TOP MONEY MAKER"

"Fifth in the Hopalong Cassidy series, 'Three on the Trail' upholds the high standard set by Harry Sherman for these productions. In its class it should prove a top money maker, and all who shared in the making may point with pride to the result.'

—*Daily Variety*

VARIETY
DAILY

Clarence E. Mulford's "THREE ON THE TRAIL"

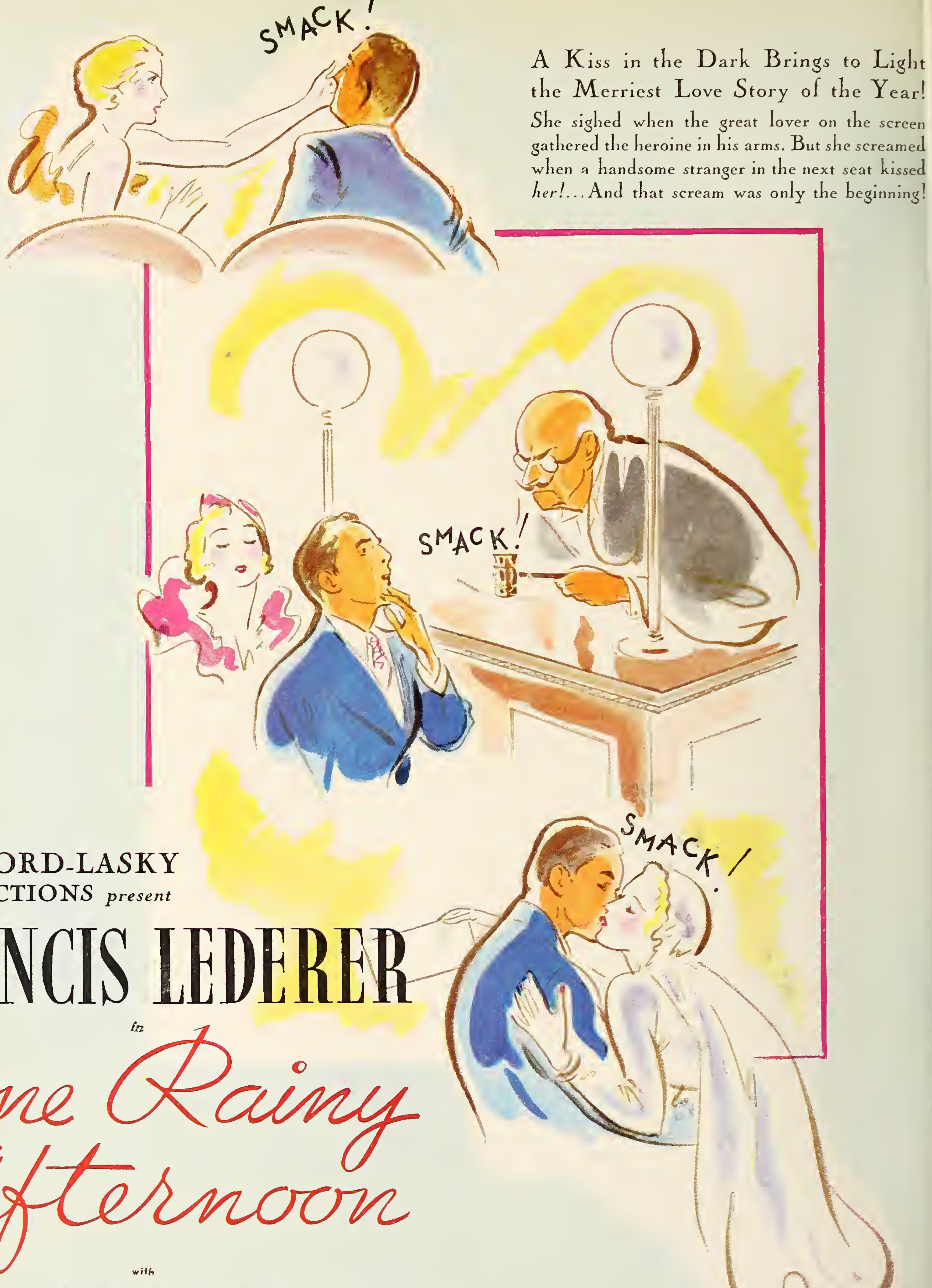
with

WILLIAM BOYD • JIMMY ELLISON • ONSLOW STEVENS

Directed by Howard Bretherton • A Harry Sherman Production • A Paramount Release

Paramount Pictures

One Rainy Afternoon


SMACK!
SMACK!
SMACK!

A Kiss in the Dark Brings to Light the Merriest Love Story of the Year!

She sighed when the great lover on the screen gathered the heroine in his arms. But she screamed when a handsome stranger in the next seat kissed *her!*... And that scream was only the beginning!

PICKFORD-LASKY
PRODUCTIONS *present*

FRANCIS LEDERER

in

One Rainy Afternoon

with

IDA LUPINO · HUGH HERBERT · ROLAND YOUNG
ERIK RHODES · JOSEPH CAWTHORN
Directed by Rowland V. Lee

Released thru UNITED ARTISTS

PRINTED IN U.S.A.

SMPE Meet Opens; Shearer Is Absent

CHICAGO, April 27.—The Society of M. P. Engineers met here today in the first session of its four-day convention. The day was featured by the reading of a number of dissertations on the technical phases of the industry submitted by prominent figures in the scientific field.

A note of disappointment was sounded, however, in the announcement that Douglas Shearer, who was to demonstrate his new M-G-M sound recording, has been held in Hollywood on a retake of Romeo and Juliet. He cannot attend the convention. RCA had spent $2,500 on preparation of equipment for the demonstration.

Decided advances in professional and amateur photography, in sound recording technique and equipment and in sound reproducing systems for general theatrical use were pointed out in the progress report of John G. Frayne, chairman of the progress committee. Among the outstanding developments of 1935 Frayne noted the new Kodachrome color film, the extension of three-way Technicolor to features, and improvements in silent cameras.

In lighting, the development of new gaseous conductors, new lens spots using the Fresnel type of lens in studios, and in sound recording, the improvement in the push-pull recording method, and the use of ultra-violet light recording were stressed. Available to theatres are new methods of pulling film, as well as the new type of multi-cellular horn, known as the Fletcher horn, Frayne's report indicated.

Abbott, on the Film Library

Reviewing the purposes and work of the Museum of Modern Art Film Library, John E. Abbott, its director, pointed out that until June, 1935, when the Library was established, no organization existed for preserving films of merit or for arranging for their distribution and study by those interested in the screen as a "living art" and its history and development.

The functions of the library, as explained by Abbott, are to trace and preserve important films, American and foreign; edit and assemble them for educational and non-commercial use; arrange critical appraisals of them; make available information concerning the artistic, dramatic and historical aspects of the films; assemble a library of book and data on the screen. The 1936 series includes: The Development of Narrative (1894-1911), The Rise of the American Film (1912-15), D. W. Griffith ("Intolerance"), The German Influence, The Talkies.

M. F. Jameson and T. E. Shea of the Bell Telephone Laboratories in New York, in their paper on "Photo-electric Cells and their Method of Operation," explained the laws governing the release of electrons from photoelectric surfaces, their collection at anodes, and the creation of ions in the photoelectric cell gases by the "ionization" process. The questions of spectral selectivity of various photoelectric surfaces, the influence of spectral characteristics of illumination and the dynamic characteristics of vacuum and gas-filled cells, were considered.

The various operating features of photoelectric cells was demonstrated in conjunction with the paper.

Reading a paper on "Harmonic & Distortion in Variable Density Records," Burton F. Miller of the Warner studio showed that the distortion in second and third harmonic prints at low frequencies is almost exclusively due to the departures of the overall gamma from unity, while distortions at high frequencies are mainly dependant upon the velocity of the light valve ribbons. In a second portion of the paper Miller presented data obtained from variable density frequency films, and compared it with that obtained from the theoretical analysis.

G. A. Morton of the RCA Mfg. Co., in Camden, in a paper on "The Electron Tube Image, A Means for Making Visible, Infra-Red Images," described the construction and theory of operation of the electron image tube, and illustrated various applications of this type of electronic device.

Discussing in detail the electron optical system used in the image tube, Morton described the methods of correction necessary to reproduce faithfully an image projected on the photosensitive cathode.

"Improved Resolution in Sound Recording and Printing by the Use of Ultra-Violet Light," was described by G. L. Dimmick of RCA, Camden, who pointed out that the resolution of sound film records has been increased by the use of ultra-violet light in recording and printing. Because of the absorption characteristics of the emulsion, exposures made by ultra-violet light are restricted to the surface. This reduces the spreading of the image. The fogging of the track is almost entirely eliminated through the use of the ultra-violet light, Dimmick indicated.

Louis Lumiere of Paris, France, treated "Stereoscopy on the Screen," saying, "Improvements have been developed in the system of stereoscopic motion picture projection with light beams of complementary colors. The red and green filters normally employed for this purpose produce eye-strain, causing fatigue resulting from the difference in persistence of the vision of red and green retinal images." He described a new filter combination by which both eyes receive both red and green light but of different wavelength regions.

One of the interesting exhibits was a demonstration of X-ray talking pictures which clearly showed the complex movements of the internal organs of speech as they formed the sounds which we know as "talk."

Jack Miller in an amusing address "warned" the assembled technicians against going too far with the development of Television.

The fall convention of S.M.P.E. was scheduled to be held in Rochester, N. Y., from October 12 to 15.

Tuesday's program follows:

10 A. M. to Noon, East Lounge, Acoustics and Sound Equipment Session. "The Acoustic Design of Music Scoring Stages," C. M. Mugler, Acoustical Engineering Co., Los Angeles, (demonstration), (20 mins.) "Acoustic Considerations in the Construction and Use of Sound Stages," D. P. Loye, Erpi, Los Angeles, (demonstration), (20 mins.) Report of the Standards Committee, E. K. Carver, chairman. "A High-Quality Reproducing System for Small Theatres," H. P. Pfannenstiehl, E. O. Scriven, and J. F. D. Hoge, Bell Telephone Laboratories, Inc., New York, (20 mins.) "Recent Improvements in the Variable-Width Recording System," B. Kreuzer, RCA Manufacturing Co., Inc., Camden, N. J., (20 mins.) "Analysis of Sound Waves," H. H. Hall, Cruft Laboratory, Harvard University, (15 mins.)

2 to 5 P. M., East Lounge, Lighting Symposium, Report of the Projection Screen Brightness Committee, C. Tuttle, chairman, (15 mins.), Report of the Projection Practice Committee, H. Rubin, chairman, (15 mins.) "The Motion Picture Screen as a Lighting Problem." M. Luckiesh and F. K. Moss, General Electric Co., Cleveland, (25 mins.) "Source Construction and Color of Light from Some Incandescent Lamps," R. E. Farnham and R. E. Worstell, General Electric Co., Cleveland, (20 mins.) "Present Trends in the Application of the Carbon Arc to the Motion Picture Industry," W. C. Kalb, National Carbon Co., Cleveland, (20 mins.) "Theory, Design and Use of Photoelectric Exposure Meters," A. T. Williams, Weston Electrical Instrument Corp., Newark, N. J., (20 mins.)

Looking 'Em Over

"The Drag Net"

(*Continued from page 6*)

is the playboy member of the law firm headed by his father and does little for the name. He is given a job with the district attorney's office and while celebrating his appointment has the murder of Miss Compson dumped in his lap. With the aid of Miss Nixon, a newspaperwoman, he gets himself into the workings of a gambling outfit responsible for the killing. The tale rambles from this point and involves such items as crooked politics, a jail break and another near assassination. Eventually the case is solved by La Rocque.

The production bears the marks of taste and expenditure, evident in the sets and other accoutrements. It is definitely for dual bills.

Reviewed without production code seal. Running time, 65 minutes. "G."

"Women in White"

(*Guaranteed*)

Furtive romance in hospital corridors and a typhoid fever epidemic are the factors of the plot which, treated in an amateurish manner, projected in dialect and poor sound recording, lend neither interesting drama nor effective entertainment.

The film, an Irish importation, deals with the struggles of a young doctor with his emotional life among the nurses in the hospital where he pursues his career and how he finds his true love after being stricken with the disease he had successfully fought in a small town. The acting and production bear the touch of too much "art."

The angle which may draw an audience into the theatre is that many of the players are from the famous Abbey Theatre troupe. Otherwise it sadly lacks what it takes.

Production Code Seal, No. 0864. Running time, 55 minutes. "G."

Kuykendall Speaks To Arkansas I. T. O.

LITTLE ROCK, Ark., April 27.—The second session of the semi-annual meeting of the I.T.O. of Arkansas was called to order today by President Morrow, who introduced Ed Kuykendall, guest speaker.

Kuykendall, who is president of the M.P.T.O.A., told the delegates that "despite the fact that some civic organizations were unfamiliar with conditions under which theatre owners operate, rapid strides have been made in securing better and more suitable films for the public."

Mrs. Scott Woods, president of the Arkansas Parent-Teachers Ass'n, also spoke, paying tribute to the "noticeable improvement in pictures," and to the co-operation of exhibitors.

R. X. Williams, president of the Theatre Owners of Mississippi, spoke on legislative matters.

All officers of the organization were re-elected. They are: Ray Morrow, Malvern, president; L. F. Haven of Forest City, vice-president, and J. F. Norman of England, secretary-treasurer.

Gene Markey Promoted

HOLLYWOOD, April 27.—Gene Markey was today elevated from writer to associate producer at Twentieth Century-Fox. His first assignment will be an Irving Berlin musical as yet untitled. The second will be "White Hunter," his original.

Screen Writers Meet

HOLLYWOOD, April 27.—The Screen Writers' Guild held its regular meeting here tonight, claiming that definite recognition by producers had been reached as a result of the blast fired by the Producers' Ass'n yesterday.

ITOA Dines, Dances

About 800 exhibitors and local film men last night attended the I.T.O.A. dinner and dance at the French Casino.

Wall Street

Varying Losses on Board

	High	Low	Close	Net Change
Columbia, vtc ...	35	35	35	.....
Consolidated	5	4¾	4¾	— ¼
Consolidated, pfd	16⅝	16	16	— ⅞
Eastman	163⅛	157	158	—5⅝
Loew's, Inc.	46¾	44½	44¾	—1⅝
Paramount	8⅝	8	8½	— ¼
Paramount 1 pfd.	65	64½	65	—2¼
Paramount 2 pfd.	10⅛	9⅛	9⅝	— ½
Pathe	9½	8⅝	8¾	— ⅝
RKO	6⅛	5¾	5¾	— ⅜
20th Century, pfd.	32¼	31⅜	31¾	— ½
Universal, pfd ...	98	95	97	—2
Warner Bros. ...	10⅝	9⅝	10	— ¾

Curb Shows Slight Losses

	High	Low	Close	Net Change
Sonotone	2⅞	2¾	2⅞	.....
Technicolor	29½	28⅛	28¼	—1½
Trans-Lux	3⅞	3¾	3¾	— ¼

Most Bonds Show Drop

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ..	26¼	24¼	24¼	—2
General Theatre Equip. 6s '40 ctf	26	24	24	—1¾
Paramount B'way 3s '55	56	55	56	.....
Paramount Pict. 6s '55	86½	83	84	—2
Warner Bros. 6s '39 wd	95	92½	92½	—2½

(Quotations at close of April 27)

WILLIAM

POWELL

Jean

ARTHUR

NOW IN BOSTON... OPENING THIS WEEK ALL OVER THE COUNTRY..

RKO-RADIO PICTURE ★ ★ DIR

IT'S BEEN A LONG TIME COMING... BUT AT LAST HE TOPS HIS "THIN MAN"

The EX-MRS. BRADFORD

JAMES GLEASON ★ ERIC BLORE
ROBERT ARMSTRONG
LILA LEE ★ GRANT MITCHELL
ED BY STEPHEN ROBERTS ★ ERIN O'BRIEN-MOORE ★ RALPH MORGAN

"Deeds" Hits $24,000; Tops Philadelphia

PHILADELPHIA, April 27. — "Mr. Deeds Goes to Town" joined the winners last week, mopping up a strong $24,000 at the Stanley. It was held a second week.

Still running strong are "These Three" at the Aldine and "The Great Ziegfeld," which is roadshowing at the Chestnut. The former got $13,000 and the latter built to $15,000.

The Earle went back to a six-day schedule and got a better-than-average $13,000 with "Snowed Under" on the screen and Ted Fio Rito on the stage. The house depends more on stage shows than the screen and, since Sunday stage shows are forbidden, the pictures have not been strong enough to get a good Sunday house. "Captain January" slipped at the Fox in its second week, getting a fair $13,000 for its last six days.

Total first run business was $100,800. Average, exclusive of the Chestnut, is $77,960.

Estimated takings for the week ending April 23:

"THESE THREE" (U.A.)
ALDINE—(1,200), 40c-55c-65c, 7 days, 2nd week. **Gross:** $13,000. (Average, $8,160)

"KLONDIKE ANNIE" (Para.)
(2nd run)
ARCADIA—(600), 25c-40c-50c, 7 days. **Gross:** $2,200. (Average, $2,800)

"THE MOON'S OUR HOME" (Para.)
BOYD—(2,400), 40c-55c, 7 days. **Gross:** $10,500. (Average, $14,000)

"THE GREAT ZIEGFELD" (M-G-M)
CHESTNUT—(1,500), 55c-86c-$1.10-$1.65—roadshow, 7 days, 2nd week. **Gross:** $15,000.

"SNOWED UNDER" (F.N.)
EARLE—(2,000), 25c-40c-55c, 6 days. Stage: Ted Fio Rito orchestra and revue. **Gross:** $13,000. (Average, $12,000)

"CAPTAIN JANUARY" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 6 days, 2nd week. Stage: California Collegiates, Walter McGrail, Chiquita, Dawn O'Day, Warren Wilson. **Gross:** $13,000. (Average, 7 days, $14,000)

"CONNECTICUT YANKEE" (20th-Fox)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,100. (Average, $4,000)

"RHODES" (G.B.)
(2nd run)
KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $2,000. (Average, $4,000)

"MR. DEEDS GOES TO TOWN" (Col.)
STANLEY — (3,700), 40c-55c, 7 days. **Gross:** $24,000. (Average, $14,000)

"ROAD GANG" (F.N.)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $6,000. (Average, $7,000)

"Deeds" Goes Into 3d Week, Lincoln

LINCOLN, NEB., April 27.—The second week of "Mr. Deeds Goes to Town" at the Varsity was so strong the film went into a third stretch with bells on. The take for the first week was $2,300 and the second was slightly higher at $2,400. Average for the house is $1,300, but before "Deeds" the house had been losing steadily.

The other moneymaker was the Orpheum's vaudeville-film policy with Blackstone, the magician, holding up the stage end. This and the finals of amateur contests ran the house around $3,300, $1,200 over normal.

"13 Hours By Air," set in cold at the Lincoln, and "Strike Me Pink," at the Stuart, were pulled at the end of six days.

Total first run business was $11,800. Average is $9,850.

(*Continued on page* 14)

"Deeds" Gets $7,500 Take, Minneapolis

MINNEAPOLIS, April 27. — "Mr. Deeds Goes to Town" was in the money in a big way at the Orpheum here on a take of $7,500, which was $2,000 over par.

The biggest take of the week was at the Minnesota where "Our Gang" and "A Message to Garcia" reached $11,000, up by $1,000. "Wife vs. Secretary" was still $500 up on a take of $6,000 in its second week at the State.

"Little Lord Fauntleroy" at the St. Paul Paramount was strong at $7,000, and "The Story of Louis Pasteur" was $2,000 up at $6,000 in the St. Paul Orpheum.

Total first run business in Minneapolis was $32,500. Average is $25,500. Total first run business in St. Paul was $20,000. Average is $16,000.

Estimated takings:

Minneapolis:

Week Ending April 23:

"THE GHOST GOES WEST" (U.A.)
WORLD—(400), 25c-35c, 7 days. **Gross:** $3,000. (Average, $3,000)

Week Ending April 24:

"DRIFT FENCE" (Para.)
LYRIC—(1,238), 20c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending April 24:

"A MESSAGE TO GARCIA" (20th-Fox)
MINNESOTA—(4,000), 25c-55c, 7 days. Stage: "Our Gang." **Gross:** $11,000. (Average, $10,000)

"MR. DEEDS GOES TO TOWN" (Col.)
ORPHEUM—(2,900), 25c-40c, 7 days. **Gross:** $7,500. (Average, $5,500)

"WIFE VS. SECRETARY" (M-G-M)
STATE—(2,300), 25c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $5,500)

St. Paul:

Week Ending April 24:

"LITTLE LORD FAUNTLEROY" (U.A.)
PARAMOUNT—(2,300), 25c-40c, 7 days. **Gross:** $7,000. (Average, $5,500)

"13 HOURS BY AIR" (Para.)
RIVIERA—(1,000), 25c-40c, 7 days. **Gross:** $4,000. (Average, $3,500)

"STORY OF LOUIS PASTEUR" (F.N.)
ORPHEUM—(2,000), 25c-40c, 7 days. **Gross:** $6,000. (Average, $4,000)

"F-MAN" (Para.)
TOWER—(1,000), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

"PASSING OF THE THIRD FLOOR BACK" (G.B.)
WORLD—(400), 25c-35c, 7 days. **Gross:** $1,500. (Average, $1,500)

"Small Town" Best For Indianapolis

INDIANAPOLIS, April 27. — "Small Town Girl" shot receipts at Loew's to $11,500, about $5,500 above normal, in a week which brought revival of first run business here after the quiet of the Easter season. "Moonlight Murder" was double billed with it.

"The Singing Kid" did $5,500 at the Indiana and "Everybody's Old Man" brought $7,000 into the Lyric. Comment on Irvin S. Cobb as a starring actor from the customers was highly favorable.

Total first run business was $29,500. Average is $28,000.

Estimated takings for the week ending April 17:

"A MESSAGE TO GARCIA" (20th-Fox)
APOLLO—(1,100), 25c-40c, 7 days. **Gross:** $3,000. (Average, $4,000)

(*Continued on page* 14)

Likes 'Em Old

New Orleans, April 27.—There is one exhibitor here who is not worrying exchanges as to why he can't get a subsequent run the day after it closes at any of the downtown houses. He is Jake Miller, lessee of the Lafayette, on Baronne St.

Miller turns down any film that is less than a year old. They can't come too old for him. His patrons welcome a feature that is 10 years old. It's a first run to them.

"Deeds" Leads Seattle with $6,450 Gross

SEATTLE, April 27.—"Mr. Deeds Goes to Town" was still the outstanding draw here in its second week at the Liberty. The $6,450 gross was $2,450 over a first week's normal take and was by far the best showing in town.

"Petticoat Fever" and "Everybody's Old Man" took $5,650 at the Orpheum and were moved to the Blue Mouse for another week. Spring weather proved strong competition.

Total first run business was $32,500. Average is $33,500.

Estimated takings for the week ending April 15:

"CAPTAIN JANUARY" (20th-Fox)
FIFTH AVENUE—(2,500), 25c-40c-55c, 3 days. **Gross:** $3,400. (Average, 7 days, $7,000)

"SMALL TOWN GIRL" (M-G-M)
FIFTH AVENUE—(2,500), 25c-40c-55c, 4 days. **Gross:** $4,100. (Average, 7 days, $7,000)

"TRAIL OF THE LONESOME PINE" (Para.)
BLUE MOUSE—(950), 25c-40c-55c, 7 days, 4th week, extended run from Fifth Avenue. **Gross:** $2,600. (Average, $4,000)

"MR. DEEDS GOES TO TOWN" (Col.)
LIBERTY — (1,800), 15c-25c-40c-55c, 7 days, 2nd week. **Gross:** $6,450. (Average, $4,000)

"PRISONER OF SHARK ISLAND" (20th-Fox)
"LOVE BEFORE BREAKFAST" (Univ.)
MUSIC BOX—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Orpheum. **Gross:** $2,950. (Average, $4,000)

"PETTICOAT FEVER" (M-G-M)
"EVERYBODY'S OLD MAN" (20th-Fox)
ORPHEUM—(2,450), 25c-30c-40c, 7 days. **Gross:** $5,650. (Average, $6,000)

"GIVE US THIS NIGHT" (Para.)
"WOMAN TRAP" (Para.)
PARAMOUNT—(3,050), 25c-30c, 7 days. **Gross:** $4,200. (Average, $5,000)

"THE OLD HOMESTEAD" (Liberty)
REX—(1,500), 15c-25c-30c, 7 days. Vaudeville headed by Marie & Her Pals. **Gross:** $3,150. (Average, $3,500)

"Deeds" a $10,000 Leader in Houston

HOUSTON, April 27.—"Mr. Deeds Goes to Town" pleased Centennial crowds so much that the Metropolitan grossed $10,500, as compared to an average $7,000. The holiday and many out-of-town visitors to the San Jacinto battlefield celebration brought above—average grosses to most theatres.

"Desert Gold," on a double bill with "Little America," bettered the Kirby average of $3,000 by $300, and "Her

(*Continued on page* 14)

"Deeds" Tops $34,000, Best Chicago Gross

CHICAGO, April 27.—Cold, blustery weather bumped grosses, but "Mr. Deeds Goes to Town" was in the money at the Chicago in spite of this handicap. It ran over normal by $2,000 for a total of $34,000.

"A Message to Garcia" went $1,400 over the line on a take of $5,900 at the Apollo, and "Don't Get Personal," with a vaudeville show, was strong at the State-Lake with $15,000. "The Great Ziegfeld" took $12,000 in its second week at the Erlanger.

Total first run business was $132,100. Average is $127,000.

Estimated takings:

Week Ending April 21:

"THE COUNTRY DOCTOR" (20th-Fox)
ROOSEVELT — (1,591), 30c-40c-60c, 7 days. **Gross:** $16,800. (Average, $11,000)

Week Ending April 23:

"THE WITNESS CHAIR" (Radio)
PALACE—(2,509), 25c-35c-50c, 7 days. Stage: June Knight, Mitchell & Durant, Joe Morrison. **Gross:** $15,000. (Average, $19,000)

"MR. DEEDS GOES TO TOWN" (Para.)
CHICAGO—(4,000), 35c-50c-68c, 7 days. Stage: "Great Waltz." **Gross:** $34,000. (Average, $32,000)

"THE WALKING DEAD" (W.B.)
ORIENTAL—(3,490), 25c-40c, 7 days. Stage: "Swing Revue." **Gross:** $15,400. (Average, $15,000)

"WIFE VS. SECRETARY" (M-G-M)
GARRICK—(900), 30c-40c-60c, 7 days. **Gross:** $6,000. (Average, $5,500)

Week Ending April 24:

"A MESSAGE TO GARCIA" (20th-Fox)
APOLLO—(1,400), 30c-40c-60c, 7 days. **Gross:** $5,900. (Average, $4,500)

"LITTLE LORD FAUNTLEROY" (U.A.)
UNITED ARTISTS—(1,700), 30c-40c-60c, 7 days, 2nd week. **Gross:** $12,000. (Average, $17,000)

"DON'T GET PERSONAL" (Univ.)
STATE-LAKE — (2,776), 20c-30c-35c, 7 days. Stage: Estelle Taylor, Roscoe Ates and vaudeville. **Gross:** $15,000. (Average, $13,000)

Week Ending April 25:

"THE GREAT ZIEGFELD" (M-G-M)
ERLANGER—(1,200), 50c-75c-$1-$1.50, 7 days, 2nd week. Two shows daily. **Gross:** $12,000. (Average, $11,000)

"Deeds" Is Cincy Smash at $18,000

CINCINNATI, April 27.—On the basis of total figures, business last week gave a fairly good account of itself. The RKO Albee was the only house high on the profit side, with "Mr. Deeds Goes To Town," which did just that with a gross of $18,000, or $6,000 on the up-side. It moved to the RKO Lyric for a second stanza.

The independent Strand took in $1,900 on eight days with "House of a Thousand Candles." Normal is $1,500. The other spots were below average, although a few came reasonably close to it.

Total first run business was $59,100. Average is $60,200.

Estimated takings:

Week Ending April 22:

"HOUSE OF A THOUSAND CANDLES" (Republic)
STRAND—(1,500), 15c-25c, 8 days. **Gross:** $1,900. (Average, 7 days, $1,500)

"CAPTAIN JANUARY" (20th-Fox)
RKO LYRIC—(1,400), 35c-42c, 7 days, 2nd downtown week. **Gross:** $4,300. (Average, $6,500) Moved to RKO Grand.

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NEW YORK HOLLYWOOD

"January" Is $10,500 High In Louisville

LOUISVILLE, April 27.—"Captain January" topped the town with a gross of $10,500, besting par by $6,000. This figure is by far the best showing made at that house for some time, and was helped no little by a teachers' convention. Matinees were big, due to a three-day vacation for the children.

Loew's State, with "The Unguarded Hour" and "Hell Ship Morgan," had a good week, the take being $5,700, just $200 over the line. Other houses were slightly below average, including the National, which had an excellent stage show, but the draw was light.

Some opposition was furnished at the Memorial Auditorium Tuesday where Nazimova closed the legitimate season in "Ghosts." The engagement showed a profit, grossing $2,500 for one performance.

Next week should hit the theatres pretty hard, with the Kentucky Derby Festival offering a parade, ball and other free attractions.

Total first run business was $28,700. Average is $24,200.

Estimated takings for the week ending April 23:

"THE UNGUARDED HOUR" (M-G-M)
"HELL SHIP MORGAN" (Col.)
LOEW'S STATE—(3,000), 15c-25c-40c, 7 days. **Gross:** $5,700. (Average, $5,500)

"CAPTAIN JANUARY" (20th-Fox)
RIALTO—(3,000), 15c-25c-40c, 8 days. **Gross:** $10,500. (Average for 7 days, $4,500)

"RHODES" (G.B.)
BROWN—(1,400), 15c-25c-40c, 7 days. **Gross:** $2,500. (Average, $2,800)

"BIG BROWN EYES" (Para.)
"TOO MANY PARENTS" (Para.)
STRAND—(1,500), 15c-25c-40c, 7 days. **Gross:** $3,200. (Average, $3,500)

"THE SINGING KID" (W. B.)
MARY ANDERSON—(1,000), 15c-25c-40c, 7 days, 2nd week. **Gross:** $2,800. (Average, $3,500)

"SPY 77" (F.D.)
"LITTLE RED SCHOOLHOUSE" (Chesterfield)
"I'LL NAME THE MURDERER" (F. D.)
NATIONAL—(2,400), 15c-25c-40c, 7 days. Stage: York & King, Gray Family, Vox & Walters, Five Cardovas, four days; straight pictures, three days. **Gross:** $2,700. (Average, $3,000)

"THE INFORMER" (Radio)
"SILLY BILLIES" (Radio)
"BURNING GOLD" (Winchester)
"NEXT TIME WE LOVE" (Univ.)
ALAMO—(900), 15c-25c, 7 days, split week. **Gross:** $1,300. (Average, $1,400)

"Deeds" Goes Into 3d Week at Lincoln

(Continued from page 12)

Estimated takings:

Week Ending April 22:

"GREAT IMPERSONATION" (Univ.)
"ROARING GUNS" (Puritan)
"FEDERAL AGENT" (Winchester)
"IDOL OF MILLIONS" (Capitol)
LIBERTY—(1,200), 10c, 7 days. **Gross:** $1,000. (Average, $850)

"13 HOURS BY AIR" (Para.)
LINCOLN—(1,600), 10c-20c-25c, 6 days. **Gross:** $2,200. (Average for 7 days, $2,200)

Week Ending April 23:

"BOHEMIAN GIRL" (M-G-M)
"COLLEGIATE" (Para.)
"SPLENDOR" (U. A.)
ORPHEUM—(1,350), 10c-15c-20c-25c, 7 days. Stage: Three days with Blackstone, the magician, and one with an amateur contest finals. **Gross:** $3,300. (Average, $2,100)

"MR. DEEDS GOES TO TOWN" (Col.)
VARSITY—(1,100), 10c-20c-25c-40c, 7 days, 2nd week. **Gross:** $2,400. (Average, $1,300)

"STRIKE ME PINK" (U. A.)
STUART—(2,000), 10c-25c-40c, 6 days. **Gross:** $2,900. (Average, for 7 days, $3,100)

"Meet Again" and Show High in N.H.

NEW HAVEN, April 27.—First run business maintained a fair average over normal. The Paramount, featuring "Till We Meet Again" on the screen and Count Berni Vici and his "Spices of 1936" on the stage, grossed $6,000, or $1,200 over the line.

"These Three" and "Don't Gamble with Love" at the Poli, outdistanced the $7,000 usual week by $900. The College dual, "Next Time We Love" and "Pride of the Marines," topped average by $500, totalling $3,300. "Road Gang," with "Brides are Like That," at the Roger Sherman, dipped slightly with a $4,400 gross.

Total first run business was $21,600. Average is $19,300.

Estimated takings for the week ending April 24:

"NEXT TIME WE LOVE" (Univ.)
"PRIDE OF THE MARINES" (Col.)
COLLEGE—(1,499), 25c-35c, 7 days. **Gross:** $3,300. (Average, $2,800)

"TILL WE MEET AGAIN" (Para.)
PARAMOUNT—(2,400), 35c-50c, 7 days. Stage: "Spices of 1936." **Gross:** $6,000. (Average, $4,800)

"THESE THREE" (U. A.)
"DON'T GAMBLE WITH LOVE" (Col.)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $7,900. (Average, $7,000)

"ROAD GANG" (F. N.)
"BRIDES ARE LIKE THAT" (F. N.)
ROGER SHERMAN—(2,200), 7 days. **Gross:** $4,400. (Average, $4,700)

"Modern Times" at $6,750 Tops Omaha

OMAHA, April 27. — "Modern Times," on a dual with "The Widow from Monte Carlo," was the big noise of the week with a take of $6,750 at the Omaha. This was $1,750 over normal for the house.

"The Witness Chair" and "The Farmer in the Dell" were strong at $3,950 at the Brandeis, but "13 Hours by Air" and "The Bohemian Girl" fell under the line at the Orpheum with $7,300.

Total first run business was $18,000. Average is $16,000.

Estimated takings:

Week Ending April 22:

"THE WITNESS CHAIR" (Radio)
"THE FARMER IN THE DELL" (Radio)
BRANDEIS—(1,200), 25c-35c-40c, 7 days. **Gross:** $3,950. (Average, $3,500)

Week Ending April 23:

"13 HOURS BY AIR" (Para.)
"THE BOHEMIAN GIRL" (M-G-M)
ORPHEUM—(3,000), 25c-40c, 7 days. **Gross:** $7,300. (Average, $7,500)

Week Ending April 24:

"MODERN TIMES" (U.A.)
"WIDOW FROM MONTE CARLO" (W.B.)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $6,750. (Average, $5,000)

Accessories in N. H.

NEW HAVEN, April 27.—National Screen Accessories will lease quarters on Meadow St., film district, this week. The office will be in charge of Sidney Goldberg who also represents National Screen Service in this territory.

Leases Lincoln House

LINCOLN, April 27.—George O. Monroe, midstate exhibitor, has leased the 550-seat Colonial here, which is to be renovated and run in competition with the five houses of Lincoln Theatre Corp. and the two of Westland Theatres.

"January" $14,000 Cleveland Grosser

CLEVELAND, April 27. — "Captain January" was the best box-office bet of the week with $14,000 at Warners' Hippodrome, where $8,000 is average. "A Connecticut Yankee" jumped 50 per cent above average at the Allen with a take of $5,000.

"The Trail of the Lonesome Pine," with $15,500 at Loew's State, beat the house $12,000 average by $3,500 and was held downtown at Loew's Stillman. "Every Saturday Night" on the RKO Palace screen with a new Major Bowes unit on the stage balanced the budget at $15,000, which is par. "F-Man" wasn't so hot at Loew's Stillman with a $3,000 take as against $4,000 average.

Principal counter attraction was "Three Men On a Horse," playing one week at the Hanna.

Total first run business was $52,500. Average is $42,000.

Estimated takings for the week ending April 24:

"CONNECTICUT YANKEE" (20th-Fox)
ALLEN—(3,300), 30c-35c-42c, 7 days. **Gross:** $5,000. (Average, $3,000)

"F-MAN" (Para.)
LOEW'S STILLMAN—(1,900), 25c-35c, 7 days. **Gross:** $3,000. (Average, $4,000)

"TRAIL OF THE LONESOME PINE" (Para.)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $15,500. (Average, $12,000)

"EVERY SATURDAY NIGHT" (20th-Fox)
RKO PALACE—(3,100), 30c-42c-60c, 7 days. Stage: Major Bowes Unit. **Gross:** $15,000. (Average, $15,000)

"CAPTAIN JANUARY" (20th-Fox)
WARNERS' HIPPODROME — (3,800), 30c-35c-42c, 7 days. **Gross:** $14,000. (Average, $8,000)

"Deeds" Is Cincy Smash at $18,000

(Continued from page 12)

Week Ending April 23:

"MR. DEEDS GOES TO TOWN" (Col.)
RKO ALBEE—(3,300), 35c-42c, 7 days. **Gross:** $18,000. (Average, $12,000) Moved to RKO Lyric.

"ROBIN HOOD OF EL DORADO" (M-G-M)
RKO PALACE—(2,700), 35c-42c, 6 days. **Gross:** $9,300. (Average, 7 days, $10,000)

"MOONLIGHT MURDER" (M-G-M)
RKO SHUBERT—(2,150), 35c-55c, 7 days. Stage: "Broadway Jamboree." **Gross:** $11,000. (Average, $12,000)

"TRAIL OF THE LONESOME PINE" (Para.)
RKO CAPITOL—(2,000), 35c-42c, 7 days, 2nd downtown week. **Gross:** $6,000. (Average, $6,500) Held over.

"CONNECTICUT YANKEE" (20th-Fox)
RKO GRAND—(1,200), 25c-40c, 7 days, 2nd downtown week. **Gross:** $2,400. (Average, $2,750)

"BULLDOG COURAGE" (Puritan)
RKO FAMILY—(1,000), 15c-25c, 3 days. **Gross:** $1,200. (Average, $1,250)

"PRIDE OF THE MARINES" (Col.)
RKO FAMILY—(1,000), 15c-25c, 4 days. **Gross:** $1,000. (Average, $1,200)

"THE SINGING KID" (F.N.)
KEITH'S—(1,500), 30c-40c, 7 days, 2nd week. **Gross:** $4,000. (Average, $6,500)

"Small Town" Best For Indianapolis

(Continued from page 12)

"FARMER IN THE DELL" (Radio)
"BOULDER DAM" (W. B.)
CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $2,500. (Average, $4,000)

"THE SINGING KID" (F. N.)
INDIANA—(3,200), 25c-40c, 7 days. **Gross:** $5,500. (Average, $7,000)

"SMALL TOWN GIRL" (M-G-M)
"MOONLIGHT MURDER" (M-G-M)
LOEW'S—(2,800), 25c-40c, 7 days. **Gross:** $11,500. (Average, $6,000)

"EVFRYBODY'S OLD MAN" (20th-Fox)
LYRIC—(2,000), 25c-40c, 7 days. Vaudeville. **Gross:** $7,000. (Average, $7,000)

"Fauntleroy" On Dual Big In Milwaukee

MILWAUKEE, April 27. — "Little Lord Fauntleroy" and "Love on a Bet" were tops with a $8,800 take at the Warner in a fair week. This take was $3,800 above par. A close second bet, "A Message to Garcia" and "Gentle Julia" at Fox's Wisconsin, grossed $8,600.

The Strand, joining the first run houses under the Fox banner, played "Captain January" and "Every Saturday Night" in an extended second week run from the circuit's Wisconsin to the tune of $2,800. Other business was just above par.

Total first run business was $30,900. Average for four houses is $23,000.

Estimated takings:

Week Ending April 23:

"13 HOURS BY AIR" (Para.)
"THE VOICE OF BUGLE ANN" (M-G-M)
PALACE—(2,800), 25c-40c, 7 days. **Gross:** $5,500. (Average, $5,000)

"LEATHERNECKS HAVE LANDED" (Republic)
RIVERSIDE—(2,300), 20c-25c-30c, 7 days. Stage: "Footlight Flashes" with Edgar Bergen, Mills & Cappy, Ray Vaughn, Three Flames. **Gross:** $5,200. (Average, $5,000)

"LITTLE LORD FAUNTLEROY" (U.A.)
"LOVE ON A BET" (Radio)
WARNER — (2,400), 25c-40c, 7 days. **Gross:** $8,800. (Average, $5,000)

"A MESSAGE TO GARCIA" (20th-Fox)
"GENTLE JULIA" (20th-Fox)
WISCONSIN—(3,200), 25c-40c, 7 days. **Gross:** $8,600. (Average, $5,000)

Week Ending April 24:

"CAPTAIN JANUARY" (20th-Fox)
"EVERY SATURDAY NIGHT" (20th-Fox)
STRAND—(1,400), 25c-40c, 7 days. **Gross:** $2,800.

"Deeds" a $10,000 Leader in Houston

(Continued from page 12)

Master's Voice," with Bank Night, drew $1,500 at the Kirby. The one-day average is $400.

"These Three" fell below expectations, although it had a take of $7,600. "The Moon's Our Home" at the Majestic was the only feature falling below par, taking $6,500 as against an average of $7,000. "'Till We Meet Again" at the Kirby broke even with $1,500.

Total first run business was $31,100. Average is $26,000.

Estimated takings for the week ending April 23:

"DESERT GOLD" (Para.)
"LITTLE AMERICA" (Para.)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $3,300. (Average, $3,000)

"HER MASTER'S VOICE" (Para.)
KIRBY—(1,450), 15c-35c, 1 day. (Bank Night). **Gross:** $1,500.

"TILL WE MEET AGAIN" (Para.)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $1,500. (Average, $1,500)

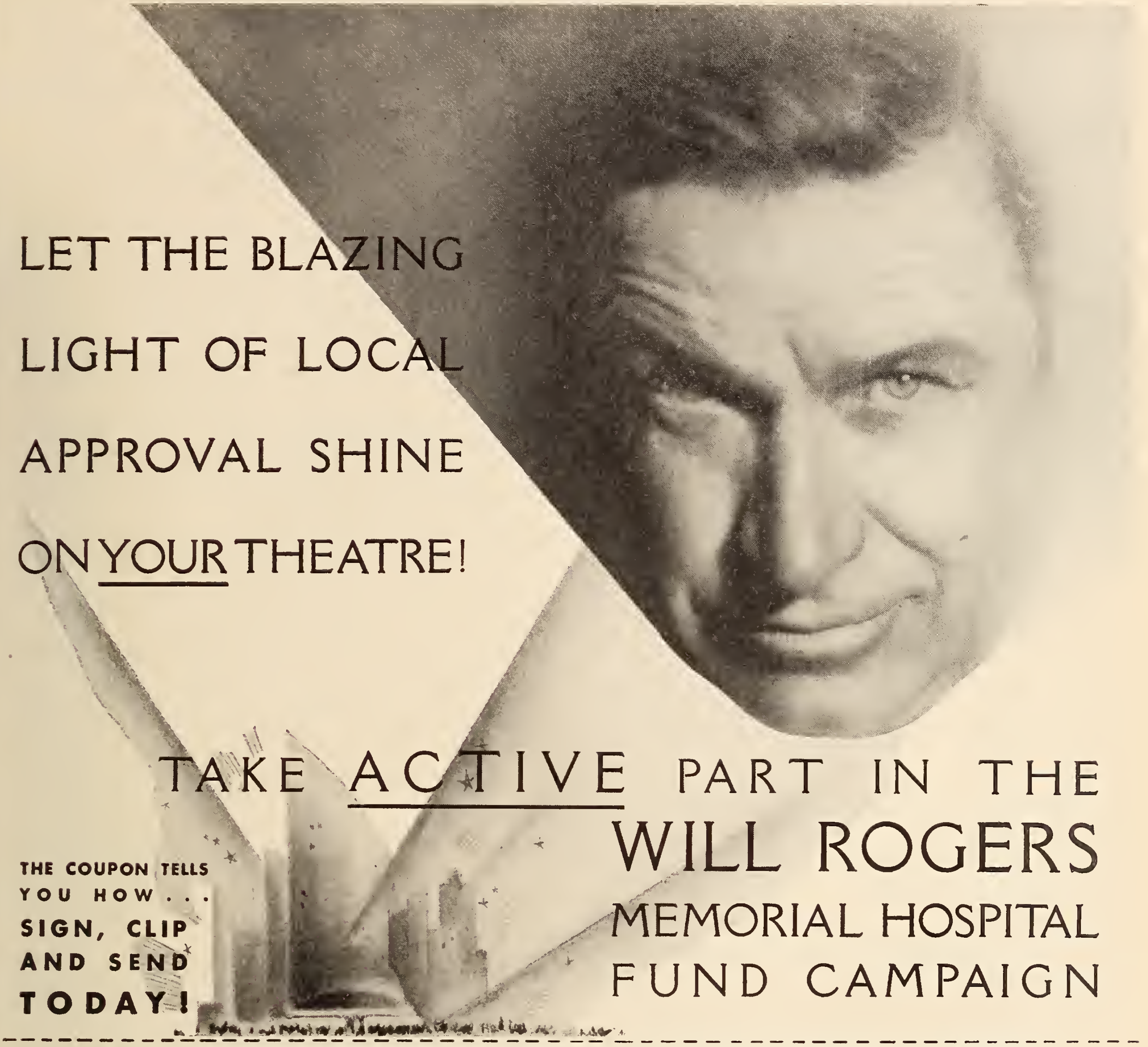
"THESE THREE" (U. A.)
LOEW'S STATE—(2,750), 25c-40c, 7 days. **Gross:** $7,800. (Average, $7,000)

"THE MOON'S OUR HOME" (Para.)
MAJESTIC—(2,250), 25c-50c, 7 days. **Gross:** $6,500. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)
METROPOLITAN—(2,600), 25c-50c, 7 days. **Gross:** $10,000. (Average, $7,000)

George Coleman Marries

BOSTON, April 27.—George Coleman, assistant to manager J. A. Goodwin at the Scollay Square, was married recently to Frances Buckley.



LET THE BLAZING LIGHT OF LOCAL APPROVAL SHINE ON *YOUR* THEATRE!

TAKE *ACTIVE* PART IN THE WILL ROGERS MEMORIAL HOSPITAL FUND CAMPAIGN

THE COUPON TELLS YOU HOW . . . SIGN, CLIP AND SEND TODAY!

FILL OUT AND MAIL THIS COUPON TO MAJOR L. E. THOMPSON, CHAIRMAN, WILL ROGERS MEMORIAL HOSPITAL FUND, ROOM 414 — 1619 BROADWAY, NEW YORK, N. Y.

I HEREBY APPLY FOR MEMBERSHIP IN THE WILL ROGERS MEMORIAL HOSPITAL FUND AS FOLLOWS:

1. I will take collections three times daily in my theatre(s) and run the trailer with Lowell Thomas, Bing Crosby, Shirley Temple, Irving Cobb and May Robson, DURING THE WEEK OF MAY 22nd—28th. ☐ YES ☐ NO
2. I will subscribe memberships for my thearte(s) on the seating basis and enclose my check for $__________(Each theatre seating 500 or less, $10) . . . (500 to 1000, $15) . . . (1000 to 2000, $20) . . . (Over 2000, $25). I will also invite patrons to leave contributions at the box office. ☐ YES ☐ NO

NAME____________________

ADDRESS____________________

NAMES AND CAPACITIES OF THEATRES____________________

ADOPT ONE OF THESE PLANS AND BE 100%

SPONSORED BY THE ENTIRE MOTION PICTURE INDUSTRY

"Dorado" and Show $20,000 In Pittsburgh

Pittsburgh, April 27.—The return of stage shows to the Stanley after an absence of more than a month pushed that house back into the high-gross bracket last week, with such names as Block and Sully and Roger Pryor in person, helping "Robin Hood of Eldorado" to a healthy $20,000. Also hitting old-time form again was the Penn, where "The Trail of the Lonesome Pine" collected $14,500.

The other two first run sites, however, were somewhat off. The Warner couldn't climb above $4,500 with "Brides Are Like That" and "The Preview Murder Mystery," while the Casino nose-dived with "Hi Gaucho" and "Doughnuts and Society," getting only $1,400. The Alvin, closed since the flood, opened again last week with "The Ghost Goes West," but it didn't get under way until April 21 and therefore isn't included in this tabulation.

Last week was a week of mixed weather, ranging from typical spring mildness to a raging snowstorm, which had some effect on business. So did the opening of the baseball season, particularly on Sunday when a game between St. Louis and Pittsburgh drew close to 20,000 customers.

Total first run grosses were $40,400. Average is $36,800.

Estimated takings for the week ending April 23:

"HI GAUCHO" (Radio)
"DOUGHNUTS AND SOCIETY" (Mascot)
CASINO—(1,800), 20c-25c, 7 days. **Gross:** $1,400. (Average, $2,300)
"TRAIL OF THE LONESOME PINE" (Para.)
PENN—(3,300), 25c-40c, 7 days. **Gross:** $14,500. (Average, $12,000)
"ROBIN HOOD OF EL DORADO" (M-G-M)
STANLEY—(3,600), 25c-55c, 7 days. Stage: Block and Sully, Roger Pryor, Eddie Peabody, Moore and Revel, Harry King and the Sinclair Twins. **Gross:** $20,000. (Average, $17,500)
"PREVIEW MURDER MYSTERY" (Para.)
"BRIDES ARE LIKE THAT" (F. N.)
WARNER—(2,000), 25c-40c, 7 days. **Gross:** $4,500. (Average, $5,000)

Academy Rules Upon Weekly Contract Pay

Hollywood, April 27.—Weekly contract players are not entitled to further compensation after a production has been suspended was the decision handed down by the Academy Conciliation Committee after studying the case of Sam Jaffe, actor, against Paramount. The difficulty arose out of the termination of production on "I Loved A Soldier" after Margaret Sullavan broke her arm.

The case was heard by the committee on appeal from a previous decision of the Actors' Adjustment Committee. The committee ruling came under the section of Paragraph 29 of the Academy minimum contract applying to "accident" rather than to "illness."

Cremate Percy Hammond

Percy Hammond, drama critic of the *Herald-Tribune*, who died Saturday after a short illness from pneumonia, was cremated yesterday in Queens. No funeral services were held at his own request. He is survived by a son, John Hammond.

"Moon" with Waring Band Boston Smash

Boston, April 27.—"The Moon's Our Home" and Fred Waring and his Pennsylvanians at the Metropolitan were the big noise of the week with a gross of $33,000. This was $11,000 over par.

At the RKO Boston "Murder on a Bridle Path" with N.T.G. and his revue pulled $23,000, above normal by $6,000. "Charlie Chan at the Circus" and "Road Gang," playing day and date at the Fenway and Paramount, were strong in both spots.

Total first run business was $106,000. Average is $87,500.

Estimated takings for the week ending April 24:

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
"ROAD GANG" (F. N.)
FENWAY—(1,382), 30c-50c, 7 days. **Gross:** $5,000. (Average, $4,500)
"THE WITNESS CHAIR" (Radio)
KEITH'S MEMORIAL—(2,907), 25c-65c, 7 days. **Gross:** $12,000. (Average, $12,000)
"SMALL TOWN GIRL" (M-G-M)
"PANIC IN THE AIR" (Col.)
LOEW'S ORPHEUM—(2,970), 25c-55c, 7 days. **Gross:** $13,000. (Average, $13,000)
"SMALL TOWN GIRL" (M-G-M)
"PANIC IN THE AIR" (Col.)
LOEW'S STATE—(3,537), 25c-55c, 7 days. **Gross:** $12,000. (Average, $12,000)
"THE MOON'S OUR HOME" (Para.)
METROPOLITAN—(4,332), 35c-65c, 7 days. Stage: Fred Waring and his Pennsylvanians. **Gross:** $33,000. (Average, $22,000)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
"ROAD GANG" (F. N.)
PARAMOUNT—(1,793), 25c-50c, 7 days. **Gross:** $8,000. (Average, $7,000)
"MURDER ON A BRIDLE PATH" (Radio)
RKO BOSTON—(3,246), 35c-65c, 7 days. Stage: N.T.G. and His Girl Revue. **Gross:** $23,000. (Average, $17,000)

"Small Town" Gets $6,300, Oklahoma

Oklahoma City, April 27.—A week of Mardi Gras and an "'89ers" celebration failed to tip grosses in a big way. "Small Town Girl" at the Criterion led the procession with $6,300, up by $1,300.

"Farmer in the Dell" was normal at $2,000 in the Capitol. "Three Godfathers," with a stage show, pulled a strong $2,300 at the Liberty in four days.

Total first run business was $14,600. Average is $14,000.

Estimated takings for the week ending April 25:

"SMALL TOWN GIRL" (M-G-M)
CRITERION—(1,700), 10c-26c-35c-55c, 7 days. **Gross:** $6,300. (Average, $5,000)
"ROBIN HOOD OF EL DORADO" (M-G-M)
MIDWEST—(1,500), 10c-26c-35c-55c, 7 days. **Gross:** $3,400. (Average, $4,000)
"FARMER IN THE DELL" (Radio)
CAPITOL—(1,200), 10c-20c-26c-40c, 7 days. **Gross:** $2,000. (Average, $2,000)
"THREE GODFATHERS" (M-G-M)
LIBERTY—(1,500), 10c-20c-26c-35c, 4 days. **Gross:** $2,300. Stage: "Hollywood Holiday." (Average week, $3,000)
"MUSS 'EM UP" (Radio)
LIBERTY—(1,500), 10c-20c-26c-35c, 3 days. **Gross:** $600. (Average week, $3,000)

Boston Men Plan Trip

Boston, April 27.—The local film post of the American Legion plans a cruise to New York during the week-end of May 9. Charles Heath of RKO is in charge of arrangements.

Firemen Return

New Lewisburg, O., April 27.—The local fire house has been restored to its normal functions after having been rented for the weekly picture show of the community sponsored by local merchants. Pictures are usually shown at the Town Hall, which is rented by the Mayor for $3, but when a medicine show offered $15 local merchants engaged the fire house and used the engine sirens for ballyhoo purposes. Chairs were borrowed for the event.

Name Pittsburghers To Aid Rogers Fund

Pittsburgh, April 27.—John H. Harris, chairman of the exhibitors' committee of the Pittsburgh Division of the Will Rogers Memorial Fund drive, May 22-29, has named a number of committees.

They are: Executive—Harry M. Kalmine, chairman; M. J. Cullen, James G. Balmer, Alex Moore, Fred Harrington, William Taylor; publicity—George D. Tyson, chairman; Joe Feldman, Karl Krug, Kasper Monahan and Harold Cohen.

The distributors' committee cooperating with Ira Cohn includes Dave Kimmelman, John Maloney, Art Levy, Charles Rich, Bert Stearn, Al Barnett and George Lefko.

Drew Heads Fund Drive

Cleveland, April 27.—Frank Drew, M-G-M branch manager, has been appointed local chairman of the Will Rogers Memorial Fund drive May 22-29.

Use Rogers Reissue

Hartford, April 27.—The Palace here reopened with a revival of Will Rogers' "A Connecticut Yankee," preparatory to the launching of the Rogers Memorial Fund drive. The house, which operates intermittently, will be open until the summer.

WPA Takes 1,500-Seater

San Francisco, April 27.—The Columbia, 1,400-seater, dark since the long run of the Minsky burlesque roadshow last autumn, has been leased for a week's performance of "The First Legion" by the San Francisco WPA players.

Heretofore, relief groups have used the old Bush, seating some 400, for Friday and Saturday night performances only of standard dramas.

Zorn Theatre Manager

Providence, April 27.—Edward Zorn has taken over management of the RKO Albee here, supplanting Harry Schlinker, and Richard E. Farrell, publicity director, becomes manager of the RKO Victory. Mrs. Lea Duhamel Farrell, former Paramount Publix publicity manager, will do publicity for the Albee. Zorn is a former Paramount district manager.

To Build Yard Theatre

A theatre in a yard is the latest New York exhibition development. It will be a 491-seater to be erected between two seven-story apartments at 215-221 West 34th St.

"Petticoat" Best Indianapolis Bet

Indianapolis, April 27.—First run business boomed last week, sending "Petticoat Fever" at Loew's to $9,000, $3,000 over the line. "The Moon's Our Home," at the Circle, coupled with a two-day appearance of Lum 'n' Abner, went $9,700, $5,700 upstairs.

"Captain January" hauled a total of $5,500 into the Apollo, and Horace Heidt's Brigadiers, plus "Charlie Chan at the Circus," were worth $11,200 to the Lyric.

"Silly Billies" was double featured with "Moon" at the Circle and deleted on the bill for the two days the radio comedians appeared.

With the presentation of "Sutter's Gold" and "Big Brown Eyes," the Indiana closed for the summer, following a custom established about five years ago. Reopening will be in the fall, but definite date has not been arranged. Double features will be the rule most of the summer at the Circle, which is operated under the same management.

Total first run business was $40,150. Average is $28,000.

Estimated takings for the week ending April 24:

"CAPTAIN JANUARY" (20th-Fox)
APOLLO—(1,100), 25c-40c, 7 days. **Gross:** $5,500. (Average, $4,000)
"THE MOON'S OUR HOME" (Para.)
"SILLY BILLIES" (Radio)
CIRCLE—(2,800), 25c-40c, 7 days. Lum 'n' Abner on Saturday and Sunday, with "Silly Billies" off. **Gross:** $9,700. (Average, $4,000)
"SUTTER'S GOLD" (Univ.)
"BIG BROWN EYES" (Para.)
INDIANA—(3,100), 25c-40c, 7 days. **Gross:** $4,750. (Average, $7,000)
"PETTICOAT FEVER" (M-G-M)
"HELL SHIP MORGAN" (Col.)
LOEW'S—(2,800), 25c-40c, 7 days. **Gross:** $9,000. (Average, $6,000)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
LYRIC—(2,000), 25c-40c, 7 days. Stage: Horace Heidt and His Brigadiers. **Gross:** $11,200. (Average, $7,000)

Report No Closings For K. C. Territory

Kansas City, April 27.—"No closings in our territory have been reported to us so far this year," says Gus Diamond, office manager for Warners.

The most likely spots for reopening got under way last year, so that this spring there have been fewer of those reported, Diamond said. He expressed the opinion reopenings had reached the saturation point, and that from now on there would be new theatres or replacements.

Set New Radio Network

New Orleans, April 27.—Seven Louisiana radio stations have been linked in the Southern Broadcasting Network, for a special 10-week series of broadcasts from Louisiana State University on Sundays. Plans are under way to acquire other commercial accounts for the network.

Show Palestine Film

Chicago, April 27.—"The Land of Promise," a film of the present Jewish enterprise in Palestine, will be shown for one week at the McVickers starting Tuesday. The picture has been brought here by a local charity organization, which is sponsoring the showing.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 101 NEW YORK, WEDNESDAY, APRIL 29, 1936 TEN CENTS

Writers Take Up Challenge Of Producers

Predict Guild Approval Of Demands May 2

Hollywood, April 28.—The board of directors of the Screen Writers' Guild has taken up the challenge flung by the producers Sunday in opposing the Guild shop and has issued a statement detailing its aims. It denies the purposes which were attributed to the guild leaders in the producers' statement.

The guild expressed confidence that all points of the Authors' League amendments will be ratified at the meeting to be held May 2 depsite the threatened split of a conservative group from the main guild body. The guild statement follows:

"The best proof that the Screen Writers' Guild has at last an effective plan for attaining the league shop is the hysterical outburst of abuse from the producers. Despite this outburst the proposed amalgamation will be submitted for ratification on Saturday at the annual guild meeting. The board has every expectation that the amalgamation that has been proposed with the Authors' League will be approved by an overwhelming majority.

"We don't want control of the film business or any bar to new writers, nor are we asking the same authority over screen material as is enjoyed by

(Continued on page 6)

M-G-M Will Have 50 For the New Season

M-G-M's feature output next season will approximate 50, it was learned yesterday with the arrival of Louis B. Mayer, Al Lichtman, Howard Dietz and Howard Strickling from the coast.

None of the officials would discuss the breakdown of the number of releases, stating this information would be made public at the annual sales

(Continued on page 6)

20th-Fox Will Have 52, Declares Goetz

Twentieth Century-Fox will have 52 features next season in addition to the usual lineup of shorts, William Goetz, executive assistant to Darryl Zanuck, production head, stated upon his arrival from the coast yesterday.

Goetz will remain in town from 10 days to two weeks to confer with John

(Continued on page 6)

No Kennedy Move as Yet; Board to Meet Tomorrow

Paramount's board of directors will meet tomorrow. Prior to that meeting, and perhaps for a few days thereafter, there are expected to be no developments on the possibility that Joseph P. Kennedy will join the company as an adviser.

Kennedy conferred again yesterday at his office in the RCA Bldg. with John D. Hertz of Lehman Bros. and Edwin L. Weisl, personal attorney for Floyd B. Odlum, head of the Atlas Corp. The former Pathe and F.B.O. head told Motion Picture Daily that he would not accept the post if his appointment met with opposition.

British Trade Expects Quota Rise Over 20%

By BRUCE ALLAN

London, April 28.—The British trade at large anticipates the quota will be increased from its current high bracket of 20 per cent on exhibitor and distributor alike.

No comment is made in reply to reports in circulation that the Federation of British Industries has asked that the quota be increased to 35 per cent at a minimum percentage cost per foot of £2.

There are indications that the increase will be asked for tactical reasons as a counterfoil to an anticipated exhibitor demand for abolition, leaving unanswered any forecast as to what exactly the new law will provide.

Duovac and General Seeking $37,850,000

Wilmington, Del., April 28.—Duovac Radio Corp. and General Talking Pictures Corp. filed suit in Federal court here today against Erpi for claims totaling $37,850,000, based on injuries the plaintiff companies claim to have suffered through acts of Erpi and others in allegedly curbing competition in film production.

Duovac declared its injuries amounted to $2,500,000, but asks triple damages, or $7,500,000, as allowed under the Federal anti-trust laws, plus $100,000 in attorneys' fees. General Talking Pictures is seeking $30,000,000, triple its alleged damages of $10,000,000, plus $250,000 in attorney's fees.

Duovac and General Talking are both in the equipment manufacturing field. An equity suit involving the anti-trust allegations of the two plaintiff companies in the new action is

(Continued on page 7)

Bronx Houses Ending Prizes After Arrests

Due to the active campaign by District Attorney Foley to eliminate games in the Bronx, Trio-Consolidated has dropped Lucky and Prosperity Night from five houses in the borough. The quintet shelving the games are the Mt. Eden, Ogden, Fleetwood, Avalon and Forum.

Within the past week, Murray Livingstone, manager of the Ogden, and Lee Levy, pilot of the Mt. Eden, have been arrested and, instead of the usual formality of summonses, the men have been brought into Night Court and released two hours later on parole.

Although officials of the circuit claim the games were held in keeping with the recent ruling of the Court of Appeals, detectives making the arrests contended they did not see a

(Continued on page 7)

Quigley Publications Launch Export Paper

Quigley Publishing Co., Inc., publishers of *Motion Picture Herald*, Motion Picture Daily, *Better Theatres*, *Box-Office Check-Up* and *International Motion Picture Almanac*, will launch a new magazine under title of *Teatro Al Dia* in the export market. Martin Quigley will be editor-in-chief and publisher.

Teatro Al Dia will be published as a semi-annual and will circulate in all Spanish-speaking territories. The new publication will be primarily devoted to the design, construction, equipment and the maintenance and operation of theatres in Latin-American countries.

Colvin Brown is vice-president and general manager of the publishing firm and Pablo Colon is the Spanish editor. The first issue of *Teatro Al Dia* will be published in June.

Tax Decision Seen Helping In N.Y. Fight

Washington Levy Voided By Supreme Court

The U. S. Supreme Court's refusal on Monday to review for the State of Washington a decision denying it the right to tax film rentals was interpreted by distribution attorneys here yesterday as having a favorable bearing on local efforts in opposition to the subjection of film rentals here to the city sales tax.

T. Newman Lawler of O'Brien, Driscoll & Raftery, attorneys for the local United Artists exchange, which is conducting a test case designed to prove that film rentals are not subject to the city's two per cent sales tax, said that the Supreme Court's refusal to review the Washington case could be regarded as a reaffirmation of the Binderup decision holding films to be in interstate commerce. As such, they may be proved to be not subject to a state or local taxation.

Lawler said that the Washington tax was slightly different from the New York city sales tax as it was an occupation tax on film renting and had been levied against the entire receipts of the Seattle exchanges. The appeal from the assessment was taken by Paramount Pictures, Inc., and eight other distributors in the State of Washington, against the chairman of the state tax commission.

Rogers Wins a Move In Suit on "U" Deal

Charles R. Rogers has obtained an order from Federal Judge John C. Knox requiring Gustavus A. Rogers, his cousin, to show cause on Thursday why other plaintiffs should not be joined with Gustavus A. Rogers in connection with his suit for an accounting.

Gustavus Rogers, a New York attorney, charges in his complaint in a suit against Charles R. Rogers that

(Continued on page 6)

Loew and Brown Set Contract with RKO

David L. Loew yesterday signed a contract to produce and release three Joe E. Brown comedies through RKO, as exclusively reported in Motion Picture Daily on March 31.

Brown has one more to make for Warners. Loew left for the coast last night.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 April 29, 1936 No. 101

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

GTE Assets Sale in Wilmington, May 18

WILMINGTON, April 28.—U.S. Senator Daniel O. Hastings was authorized by Chancellor Josiah O. Wolcott in Chancery Court here today to sell all assets of the receivership estate of General Theatres Equipment at public sale in Wilmington on May 18.

The aggregate upset price of the assets is about $3,667,938 and is subject to market fluctuations. No objections were entered. The receiver is to report on the sale to the Chancellor May 20 at which time objections may be entered. The proposed plan of reorganization of the company will also be considered at that time.

Hospital Bulletins

MOTION PICTURE DAILY, at an early hour this morning, received optimistic reports on the condition of three of the industry's executives from the hospitals in which they are temporarily confined.

Samuel Goldwyn was reported as "resting very comfortably" at the Doctor's Hospital, with no decision as yet concerning an operation.

The Cornell Hospital stated that "there is nothing to worry about" in regard to the condition of Jack J. Sullivan, while the New Rochelle Hospital declared that Carl Leserman is "doing very nicely."

Harry Thomas Quits; Will Take Vacation

Harry H. Thomas yesterday officially resigned as president of First Division Exchanges and as a director of First International, having disposed of his five-year personal service contract which had more than three years to run to Pathe. Although he has several plans in mind, Thomas stated he will not decide on his new venture until he returns from a much needed vacation.

Entering the business in 1907 when he became an exhibitor, Thomas in 1913 became associated with Greater New York Film Co., later aligning with General Film Co. and then joining Fox. In 1921, he organized Alexander Film Co. and subsequently became general manager and vice-president of Merit Film Exchange. In 1926, Merit was absorbed by First Division, which Thomas organized.

Edward L. Alperson, president of Grand National, which is liquidating First Division, and Frank Kolbe, president, and Robert W. Atkins, vice-president of Pathe, both expressed regrets and wished Thomas success in his new enterprise.

Kolbe and Atkins were reelected to their Pathe posts at a board meeting immediately following the annual meeting of Pathe stockholders at which the following directors were elected: Atkins, Henry J. Guild, Robert M. McKinney, Charles L. Stillman, Charles A. Stone, Theodore C. Streibert, W. C. Stettinius, Charles B. Wiggin and Kolbe. McKinney, Stillman and Stettinius are filling vacancies created by the resignations some time ago of Paul Fuller, Jr., Ellery W. Mann and George S. Montgomery, Jr.

Columbia Men Start Sales Policy Talks

Discussions revolving around Columbia's sales policy next season were begun yesterday at the first of a two-day session attended by home office executives and divisional sales heads.

Home office representatives attending the meetings are: Jack Cohn, vice-president; Abe Montague, general sales manager; Abe Schneider, treasurer; J. A. McConville, Rube Jackter, Lou Weinberg, Louis Astor, Max Weisfeldt and Leo Jaffe. District men include Sam Moscow, southern head; Nat Cohn, New York; C. H. Shalit, central; S. A. Galanty, eastern; Max Roth, midwest. Jerry Safron. western division head, has been detained on the coast, but will attend the meeting scheduled in two or three weeks.

Para. Claim Disallowed

Federal Judge John C. Knox signed an order disallowing the claim of $19,004 filed by the Florida Theatre Corp., Inc., in the reorganization proceedings of Paramount Publix. The claim was based on an original agreement whereby Publix Corp. guaranteed the payment of certain sums of the Stanley Co. to the claimant.

Wanger Cancels Trip

HOLLYWOOD, April 28. — Walter Wanger has canceled his trip abroad to get an early start on his 1936-37 program. He has two more to make on his Paramount contract and both are in work. These are "Spendthrift" and "Simoon."

Reverberations

Moenkopi, Navajo Reservation, Ariz., April 28.—Government agents have succeeded in quelling a panic among the Navajos here as a result of a mysterious voice from the sky which they thought was the calling of the great Manitou.

It develops now that it was A-Mike Vogel carrying on a conversation with the Quigley Award winners while flying west in a TWA plane.

ITOA Will Reelect Harry Brandt Today

With no opposition ticket for the executive setup in sight, Harry Brandt will be reelected president of the I.T.O.A. at the annual meeting of the organization today at the Astor. On the same slate are Bernard S. Barr, first vice-president; George Rudnick, second vice-president; Leon Rosenblatt, treasurer; Maurice Brown, secretary; David Schneider, sergeant-at-arms. The finance committee will comprise Louis Meyers, John Benas and Al Cooper.

Of the 18 nominations for the board of directors, 15 of the following will be elected: Maurice L. Fleischman, Hyman Rachmil, Rudolph Sanders, Abe Leff, Jack Hattem, Arthur Rapf, Leo Brecher, David Weinstock, Louis Schiffman, Stanley W. Lawton, A. Shenk, Bernard Pear, S. Traversi, M. Kravin, S. Seelenfreund, M. Leventhal, and J. Rosenblum.

Report Steuer Will Handle Para. Probe

Max D. Steuer, has been engaged by the Sabath Congressional committee to conduct its study of the Paramount reorganization, it was reliably reported yesterday.

Murray W. Garsson, director of investigation for the committee, refused to affirm or deny the report. The committee has been questioning members of the Paramount board and factors in the financial groups controlling the company at closed sessions for the past few weeks. Steuer is known to have attended a number of these sessions.

Joseph Bill Is Passed

ALBANY, April 28.—The Assembly today passed the Joseph bill which provides for admission to theatres of children under 16 years of age but only after school hours and at other specified times, to be seated in designated sections of houses where a matron is employed to look after them. The measure now goes to Governor Lehman.

Receiver Appointed

LONDON, April 28.—A receiver today was appointed for City Film Corp., a producing unit holding a releasing contract with General Film Distributors, Ltd. A creditors' meeting has been set for next week.

Jersey Allied to Meet

Allied Theatre Owners of New Jersey will hold a regular meeting tomorrow afternoon at the Hotel Lincoln.

Batcheller, Cohen After New Outlets

Chesterfield and Invincible, whose contract with First Division expires with the close of this season, will release via independent exchanges next year. The program will total 18 features, nine for each company.

Budgets are to be increased, according to George R. Batcheller, president of Chesterfield, and Maury Cohen, president of Invincible, both of whom are lining up stories for the 1936-37 program. Twickenham of London has acquired both companies' output for England.

Para. Adds Shorts Series; Total 112

Paramount will have a total of 112 shorts, exclusive of 104 issues of the newsreel, during the 1936-37 season, with a two-reel Technicolor cartoon subject called "Sindbad the Sailor" added. This is an increase of six over the current season, the added starter being a series of six "Musical Romances" in Technicolor.

The new list breaks down as follows: 12 "Popeye, the Sailor" cartoons; 12 "Betty Boop" cartoons; six "Screen Songs"; 18 "Paramount Headliners"; 13 "Paramount Pictorials"; 20 "Paramount Paragraphics"; 13 Grantland Rice "Sportlights"; six "Musical Romances" (Technicolor); six "Color Classic" cartoons (Three-dimension Technicolor); six "Popular Science" features (Cinecolor), and 104 issues of Paramount News.

Set 13 Issues Each Year for Time Reel

Effective with the next issue, to be released May 15, "March of Time" will be issued 13 times a year, instead of the present 12. Under the new schedule, there will be a release every four weeks, eliminating the five-week periods which come three times a year, and which are said to have caused confusion.

Production Humming At Republic Studio

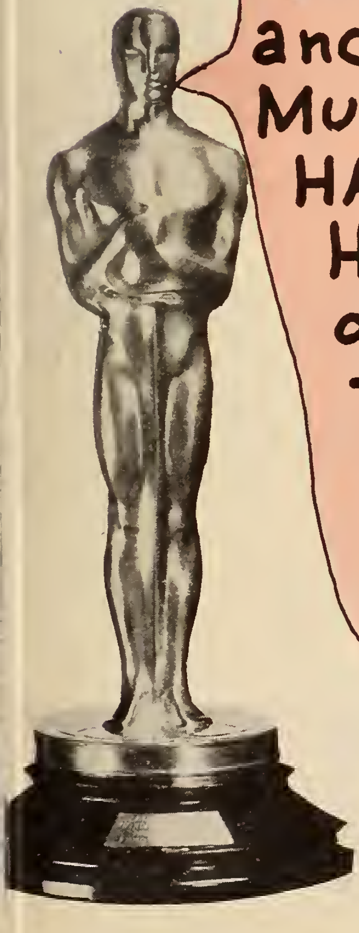
Production is humming at Republic's studios with five pictures in work, W. Ray Johnston, president, stated upon his return yesterday from Kansas city where he conferred with Nat Levine on new plans.

Shooting is in progress on "Danger Below," one of the first of next season's lineup, Johnston stated, in addition to "Navy Born" and several others on the curent schedule. The second of four serials for the current year, "Undersea Kingdom," has just been finished, he added.

Returning with Johnston were Edward Schnitzer, eastern division sales head; Herman Gluckman, New York sales head, and Moe Seigel, treasurer of Republic Prod. Levine and J. J. Milstein flew back to the coast from Kansas City Sunday.

Ted Husing Marries

Ted Husing, radio announcer who has appeared in many short subjects, and Frances Sizer, film actress, were married Monday night at Harrison, N. Y.



"I'm the SHORT SUBJECT PRIZE OF 1935 and they gave me to M-G-M for that hilarious 'HOW TO SLEEP' featuring Robert Benchley... but on the level folks I didn't know which M-G-M Short to honor with my presence... there were others equally great, for instance... 'PERFECT TRIBUTE' Chic Sale's portrayal of Lincoln.... 'HIT AND RUN DRIVER'- another of the wonderful 'Crime Doesn't Pay' series ...also AUDIOSCOPIKS, the greatest audience novelty in ten years.... and 'PIRATE PARTY ON CATALINA'- another of those star-studded Musical Revues.... and all those HAPPY HARMONIES - cartoons by Harman-Ising.... and those de luxe FITZPATRICK TRAVEL-TALKS.... I guess I'd better make up my mind that I'll be the permanent guest of Leo, Junior!"

PRIZE TALK!

TWO DOLLAR
AUDIENCES
Glorify

THE GREAT

Metro-Goldwyn-Mayer

BRINGS BACK THE ROAD-SHOW!

4th S. R. O. WEEK AT ASTOR, N. Y., AT $2 TOP and BIG EVERYWHERE AT ROAD-SHOW PRICES, TWICE DAILY!

•

3rd Week Buffalo
4th Week Detroit
3rd Week St. Louis
3rd Week San Francisco
4th Week Philadelphia
4th Week Boston
4th Week Chicago
3rd Week Los Angeles
2nd Week Washington
2nd Week Montreal
1st Week Cleveland
1st Week Pittsburgh

1st Week Indianapolis
1st Week Memphis
Starts May 7th Cincinnati
Starts May 9th Denver
Starts May 17th Milwaukee
Starts May 8th Atlanta
Starts May 8th Houston
Starts May 8th New Haven
Starts May 8th Hartford
Starts May 8th Worcester
Starts May 15th Bridgeport
Starts May 7th Springfield

Starts May 8th Albany

JUST CONCLUDED BRILLIANT ENGAGEMENTS:
Toronto, Miami, Miami Beach, Palm Beach, Jacksonville, Daytona, Tampa, St. Petersburg, Orlando.

Watch for further dates of the sensational picture that is the talk of America!

M-G-M's SHOW
OF SHOWS
starring
WILLIAM
POWELL
•
MYRNA
LOY
•
LUISE
RAINER
with Virginia Bruce, Frank
Morgan, Fannie Brice, Nat
Pendleton, Ray Bolger, Reginald
Owen, Ernest Cossart
Harriet Hoctor,
and many others
Directed by
ROBERT Z. LEONARD
Produced by
HUNT STROMBERG

ZIEGFELD

◂ Purely Personal ▸

W. Ray Johnston, Norton Ritchey, Edward Finney, Mitchell Klupt, Charles Reagan, Harry Ross, Jack Schlaifer, Frank McCarthy, E. H. Goldstein, Harry H. Thomas, Leo Justin, Sol Lesser, David Loew, William Shapiro, Irving Wormser, Dan Michalove, Pat Garyn, Charles Paine, John Nolan, Emil Jensen, Edward L. Alperson, William Fitelson, Ed Fay, James A. FitzPatrick, Jack Hoffberg, Budd Rogers and Arnold Van Leer among those gathered at the Tavern yesterday.

•

Gertrude Nissen, Stanley Haynes, G. B. producer, Mrs. Louise Rossignol-Boyer, mother of Lucienne Boyer, the singer; Mrs. Ernestine Ronie of the Twentieth Century-Fox French office and Norma MacGee, film actress, arrive tomorrow on the *Champlain.*

•

Jake Wilk, Bob Mochrie, Al Schwalberg and Arthur Sachson start their packing soon. The Warner convention in Los Angeles impends and they are slated to attend.

•

Stanley Haynes of G. B., will arrive today on the *Champlain* en route to British Columbia where he will supervise the shooting of exteriors for "The Great Barrier."

•

Harry Joe Brown gave the Warner home office publicity, advertising and exploitation departments the once over. S. Charles Einfeld did the escorting honors.

•

Lou Heifetz has been appointed to head the G. B. west coast publicity division. He'll make his headquarters at the Larry Darmour Studios.

•

Leo Spitz and N. L. Nathanson strolling through the lobby of the RKO Building and heading in the direction of the former's office.

•

Haskell Masters, Canadian division manager for U.A., left last night for Montreal and Toronto. He'll be gone about a week.

•

Clarence M. Turley intends to return to St. Louis either today or Thursday. He's here on some real estate deals.

•

Fred Meyers will leave tomorrow for another tour of RKO theatres in Rochester, Syracuse and New England.

•

Jack Barnstyn has joined the procession and moved his offices to the RKO Bldg., in Rockefeller Center.

•

Alfred Adler of M-G-M celebrated a birthday yesterday. Max Stark had one yesterday.

•

Pop Korson, Philadelphia independent exchangeman, visited Jack Cosman yesterday.

•

Jack Schlaifer returned yesterday from a short tour of eastern U.A. branches.

•

Morris Goodman, co-director of Republic's foreign department, will fly to Puerto Rico May 4 to start a survey of the Central and South American situation. He will be gone three months.

•

Hal Wallis, associate executive in charge of production at Warners; his wife, Louise Fazenda, and Anita Louise and her mother sail Friday on the *Statendam.*

•

Sol Lesser says he won't leave for the coast until another two weeks and by that time he will have closed deals with four different distributors.

•

Lou Irwin in these parts again after a lengthier Hollywood trip than he figured.

•

Nat Levy of Radio Pictures' Detroit branch is in town for a few days.

•

Ed Beatty is in town from Detroit.

Rogers Wins Move In "U" Deal Suit

(*Continued from page 1*)

they entered into a joint venture for acquisition of the controlling stock interest in Universal and its subsidiary corporations. Rogers said that it was agreed that the stock interest and profits from the proposed deal were to be equally divided and shared and that he was to assist in financing the venture and the defendant was to conduct negotiations in Los Angeles. The plaintiff charges that the defendant, in order to deprive him of his share and in violation of their agreement, secured an option contract on Oct. 26, 1935, in his own name and that of Standard Capital Co. and that the contract had onerous requirements obligating the plaintiff to provide $375,000 within four days of the signing of the option agreement.

The complaint further charges that necessary information was withheld from him and that difficult restrictions were imposed, making it impossible for him to see the contract in order that he might secure the necessary financing. Inasmuch as Gustavus Rogers in his complaint refers to others, Charles R. Rogers insisted yesterday that these others be made parties plaintiffs to the suit.

M-G-M Will Have 50 For the New Season

(*Continued from page 1*)

meeting in Chicago on May 11 and 12.

Mayer, who is here for an indefinite stay for his health, was met at the station by his wife, recuperated from her recent illness, and Nicholas M. Schenck, the latter embracing the studio executive and whisking him off before reporters could get an opportunity for an interview.

Arriving on the same train were Dr. Edwin Jones, Mayer's physician; Jean Hersholt, who will make a number of personal appearances in the east; Frank Orsatti and William Goetz.

Montana to Aid Fund

Gov. Elmer Holt of Montana will issue a special proclamation on Will Rogers Memorial Hospital Week, May 22-28, according to word received here by Capt. E. V. Rickenbacker, director of the memorial fund commission.

20th-Fox to Have 52, Says Goetz

(*Continued from page 1*)

D. Clark, general sales manager, on the new product. After he returns to the coast, Goetz will come east again for the Chicago convention, starting May 30.

European Meet Starts Today

Paris, April 28.—Twentieth Century-Fox will open its European sales convention here tomorrow at the Hotel George V, with screenings and conferences also scheduled at the company's office on the Champs Elysees. S. R. Kent, president, and Joseph M. Schenck, chairman of the board, are scheduled to speak.

Seventy-five delegates are present from 24 countries, with W. J. Hutchinson, foreign manager, and Benjamin Miggins, European manager, presiding. In addition to sales policies, studio problems and Movietone News also will come in for discussion. Thursday evening delegates will attend the opening of a new revue at the Casino de Paris, and the activities will close Saturday night with a dinner at the hotel.

Another convention is scheduled for the British sales force May 4-9 at the Savoy in London.

Among those here are: Kent, Schenck, Hutchinson, Miggins, and Robert T. Kane, producer, and:

England—F. L. Harley, managing director; R. S. Dawes, sales manager; C. V. Boag, assistant sales manager; R. Simmonds, publicity director; E. Gartside, managing director Fox British Pictures; G. F. Sanger, producer British Movietonews; Sir Gordon Craig, general manager British Movietonews; K. N. Hargreaves, secretary; M. Laurence, Leeds branch manager; W. G. Patrick, salesman, Newcastle.

France—E. Koenig, managing director; L. Lafon, sales manager; E. Balk, sales sub-manager; L. Houlbreque, publicity director; L. Lhuiatre, Feignoux, Parsy, Robert, Brianaud, Lafon, Brotons, Fredj, Van Wynaerde, Reyrenns, branch managers; Russell Muth, European manager for Movietone News, and Leslie, European technical director; Fesneau, assignment editor; Ayling, makeup editor; Bigot, public relations, and Piperno, manager of the dubbing studio.

Italy—Bruno Fux, managing director; F. Micucci, branch manager; De Paolis, branch manager; Mario Stefanutti, assistant managing director; L. Magagnini, publicity director; V. Malpassuti, film editor; Villani, Movietone News.

Central Europe (*West*)—Germany: P. N. Brisch, managing director; E. Schmidt, sales manager; Dr. K. Simon, publicity head; Hartmann, Movietone News; Holland: L. Groen, manager; Poland, J. Wajurab, manager; Lithuania. G. Joffe, manager; Central Europe (East)—Austria, H. J. Gell, managing director; Titnet, production; Czechoslovakia, L. Brandfeld, manager; Pibal, Movietone News; Hungary, K. Matzner, manager; Jugoslavia, E. Spitzer, manager; Roumania, A. Paucker, manager.

Scandinavia—Sweden, C. Nielsen, managing director; Norway, T. Isdahl, manager; Denmark, H. Frandsen, manager; Finland, B. Biornstad.

Near East—Greece, P. Witte, managing director; Egypt, L. Giordano, manager; Bulgaria and Greece, Lou Loudopoulo, manager; Turkey, M. Nowotny, manager.

Spain—S. S. Horen, managing director; E. Lomba, F. Lopez, A. Lopez, M. Marchori. A. V. Arche, E. Nuchara and L. Luis Martinez, branch managers; M. B. Del Castillo, salesman; R. Bartram, publicity; I. Sanjust, dubbing supervisor.

Porttugal—H. Levy, manager; Mandel, Movietone News.

Added to "Spendthrift"

Hollywood, April 28. — Mary Brian, June Brewster and Edward Brophy have been added to the cast of "Spendthrift," Wanger-Paramount release starring Pat Paterson and Henry Fonda.

Writers Take Up Challenge Of Producers

(*Continued from page 1*)

the Dramatists' Guild. We do want protection of our earning power. We have not forgotten the attempts to lower it during the past few years. During 1933 a 50 per cent cut was taken by unorganized talent which was not taken by organized labor. In the same year the general booking office was defeated by the Screen Writers' Guild and during 1933 and 1934 salary control by the NRA Code was defeated by the guilds and Authors' League, which also defeated anti-raiding through the NRA Code. (Writer not to receive offers until the 60-days' period of the contract expires.)

"Only with a truly strong organization will writers be able to put an end to long standing abuses on the part of producers against writers. Only with such newly found respect and responsilibity as the present plan and program promises will writers be induced to give the screen the full value of their talents."

The Authors' League coast council members also met last night at the guild offices to study the league constitution changes proposed by a conservative group of the guild. The league will hold simultaneous meetings here and in New York tomorrow, according to plan, for additional study of the proposed amendment changes suggested by the conservatives.

Rollo Lloyd's Kin Dead

Pittsburgh, April 28.—Dr. Clinton E. Lloyd, father of Rollo Lloyd, screen actor, is dead here of a heart ailment. He was the dean of the School of Theatre Arts and Dramatic Literature at Duquesne, where he had been a member of the faculty since 1914. His son flew here from Hollywood for the funeral.

Rites for Clem Rizzo

Philadelphia, April 28.—Funeral services were held yesterday for Clem Rizzo, local veteran independent supply dealer, who succumbed over the week-end after an appendicitis operation. The services were held from Rizzo's home at Folcroft in Delaware County.

Mark H. Arons Passes

Mark H. Arons, father of Bernard P. Arons, for a number of years personal assistant to Roxy, is dead at his home, 495 Palisade Ave., Jersey City. The funeral will be held Thursday morning at 11:30 o'clock at the Riverside Memorial Chapel.

Set Verschleiser Rites

New York funeral services for Ben Verschleiser, who died recently on the coast, will be held tomorrow at 2 P. M. at the Park West Memorial Chapel, 115 W. 79th St. The body will arrive from the coast tomorrow morning. Burial will be in Mount Hebron Cemetery, Flushing, Queens.

Services for Young

Los Angeles, April 28.—Funeral services were conducted here today for Tammany Young. The body will be sent to New York for burial.

Scientific Papers At S.M.P.E. Meet

CHICAGO, April 28.—At the second session of the four-day convention being held by the Society of M. P. Engineers at the Edgewater Beach Hotel here, treatises on the scientific aspects of the industry were again the order of the day.

The demonstration of the M-G-M sound-recording system, cancelled by the absence of Douglas Shearer, was replaced by a showing of "Small Town Girl."

F. H. Richardson of *Motion Picture Herald*, speaking on the subject, "Action Is Needed," quoted a recently published editorial which stressed the importance of excellence in projection. Richardson pointed out that beneficial results are being realized in that field through the cooperation of the Society. He discussed the manner in which such educational work, with the organization representing the projectionist may be financed effectively.

"Acoustic Considerations in the Construction and Use of Sound Stages" was discussed by D. P. Loye of Erpi, Los Angeles.

"The Source Construction and Color of Light of Some Incandescent Lamps" was treated in a paper by R. E. Farnham and R. E. Worstell of General Electric.

A newly designed recording system was described in a paper by Barton Kreuzer of the RCA Manufacturing Co., New York, titled, "Recent Improvements in the Variable Width Recording System." A typical rerecording layout was shown in connection with the paper, as well as diagrams of various types of installations.

In a paper on the "Analysis of Sound Waves," Harry H. Hall of the Cruft Laboratory at Harvard pointed out that analysis is valuable in that it provides information concerning the source of the sound and the possibility of good transmission and reproduction. It also furnishes a measure of the quality of sound, Hall declared. He described methods of analysis and some results.

In his report of the Screen Brightness Committee, C. Tuttle of Eastman Kodak, chairman, declared that the evidence obtained on the subject will be presented in the May issue of the S.M.P.E. *Journal*. The three questions to be covered are: What should be the brightness level? What brightness can be obtained? Is standardization at this time desirable?

The present trend in the application of the carbon arc to the needs of the film industry is toward more extensive use of the high intensity arc, it was stated by W. C. Kalb, who discussed the carbon arc trend.

A. T. Williams of the Weston Electrical Instrument Corp., Newark, discussed the "Theory and Use of Photoelectric Exposure Meters" from the standpoint of its application in obtaining correct exposure in production work. He described the use of the meter for both black and white and color photography.

The Wednesday program is as follows:

10 A.M. to Noon, East Lounge, Laboratory and Projection Session. Report of the Committee on Preservation of Film, J. G. Bradley, chairman (15 mins.)

Report of the Color Committee. J. A. Ball, chairman (10 mins.) "A Film Emulsion for Making Direct Duplicates in a Single Step," W. Barth and F. Schoeck, Agfa Ansco Corp., Binghamton, N. Y. (20 mins.)

"Projection and Projectors." A. J. Holman, East Orange, N. J. (20 mins.)

"Some Properties of Motion Picture Film," A. H. Nuckolls and A. F. Matson, Underwriters' Laboratories, Chicago (20 mins.)

"A 13.6 mm. Super High Intensity Carbon," D. B. Joy, National Carbon Co., Fostoria, O. (15 mins.)

"Action is Needed." F. H. Richardson, *Motion Picture Herald*, New York (10 mins.)

2 to 5 P.M. Visits to the Underwriters' Laboratories and other points of industrial interests.

7:30 P.M. Ballroom. Semi-annual banquet.

Restores Colonels

Frankfort, Ky., April 28.—It looks as though the Derby would be a sucess again this year, with General Charles C. Pettijohn leading the parade.

While Governor A. B. Chandler was at a ball game in Cincinnati yesterday Lieutenant Governor James E. Wise reinstated all the generals, admirals and colonels—17,000 of 'em, and when the Governor returned last night he said it was O.K. with him.

Duovac and General Seeking $37,850,000

(*Continued from page 1*)

pending against Erpi in the same court here.

Refunding Bonds Issued

TORONTO, April 28.—To save approximately $175,000 in interest, Famous Players Canadian Corp. has decided to redeem its 6% first mortgage bonds and 6½% debentures, both due in 1948, refunding them with a 4½% 15-year issue to the extent of $7,100,000, the balance of close to $700,000 to be paid for in cash from the company's $1,800,000 in cash, call loans and Dominion Government bonds.

This refunding will represent a saving of more than 45 cents per share on the 378,790 common shares outstanding, most of which are held by Paramount Pictures of New York. Assets of the company securing the new bonds have a book value of more than $13,000,000, or practically equivalent to $2,000 for each $1,000 bond of the new issue. Earnings since 1932 have shown a steady increase, and during the past six years annual earnings have never been less than double bond interest requirements before depreciation. The decision to refund the bonds was one result of the recent conference in Toronto between Austin Keough and Y. Frank Freeman of New York Paramount and President N. L. Nathanson of Toronto whose contract as head of the Canadian company was renewed for five years starting from June 1.

Exhibitor Files Trust Suit

MILWAUKEE, April 28.—Minnie Pulverman of Duluth, doing business as the Royal Talking Pictures Service, has started a $300,000 Federal court suit at Superior against Vitagraph, Paramount, U. A., Twentieth Century-Fox, G. B. and the M. P. Exhibitors' Protective Assn. of Northern Wisconsin charging conspiracy in restraint of trade and violation of the anti-trust laws.

The plaintiff has been exhibiting pictures in C. C. C. camps. She contends the defendants have conspired to prevent her from getting film. The case is scheduled for the July term of court.

"Quints" Action Dismissed

CHICAGO, April 28.—Ivan Spear's $1,000,000 breach of contract suit against Pathe News, Woolworth's and Kresge's in connection with the Dionne Quintuplets has been dismissed with leave to file an amended complaint in 20 days by Federal Judge Barnes here.

Spear contends he held an exclusive contract with the parents of the quintuplets which was allegedly breached when the defendants entered into a contract with the guardians of the five baby girls.

Max Gordon to Stay At M-G-M, He Says

Max Gordon will continue his affiliation with M-G-M next season, he asserted yesterday. During the current season, the producer-distributor participated in the financing of "Jubilee" and other shows staged by Gordon.

On May 12, Gordon will sail on the *Normandie* for a six-week trip abroad. It will be a business-vacation trip.

Gordon added that he expected the dispute between the Author's League and film companies to be settled by the time he leaves for England.

Fox Receiver Gets Permit for Counsel

An order signed yesterday by Judge John C. Knox in Federal Court approved the petition of George Frankenthaler who was recently appointed receiver of the property of William Fox to employ as his counsel for the receivership proceedings the law firm of Cravath, DeGersdorff, Swain & Wood. The petition pointed out that these attorneys represented the Capital Co. of the original action against Fox.

Patents Committee Postpones Decision

WASHINGTON, April 28.—Members of the copyright group of the House Patents Committee, making slow progress in the drafting of the new copyright legislation, today decided to postpone their decision on the merging of production and exhibition rights "until further information is available." Members would not tell what steps might be taken to secure such data.

Strike Settlement Near

A settlement is expected within the next few days of the strike of members of Local 802 of the A.F.M., called more than three weeks ago against 92 music publishers here in the union's effort to obtain recognition and acceptance of a minimum basic wage scale. Conferences have been held during the past week between a union strike committee headed by William Feinberg, union vice-president, and a publishers' group headed by John G. Paine of the Music Publishers' Protective Ass'n.

Jesse Lasky on the Air

Jesse Lasky was one of the principal speakers on Mary Pickford's radio broadcast emanating from Hollywood last night.

Bronx Houses Ending Prizes After Arrests

(*Continued from page 1*)

blackboard in the lobbies of the theatres where announcements of the winners were posted.

No dates for Special Sessions hearings have been set for the Ogden and Mt. Eden. A complaint against the U. S. where Leon Schusterman is manager is slated for hearing Friday in Special Sessions. Nathaniel Smith of the Moshulu will appear May 8 before the same court.

"Lucky" Ruled Legal

Lucky, one of the many games being played in local theatres, early this week was declared legal by the three judges sitting in Special Sessions, Manhattan.

Assistant District Attorney Spalter brought the lottery complaint against the Manhattan, a Springer & Cocalis unit. On April 20, a three-hour argument was held, following which memoranda were submitted by both sides.

The acquittal is the first victory in Special Sesisons for a case of this kind which has actually gone to trial.

Flash Preview

"La Croisiere Noire"—An interesting film record of the Citroen automobile expedition across Africa from the French Sudan to Madagascar. Narrated in French, it should fascinate those understanding the language.

This picture will be reviewed in full in a coming issue of MOTION PICTURE DAILY.

Wall Street

Erratic Trading on Board

	High	Low	Close	Net Change
Columbia, vtc	34⅝	34	34	—1
Columbia, pfd	46	46	46	.....
Consolidated	4¾	4½	4⅝	— ⅛
Consolidated, pfd.	16⅛	16⅛	16⅛	+ ⅛
Eastman	157¾	156	156	—2
Eastman, pfd	163½	163½	163½	.....
Loew's, Inc.	46	44⅞	46	+1¼
Paramount	8⅝	7¾	8½	.....
Paramount 1 pfd.	68	63⅜	68	+3
Paramount 2 pfd.	10⅛	9¼	9⅞	+ ¼
Pathe Film	9	8¾	8⅞	+ ⅛
RKO	5⅞	5⅝	5¾	.....
20th Century-Fox	24¼	23⅞	24	— ½
20th Century, pfd	32⅝	32	32½	+ ¾
Warner Bros.	10	9⅝	10	.....
Warner, pfd	44¾	44¾	44¾	—4¼

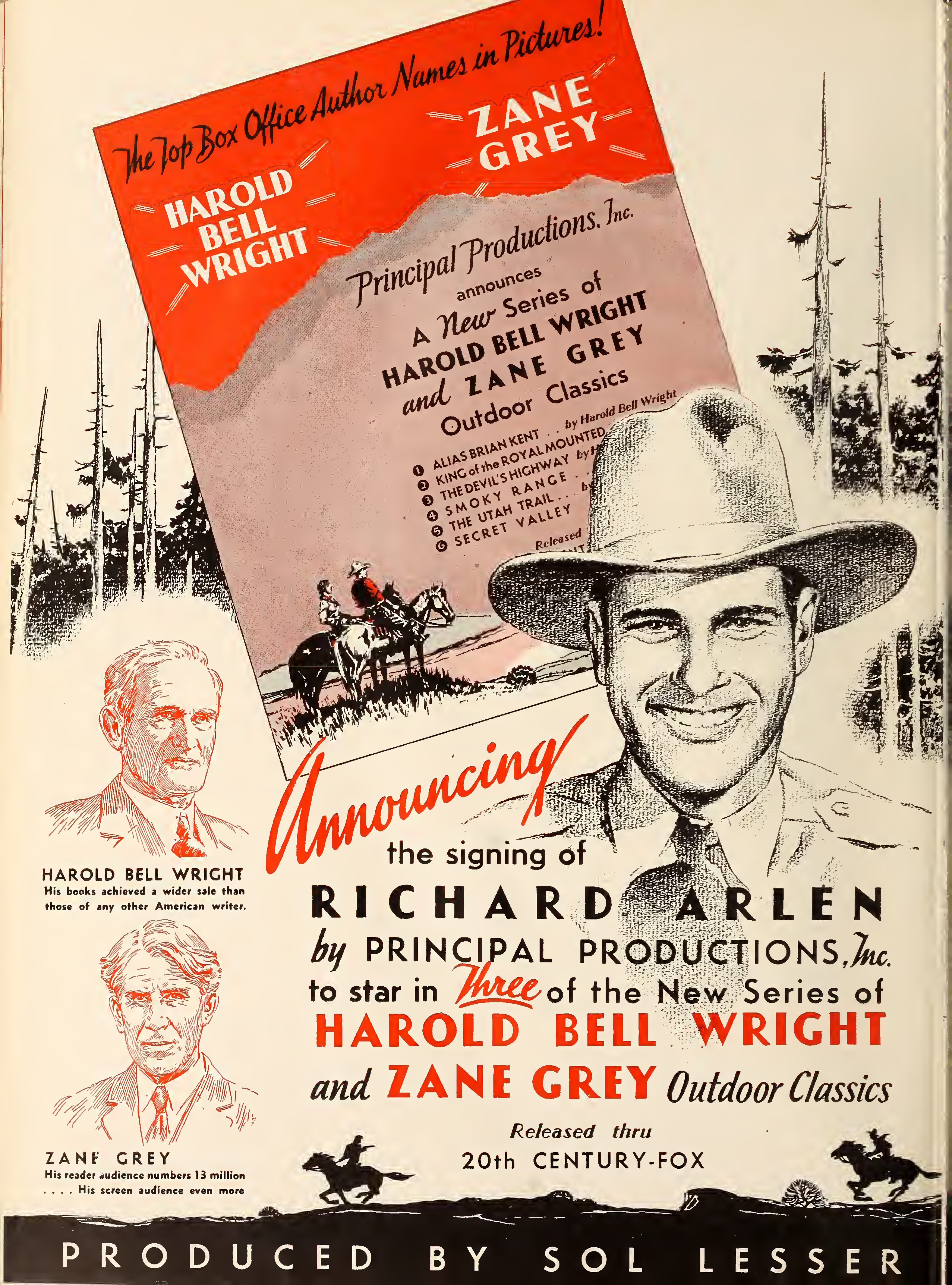
Curb Off Fractionally

	High	Low	Close	Net Change
Sonotone	2⅞	2⅝	2⅝	— ¼
Technicolor	27⅞	26½	27⅞	— ⅜
Trans-Lux	3⅞	3¾	3¾	.....

Bonds Decline

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	23½	23½	23½	— ¾
General Theatre Equip. 6s '40 ctf	24	23⅛	23½	— ½
Keith B. F. 6s '46	93½	93	93	—1
Loew's 6s '41 ww deb rights	96⅛	96⅛	96⅛	.....
Paramount B'way 3s '55	56	55½	56	.....
Paramount Pict. 6s '55	86¼	84	86	+ ½
Warner Bros. 6s '39 wd	92½	91⅞	92	— ½

(Quotations at close of April 28)



The Top Box Office Author Names in Pictures!

HARODL BELL WRIGHT

ZANE GREY

Principal Productions, Inc.

announces

A *New* Series of

HAROLD BELL WRIGHT

and **ZANE GREY**

Outdoor Classics

① ALIAS BRIAN KENT . . *by Harold Bell Wright*

② KING of the ROYAL MOUNTED

③ THE DEVIL'S HIGHWAY by H

④ SMOKY RANGE . .

⑤ THE UTAH TRAIL . . by

⑥ SECRET VALLEY

Released

HAROLD BELL WRIGHT

His books achieved a wider sale than those of any other American writer.

ZANE GREY

His reader audience numbers 13 million . . . . His screen audience even more

Announcing

the signing of

RICHARD ARLEN

by PRINCIPAL PRODUCTIONS, *Inc.*

to star in *Three* of the New Series of

HAROLD BELL WRIGHT

and ZANE GREY *Outdoor Classics*

Released thru

20th CENTURY-FOX

PRODUCED BY SOL LESSER

The Leading
Daily
Newspaper
of the
Motion
Picture
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MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

VOL. 39. NO. 102 NEW YORK, THURSDAY, APRIL 30, 1936 TEN CENTS

Bank Nighters Tour Chicago In Daily Rush

All-Day System Starts Ticket Scrambles

CHICAGO, April 29.—Local theatre patrons have a new game. It's called "Playing the Bank Night circuit." They register at all theatres using Bank Night that are within a day's traveling distance. Then when the Bank Night award gets up around the $1,000 mark visit each theatre during the day the number is to be drawn and buy a ticket. Thus they are eligible to win even if they are not present when the number is drawn.

The reason this is possible is that local theatres are using the "all-day" bank night plan, whereby if you buy a ticket and register your name on a card, the money will be paid to you if your name and number are drawn that evening. This makes it possible for one person to "attend" several Bank Nights on one day.

Theatre men who handle Bank Nights report that hundreds of people are participating in several Bank Nights all on the same day, since the new "all-day" plan has been adopted. They seem to care little about see-

(Continued on page 4)

M-G-M Extends Its Sales Meet 3 Days

M-G-M has extended its annual sales convention from two to five days. The meetings will start May 11 at the Palmer House in Chicago. About 250 home office executives, division, district and branch managers will attend in addition to salesmen and chief bookers.

Several coast executives now in New York will attend the Windy City meetings.

Nearly Set

George J. Schaefer, yesterday said all terms and details of the deal by which Walter Wanger would join the ranks of United Artists had been agreed upon, although contracts have not been signed. "We expect signatures will be affixed on the coast this week," he added.

Schaefer's Hollywood trip waits on Samuel Goldwyn, who has been confined to Doctor's Hospital.

Federal Ascap Case Is Going Over to Fall

Stipulations Cannot Be Finished Earlier

The trial of the Government's monopoly action against Ascap cannot be resumed before next fall, attorneys identified with the case said yesterday.

Since the trial was halted late last spring counsel for both the Government and Ascap have been working on stipulations designed to shorten the trial if and when it is resumed by removing the necessity of taking lengthy testimony on points which could be covered by the stipulations. It was learned yesterday that the work of effecting agreements on the stipulations cannot be completed before the summer recess of the Federal court here, which automatically eliminates the possibility of a resumption of the trial before fall.

When the stipulations have been completed the case will be given to

(Continued on page 9)

Quigley Awards Made At Luncheon on Coast

LOS ANGELES, April 29.—Between 60 and 70 representatives from the production and distribution branches of the industry met for luncheon this afternoon at the Roosevelt Hotel for the presentation of the annual Quigley Awards to Harry Goldberg and Lester Pollock, this year's winners of the citations.

The presentation climaxed the winners' week in Hollywood during which time they toured the studios as guests of Quigley Publications.

Brief addresses of good-will, talks on showmanship and proper exploitation were delivered by toastmaster Jesse L. Lasky, Dr. A. H. Giannini and A-Mike Vogel of the Managers' Round Table, Fred Meyer, Goldberg, Pollock and others. The talks stressed the value of Martin Quigley's service to the industry through his pioneering efforts in its behalf.

Cinema Club Elects Directorate of 20

The Cinema Club membership at a noon meeting yesterday elected the regular slate of 20 to the board of governors for a one-year term. The board consists of Neil F. Agnew, Jack Alicoate, Joseph Bernhard, Harry D. Buckley, Jack Cohn, Sam Dembow, Jr,. Ned E. Depinet, Stanleigh P.

(Continued on page 4)

Applaud 'Show Boat'

It was a big day at Universal yesterday. The first print of "Show Boat" reached New York and was immediately screened for home office executives and important New York circuit buyers. They—the circuit buyers—greeted the picture at its conclusion with a lusty round of applause.

J. Cheever Cowdin, board chairman, emerged from the projection room enthusing like a branch manager in a chain operator's office.

Sale Practice Sessions May Wait for Week

The M.P.T.O.A. sales policy conferences which were scheduled originally to get under way early next week with the exhibitor committee meeting with individual companies may be deferred for another week, with the first being held about May 12, it was learned yesterday.

The reason for the probable delay is understood to be the desire of Ed Kuykendall, M.P.T.O.A. president, to have Morgan Walsh of San Francisco and L. C. Griffith of Oklahoma City,

(Continued on page 9)

Distributors Lose By Print Refusals

Distributors are alarmed over the practice of exhibitors of arbitrarily refusing to accept prints sent through public transportation firms by the exchanges fulfilling exhibitor booking commitments, it is stated in *Motion Picture Herald*, out today. The distributors are losing thousands of dollars annually in transportation charges, which they have to pay both ways under shipping guarantees with the transportation companies, it is said, while the exhibitors are facing higher

(Continued on page 9)

Authors Fail to Act On Coast Situation

The council of the Authors' League met yesterday in what was described as a routine session. No action concerning the proposed amalgamation of the Screen Writers' Guild with the league was taken, it was said.

The meeting was held simultaneously with a meeting of the Authors'

(Continued on page 4)

Seek Cullman As New Leader Of Exhibitors

Moves Await Completion Of TOCC-ITOA Merger

Howard S. Cullman, trustee for the Roxy, is being sought to head the combined T. O. C. C. and I. T. O. A. exhibitor units shortly after the merger is effected, it is understood.

While no direct offers have yet been made to Cullman, it is understood that such moves await completion of merger details between the two independent exhibitor groups. It is likely a salary may go with the offer.

Cullman's successful operation of the theatre since he took it over three years ago and the high regard he holds in the trade are said to be the influencing factors for sponsoring his entrance into the theatre owners' picture.

Harry Brandt, head of the I. T. O. A., yesterday announced officially for the first time to the membership that a merger with the T. O. C. C. would go through. A committee comprising Maurice Fleischman, Louis Meyers, Hyman Rachmil and Bernard Barr was appointed to work out details and report back next Wednesday.

Although elections were scheduled

(Continued on page 9)

Columbia May Put on Three or Four Plays

Columbia will produce three or four plays on Broadway next season, Richard Aldrich, play editor, asserted yesterday. Although the intention is not to start until the fall, Aldrich may try out one or two plays with stock companies during the summer.

Under his arrangement with the distributor, Aldrich participates in the

(Continued on page 9)

New Lens in Work

Courtland Smith, head of Pathe News, is devoting a measure of time to the development of a new type of lens which may be used for third dimensional effects and for color work. The work on the new lens has not yet progressed to the point where he is ready to talk about it in detail, Smith said yesterday.

MOTION PICTURE DAILY

(Registered U. S. Patent Office)

Vol. 39 April 30, 1936 No. 102

MARTIN QUIGLEY
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Urges Prompt Sale Of G. T. E.'s Assets

WILMINGTON, DEL., April 29.—Chancellor Josiah O. Wolcott in Chancery Court here, in authorizing former Senator Daniel O. Hastings, receiver for General Theatres Equipment, to put up at public sale on May 18 the assets of the company, pointed out that it would be to the interest of stockholders, creditors and holders of voting trust certificates to effect a prompt sale of the assets and property.

Among the more important assets of the company, which will be offered in 29 parcels, are 3,000 shares of $6.50 preferred, 2,000 shares of $7 preferred, and 5,000 shares of common of Theatre Equipment Contracts Corp.; 18,536 shares of Twentieth Century-Fox preferred, 9,268 shares of Twentieth Century-Fox common, and 100,000 shares of Class B common of Fox Theatres Corp.

Rothacker Won't Reply

HOLLYWOOD, April 29.—Watterson Rothacker, indignant to the point of rage, today refused any reply to the rumor that he is to leave Paramount. Rothacker said, "I am going on a vacation which has been planned for several months."

Insiders' Outlook

By RED KANN

IF you read editorials long enough in the Hearst newspapers, you'll develop an amusing pastime. For example, any movement which, through San Simeon eyes, takes on the "ism" of Communism, you can depend upon will meet with a published attack. That's as axiomatic as the appearance each morning of *The New York American*. You will also have impressed upon you the erraticisms and inconsistencies that embarrassingly creep into subsequent editorials which fail to establish proper relationships with their predecessors. . . .

▼

The other day, the subject matter was the peonage in which the Hollywood's stars exist and the coolie contracts under which they pursue their art. There ought to be a law, a Hearst spokesman thought. Now, and in about the same space on the amusement page of *The American*, is a long dissertation on the Screen Writers' Guild "ordering all members to refrain from signing contracts for services or material beyond May 2, 1938," describing this as "an unwarranted and intolerable move to establish a closed shop for the writing profession in the motion picture industry." . . .

▼

"The screen writers are amply paid. They are liberally paid. They receive $500 or $1,000 or $1,500 a week. In other businesses it would be said that they are enormously paid. There are no injustices to be corrected. The object of the guild is either to secure higher wages or salaries for the writers who are already tremendously well paid, or else to prevent other writers from sharing in the benefits of these handsome salaries. . . . The result of this guild movement, if successful in forming a closed shop, would be to limit the amount of writing and, consequently, the amount of production and the number of productions. . . . Furthermore, it is a stupid proposition, because, obviously, in order that producers shall pay good money they must be allowed to make good money. . . . The Screen Writers' Guild move is a device of Communist radicals who apparently do not mind cutting their own throats if they can only manage at the same time to cut the throats of the producers and the workers generally." . . .

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In this wise, the editorial goes on and on. Yet, it is very curious to us, at least, that this latest verbal flagellation from the Hearst throne, or regions near it, suddenly should become so solicitous over the welfare of producers who "cannot be hampered and restricted in their production, tied hand and foot with rules, regulations, restrictions and extortions, and then be told to go out and make this money to pay the fabulous moving picture salaries." These must be the same producers, we assume, who are paying writers fabulous salaries, but keeping their starring talent under the iron heel. . . .

▼

If Hearst sees fit to make stars boil over on the false theory they are underpaid and so ought to rise in armed revolt against their producer-employers, why does he object to his own analysis of the guild aims which he declares are "either to secure higher wages or salaries for the writers who are already tremendously well paid, or else to prevent other writers from sharing in the benefits of these handsome salaries." We take it that, in a competitive field and despite a Federal Administration which further and further encroaches on the prerogatives of business liberty, the individual is privileged to drive the hardest bargain he either knows how or can get away with. . . .

▼

Producers are challenging the guild move. Naturally. The guild states it welcomes the challenge. Of course. We don't know who is right and we do not propose guessing. Facts in the guild movement make it quite clear that, embraced in the current movement, are many of the highest priced and most substantial names in the Hollywood writing fraternity. Their grievances may be real or not; with them, they are, of course, genuine. Their drift may be toward Communism and with little regard for slashing their own economic throats, as the Hearst comment sets forth, but all that we heard in Hollywood on this score indicated that writing men and women now earning princely salaries were much more concerned with maintaining, and augmenting, the luxuries of their existences than in embarking on any sort of brotherhood of man Utopia. . . .

▼

Perhaps another Hearst editorial might be persuaded to pierce our impenetrable skull with an explanation as to how, exactly, a closed shop for writers will limit the amount of writing and "consequently, the amount of production and the number of productions." Whether a good or bad proposal, the unionization of writers, the the majority of whom in Hollywood already are unionized anyway through the guild, would be no different from the labor organizations which recently renewed their agreement with major producers in New York. There seem to be enough electricians, grips, teamsters and the like around to accommodate production demands and there appear to be enough writers, actual and styled, if they don't mind being classed with their more lowly workers. Aside from all that, if any scarcity should develop, it might be a pretty good thing. We'd have fewer bad pictures, predicated on authors' brainstorms and ideas of drama and life. . . .

▼ ▼

Of all the astonishing happenings in an amazing business, the deal marking the return of Manny Cohen to Paramount as a producer on his own rates some sort of accolade. It has been generally accepted as the truth that Cohen made whatever arrangements he made for the outside pictures permitted Mae West, Gary Cooper and Bing Crosby under their Paramount contracts while he was an officer and in charge of production for that company. When the day arrived to mark Cohen's departure from Paramount ranks, off with him he carried commitments earlier arranged. Ensued deliberations with Columbia, finally for something to jam the works sufficiently to keep the outside Wests and Coopers unattached while the initial outside Crosby ended up with Harry Cohn. But now Cohen holds a Paramount contract to make and deliver pictures with Paramount's own stars financed by Paramount's treasury. And that's as funny as it sounds. Why did Paramount make such a deal? Merely to keep its starring roster sans breaks. . . .

▼ ▼

The well-known Hollywood technique, meaning agents—10 per centers and press—explains the inspired yarn that Junior Laemmle is expected to make three a year for United Artists. We shouldn't be too critical, unless it be too critical of ourselves. For, we fell for the trial balloon along with some others. . . .

Moskowitz and Loew Acquire More Stock

WASHINGTON, April 29.—Acquisition in March of 300 shares of Loew's common by Charles C. Moskowitz of New York, and 1,412 shares by Arthur M. Loew's holding company was reported today by the Securities and Exchange Commission.

At the close of the month, it was shown, Moskowitz held 600 shares and the holding company 3,177 shares of Loew common.

THE PICTURE OF THE WEEK

Sensationally successful in its invasion of the outdoor field, Warners' Western series now offers

"TREACHERY RIDES THE RANGE" with 'The Singing Cowboy', DICK FORAN,

a 'fast-moving, excitement-packed' addition to the company's melodic outdoor thrillers, with the screen's new-west star 'at his best' as a dashing cavalry captain. Pretty Paula Stone, Craig Reynolds and Frank McDonald contribute their talents as heroine, villain and director of this swift-shooting production to give the nation's fans their action-treat of the week. Released May 2nd.

Bank Nighters Tour Chicago In Daily Rush

(Continued from page 1)

ing the pictures (but go for the lottery angle).

During the coming week various B. & K. theatres will have the largest group of awards available since the game was started here a year ago. Four of their larger houses will have prizes well over the $1,000 mark. The Uptown with $1,800 leads the list, with the Tivoli at $1,600, the Southtown at $1,500 and the Harding with $1,200 not far behind. To get an idea as to the kind of business these houses do with such a large award one needs but look at the business done at the Marbro last week when $1,900 was awarded to a prospective bridegroom. Between 9 o'clock in the morning, a Monday, when the house opened, and 6 P. M. 12,000 admissions were sold. Between 6 P. M. and 10 P. M. 8,000 tickets were sold, making a total of 20,000 admissions to the theatre for one day, an all-time record. The Marbro seats 4,000 but the "all day" plan eliminated the long lines of standees that were previously prevalent. The Uptown with capacity for 5,500 persons, plus standing room, is expected to break records for any B. & K. theatre when the drawing for the $1,800 is held next Monday night.

"Largest" Planned

Plans to again run the "world's largest Bank Night" are being made for this summer at Riverview Park, an amusement center here. Last summer the park played the giveaway game with tremendous success. It awarded a $250 weekly prize which finally accumulated into $2,750 before being won. More than 280,000 persons registered for the game. That same list will be used this year, regardless of the fact that hundreds of changes in address, etc., have probably taken place. This year the park men will start the award with $500, plus $250 weekly. Chances of winning will start at 280,000 to one and probably reach the half million mark before many weeks have passed. Theatre registration in the larger theatres here are around the 100,000 mark. This gives the patron about a 100,000 to one chance.

Operators on the theatre office switchboards have all the information about Bank Nights at the various circuit theatres and hundreds of calls are received daily as to the amount of the awards at the various houses. Until the total is near the $1,000 mark business is comparatively light, but after that it's generally terrific.

Local theatre men and Bank Night officials here predict a bigger summer this year for the game than last year which was the first season for it. Unlike most places where the game operates, one has to buy a ticket to participate. This puts it in the lottery classification, but so far nothing has been done by city or county officials to stop the game.

Seattle Bank Night Case

Kansas City, April 29.—The suit of Affiliated Enterprises, Inc., Bank Night, patentees, against George Shilkett of the Rex, Joplin, Mo., brought because of alleged refusal to pay Bank Night royalties, has been settled for $300. Bank Night, according to R. W. McEwan, distributor, secured judgment for $275 in Justice Court here about 14 months ago. The case went into Circuit Court, where the judgment was affirmed. Shilkett paid part of the court costs.

Bank Night Revised

Terre Haute, Ind., April 29.—New arrangements have been made for Bank Night at the Indiana, in which matinee patrons may leave the theatre on the night of drawing and still be eligible for the drawing. Registration cards are signed, and if a matinee patron wins the check will be mailed.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Half Angel"

(Twentieth Century-Fox)

Hollywood, April 29.—A boisterously amusing comedy, this production offers the extra appeal of a fast-moving murder mystery that holds the interest right up to the giddy, serio-comic finale.

Frances Dee, accused of poisoning her father, is helped by Brian Donlevy, rough-and-ready reporter, to obtain an acquittal. Donlevy then tries to get her life's story for his paper. Helen Westley and Henry Stephenson, a romantic and sympathetic couple, spirit Miss Dee away from the mob of sensation seekers after the trial. Still the murders continue, and confusion increases through the hilarious confessions of escaped lunatic Etienne Girardot, whose work is a comedy highlight of the picture.

Speed is maintained throughout, thanks to the excellent performances of the principals and the supporting cast, which includes Charles Butterworth, Sara Haden, Paul Stanton, Gavin Muir, Julius Tannen, Nigel de Brulier, Hilda Vaughn, Philip Sleeman, William Ingersoll, Paul McVey and Bruce Mitchell, all assisted by the direction of Sidney Lanfield. Bess Meredyth, Gene Fowler and Allen Rivkin did a sparkling screen play from the story by F. Tennyson Jesse. **Darryl F. Zanuck** produced, with Kenneth MacGowan as his associate.

Plug the comic aspects of this particular murder mystery and the relentless pursuit of the girl by a reporter.

Reviewed without production code seal. Running time, 65 minutes. "G."

Looking 'Em Over

"La Croisiere Noire"

(John S. Tapernoux)

The photographic record of the Citroen automobile expedition through Africa is presented in this offering. While the narrative is spoken in French the film should be found interesting to "Little Theatre" audiences who understand the language.

The photography of the piece suffered from the effects of the tropical heat, and is mostly clear, but sometimes fades and wobbles. A good job of cutting and montage makes the picture an effective history of the expedition.

Starting from a town in the French Sudan, the expedition progresses southward through little known country and meets varied people, records strange customs and racial types, sometimes horribly realistic. Against all the natural, strange background there is always the modern intrusion of the specially built cars overcoming obstacles as they traverse the roadless continent. The usual animal scenes are present; the film conveys the mood of an adventure and ends in Madagascar, with crowds and ceremonies as a triumphal conclusion.

It is something new in the way of African films and, if the problem of the narrating language can be solved, the picture should be successful in a limited way.

Previewed without production code seal. Running time, 90 minutes. "G."

Lowry on AFA Ticket

Ed Lowry has been added to the official ticket of nominees to fill eight vacancies on the council of the American Federation of Actors. He replaces Harry Miller, resigned. The annual meeting will be held May 5 in the Hotel Paramount.

Ralph Whitehead, executive secretary, has deferred his countrywide trip to attend.

Garbo Here Saturday

Greta Garbo will arrive Saturday on the *Gripsholm* from Sweden. She will leave immediately for the coast to begin work in her next M-G-M picture.

"Ziegfeld" Keeps Up Fast Pace at Astor

"The Great Ziegfeld" continues to a landslide business at the Astor, tallying $17,950 for the third week on a two-a-day policy with $2 top. The third week of "A Message to Garcia" ended with a gross of $9,800 at the Center. "The Country Beyond" opened at the house yesterday and a raft of other Twentieth Century-Fox pictures have been booked into the Center which will remain open until July 15.

The last 11 days of "Desire" and Little Jack Little and his band, Ethel Merman and Jane Cooper at the Paramount garnered approximately $48,000. "13 Hours by Air" opened yesterday with Guy Lombardo and his orchestra and will be followed by "The Moon's Our Home" and Ray Noble and his orchestra.

"Things to Come" wound up its first week at the Rivoli with about $28,000. The first two days drew more than $15,000, but the balance of the week found the intake tapering. The second week of "Small Town Girl" at the Capitol wound up with $17,000.

Authors Fail to Act On Coast Situation

(Continued from page 1)

League coast council members, an agenda of the meeting here having been forwarded to Hollywood in advance so that the same business could be disposed of by both meetings. The pending amalgamation of the Screen Writers' Guild will remain in status quo until the membership meeting on the coast Saturday, at which the amalgamation will be put to a vote, a spokesman for the Authors' League said yesterday.

Hollywood producers are opposing the amalgamation and the resultant Guild shop which will follow it.

Cinema Club Elects Directorate of 20

(Continued from page 1)

Friedman, Earle W. Hammons, Austin C. Keough, Willard S. McKay, Joseph H. Moskowitz, Louis Nizer, Charles C. Pettijohn, Martin Quigley, Phil Reisman, J. Robert Rubin, Louis K. Sidney, Frank C. Walker and Herbert J. Yates.

Write-ins on the ballot advanced the names of Jack Connolly, Y. Frank Freeman, Gabrial L. Hess, James R. Grainger, Paul N. Lazarus, W. C. Michel, Charles B. Paine, Major L. E. Thompson and Arthur Lee.

Pathe Officers Named

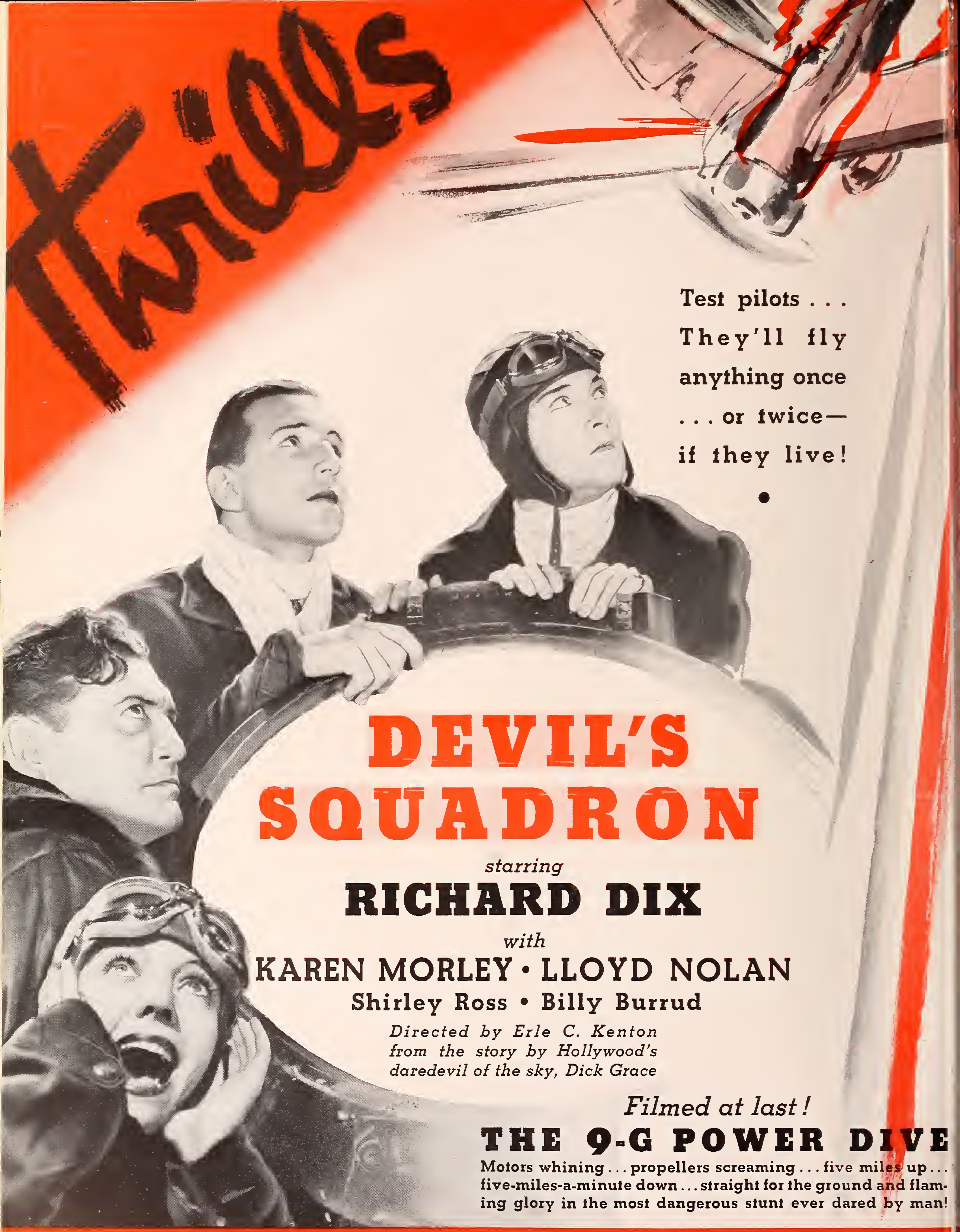
Robert W. McKinney, has been elected a vice-president of Pathe; Willis C. Bright, reelected vice-president and treasurer, and T. P. Loach, reelected secretary and assistant treasurer, Bright said yesterday. These elections are in addition to the reelection of Frank Kolbe as president and Robert W. Atkins, executive vice-president, as published in Motion Picture Daily yesterday.

Score for "U" Reel

Milton Schwarzwald has completed a 20,000-foot musical library ranging from storm music to Spanish rhumbas for background use in the Universal Newsreel. Ninety original compositions figure in the library.

COLUMBIA CRASHES THROUGH WITH 3 MORE HITS!

ON YOUR MARQUEE..
GET SET...
Go...



Test pilots . . .
They'll fly
anything once
. . . or twice—
if they live!

●

DEVIL'S SQUADRON

starring

RICHARD DIX

with

KAREN MORLEY • LLOYD NOLAN

Shirley Ross • Billy Burrud

Directed by Erle C. Kenton
from the story by Hollywood's
daredevil of the sky, Dick Grace

Filmed at last!

THE 9-G POWER DIVE

Motors whining . . . propellers screaming . . . five miles up . . . five-miles-a-minute down . . . straight for the ground and flaming glory in the most dangerous stunt ever dared by man!

SOON! GRACE MOORE in "THE KING STEPS OUT" with FRANCHOT TONE

Comedy

"As good a domestic comedy as has ever reached the screen!"
—*Boxoffice*

"Perfect for all classes! Will do healthy business!"
—*Daily Variety*

and SO THEY WERE MARRIED

with

MELVYN DOUGLAS

as an ex-husband who wants to remain one!

and

MARY ASTOR

as a gay divorcee just back in circulation!

Edith Fellows • **Jackie Moran**

a B. P. Schulberg production
Directed by Elliott Nugent

"Exciting action! Smart dialogue! Plenty of stuff and many exploitation angles!"
—*Motion Picture Daily*

OON! GRACE MOORE in "THE KING STEPS OUT" with FRANCHOT TON

Action

Dynamic drama of the Golden West... filmed in all the terrific power that made the stirring novel one of the best sellers of all time!

HAROLD BELL WRIGHT'S

The MINE WITH THE IRON DOOR

starring **RICHARD ARLEN**

with **Cecilia Parker** • **Henry B. Walthall**

Directed by David Howard

SOON! GRACE MOORE in "THE KING STEPS OUT" with FRANCHOT TONE

Minnesota Company In Expansion Moves

MINNEAPOLIS, April 29.—The Minnesota Amusement Co. has begun expansion with the acquisition of the Victory, Hibbing, Minn., and the Granada, Virginia, Minn., under a partnership deal with Louis Edelstein and Max Deutsch of the Edelstein-Deutsch circuit. The arrangement ends the competition existing between the companies in the two towns.

Under the deal the Victory will be operated on a part-time basis, with a new policy to be determined in the future. Edelstein will be in active charge of the house. R. P. Deutsch will manage the Granada. Minnesota Amusement has the Garden and State in Hibbing and the Garrick in Virginia. John J. Friedl, operating head of the circuit, closed the two-city deal.

Federal Ascap Case Going Over to Fall

(*Continued from page 1*)

a Federal judge here who will then determine whether or not the trial should proceed. The possibility of the Government agreeing to a complete withdrawal of the case in advance of this is believed to be remote, particularly in the event that the Duffy Copyright Bill fails of passage at this session of Congress. Passage of the bill, however, is seen as accomplishing many of the major objectives of the Government action, particularly those affecting radio broadcasters, who are said to have been instrumental in bringing about the action originally.

Cullman Sought as Exhibitors' Leader

(*Continued from page 1*)

to be held yesterday, one of the members uncovered a technical point in the by-laws which provides that new officers are to be named the first week in May. As a result, Brandt will be reelected next week.

If, however, Cullman decides to accept the offer, Brandt will step down to a place on the directorate with O'Reilly.

Labor also was discussed at yesterday's session.

Columbia May Put on Three or Four Plays

(*Continued from page 1*)

financing. The company may also finance outside producers, Aldrich stated.

Until the dispute is settled between the Authors' League and League of New York Theatres, Columbia will not purchase any plays, it was said. Several deals are on, but will not be consummated under the terms being sought by the Authors' League, Aldrich declared.

Picketing Is Resumed

Pickets resumed their activities along Broadway yesterday when sandwich men from Allied and Local 306 began parading in front of the Rialto, George M. Cohan, Loew's State, Palace and Globe. Allied men were in front of the first four houses while Local 306 operators picketed the Globe.

Looking 'Em Over

"The Golden Arrow"

(*Warners*)

Evolved from a story by Michael Arlen, this picture brings together two stars of recognized drawing power at the box-office, Bette Davis and George Brent, in what is for the most part a lightly entertaining, romantic comedy-drama. Interest and amusement are heightened considerably midway in the film by an ingenious story development. Altogether it is an engaging picture, well handled in the performances of its players and the deft direction of Alfred Green. The feminine trade especially should enjoy it.

In the Florida bright spots where most of the film is set, a young daughter of newly developed oil-gushing millions is vulgarly sporting her money and surrounding herself with bogus and attentive foreign "titles," when she is smitten jealously with the arrival in a swank yacht of Miss Davis, heiress to the Appleby facial cream dollars. Miss Davis, thoroughly fed up with the attentions of those after her money, is looking hopefully for a real person. Brent, poor reporter, is assigned to interview Miss Davis. Accidentally, he is successful, and they become friends.

She sells him the idea of marrying her, for convenience, to save her from the parasites. Then it is suddenly revealed that Miss Davis is a former cafeteria cashier, used by the Appleby firm as a fake heiress to promote the sale of the product. Brent is still unaware of the truth, and there ensue amusing moments as he rebels against the style in which they live, refusing to admit that he loves her, while she, on her part, cannot make him admit it. Eventually, when he is ready to walk out on her, he learns the truth, as it is about to be made public by the jealous competition in wealth, and Brent carries off Miss Davis to what is expected to be poverty, but happiness.

Production Code Seal, No. 2,025. Running time, 67 minutes. "G."

"Under Two Flags," today's opener at the Radio City Music Hall, was previewed by wire on April 25 from Hollywood.

"Thirteen Hours by Air," now current at the Paramount, was reviewed from Hollywood by wire on March 13.

"Big Brown Eyes," scheduled to open at the Capitol tomorrow morning, was previewed from Hollywood on April 12 by wire.

New Competition in New Orleans Looms

NEW ORLEANS, April 29.—A new form of theatre competition is in sight. The Commission Council has instructed Gen. Allison Owen to prepare plans for an open air municipal theatre in the West End at an estimated cost of $60,000, the funds to be secured from WPA.

The idea is to have shows from 10 cents to $2 with free street car fares.

This was the original purpose of the $2,000,000 Municipal Auditorium, but practically all of the affairs that have been held there, with the exception of some free food shows have been too expensive for the masses.

Lesser Signs Arlen

Sol Lesser has signed Richard Arlen to star in three Harold Bell Wright stories for Principal. These will be three of the six Lesser will release through 20th Century-Fox in 1936-37.

Leff-Meyers to Build

The Leff-Meyers circuit is planning the construction of a new theatre at 170th St. and Jerome Ave., Bronx. The group operates about nine theatres in the borough.

G. B. Signs Walsh

HOLLYWOOD, April 29. — Raoul Walsh, now directing "Spendthrift" for Walter Wanger, upon completion of the film will leave for London to direct "Soldiers Three" for G. B.

Flushing Previews Stir Up Excitement

Inauguration of Mondav night previews at Loew's Prospect in Flushing, indicating that the theatre has adopted a triple feature policy for that night of the week, is causing quite a furore among first run exhibitors in Long Island.

While the general understanding has been that the first runs stick to duals, the Loew move is believed to be the first step in what may result in a number of other first runs following the same practice.

Loew's charges 30 cents evenings while its competitor, Keith's, continues its 35-cent level until the time it may see fit, because of Loew's move, to either cut the admission or add a third feature. Meanwhile, the Prospect is advertising for next Monday a third feature without mention of the title.

"Earthworm" the Last

Joe E. Brown's final picture under his Warner contract will be "Earthworm Tractor," although "Sons o' Guns" is yet to be released.

Radio formally announced signing the David Loew-Brown distribution deal yesterday.

Cohen Moves His Unit

HOLLYWOOD, April 29. — Emanuel Cohen has moved his production staff into the General Service Studios, future headquarters for his Paramount releases.

Charges Government Barred the Public

SUPERIOR, WIS., April 29.—Among the charges included in the anti-trust and conspiracy in restraint of trade suit, filed in Federal Court by Minnie Pulverman against major companies and Upper Wisconsin exhibitors is one that the defendants' pressure induced the Government to bar civilians from CCC camp showings of films.

She also charges that threats, intimidation and unlawful inducements were used to coerce distributors into stopping her film supply. The defendants, in addition to Paramount, U.A., Twentieth Century-Fox, Vitagraph, M-G-M and G.B., are E. F. Daniels, Iron River; Roy McMinn, Superior; A. I. and Bertha Latts, Ashland; N. C. Grange, Spooner, E. R. Mitchell, Bayfield; A. L. Lighter, Mellen.

Distributors Lose By Print Refusals

(*Continued from page 1*)

rentals because of the increase in distribution costs due to the practice.

It was frankly admitted by the distributors that they have no solution for the problem. The exhibitor practice is said to be increasing since compulsory arbitration and the distributor system of credit ratings were abolished by Federal court order as illegal. Exhibitors, according to the *Herald* article, have been known to accumulate as many as six features for one day, picking the best and refusing to accept the others, thus causing a loss to five distributors. The individual amounts involved are too small to warrant court action, it is pointed out.

Sale Practice Meet May Wait for Week

(*Continued from page 1*)

serve on the exhibitor committee during the meetings with individual companies. Neither Walsh nor Griffith will be able to be in New York next week. Both are members of the M. P. T. O. A. executive committee, which is conducting the conferences for that organization.

However, the individual conferences may be opened next week as scheduled if Jack Miller of Chicago, also a member of the committee, can attend. Miller's presence, it was stated, would make sufficient the committee's representation, as O. C. Lam of Rome, Ga., and Lewen Pizor of Philadelphia, will be available next week, in addition to Kuykendall.

Flash Preview

"The Criminal Within" — Good double bill entertainment based on a murder mystery with plenty of clues to intrigue the patrons. John Miljan and Irene Ware do well by their parts.

This picture will be reviewed in full in a coming issue of MOTION PICTURE DAILY.

Zanuck Signs Power, Jr.

HOLLYWOOD, April 29.—Darryl F. Zanuck has signed Tyronne Power, Jr., to a long-term acting contract for Twentieth Century-Fox. The actor will report to the studio as soon as he completes his present play contract. He is appearing with Katharine Cornell in "St. Joan."

Quota Change Study Goes to C.E.A. Group

By BRUCE ALLAN

London, April 21. — The C.E.A. General Council has referred to the general purposes committee the question of the exact character of the representations to be made to the Board of Trade committee which is to consider films act revision. Suggestions were made during the council discussion that the C.E.A. should press for the abolition of the quota or that, as a minimum, the quota on distributors should exceed by 10 per cent that on exhibitors.

The Ass'n. of Cine Technicians, which has recently been agitating against the admission, on a large scale, of technical and other specialists from Hollywood, is presenting a case urging, in chief, that there should be a quality clause for British films and that the "75 per cent British" condition should apply in the case of technicians.

It has been stated in the House of Commons by Walter Runciman, president of the Board of Trade, that the report of the Advisory Committee would be confidentially available to the departmental committee. The advisory committee, appointed under the original act, recently made definite suggestions for the revision of the measure, but these have not been published by the Board of Trade.

Ernest Turnbull, Australian cinema magnate, will probably give evidence to the committee. He is in London on a production deal and also makes the suggestion that British producers should take steps to deputize the New South Wales Government in regard to the Australian quota.

* * *

The general council of the C.E.A. has by a large majority, rejected the standard contract. Details of the contract, which represented a compromise arrived at by discussion between C.E.A. (exhibitor) and K.R.S. (distributor) members, have already appeared in Motion Picture Daily.

Its outstanding features were the formal recognition of a three and one-quarter hour program limit and of the distributors' right of access to the box-office for the purpose of checking percentage takings. The distributors' right to include special provisions for payment on short terms was also recognized. Many exhibitors described the draft as "a distributors' contract."

Release Argentine Film

Washington, April 29. — After months of preparation, Productora Argentina de Films has released "Sombras Portenas," according to a report from Trade Commissioner DuWayne G. Clark in Buenos Aires to the U. S. Dep't of Commerce. It is said to be the most ambitious film undertaken by a domestic company. It has been shown at several leading theatres in Buenos Aires under the patronage of Government officials.

Zorn to Providence

Boston, April 29. — Edward A. Zorn, former Metropolitan manager, has been named manager of the RKO Albee, Providence.

B. & K. Net for 1935 Goes Up to $638,134

Chicago, April 29.—Balaban & Katz Corp. earned $638,134 in 1935 after deduction of all charges, Barney Balaban reported at the annual stockholders' meeting today. This figure is the best since 1931 and is equal, after regular preferred dividend requirements, to $1.72 per share on the common stock. In the preceding year the net profit was $425,477 or 92 cents per share on the common.

Consideration of the resumption of the common dividend will have to wait until the end of the year. Balaban stated that the management hopes to retire the balance of the preferred stock in a year or two if conditions warrant. One-half of the preferred stock has been called for retirement on May 1.

Balaban stated that business is better, but added that the recent cold spell cost the circuit $100,000. The company's bank loan, he said, aggregates approximately $3,000,000 after giving effect to the loan made for retiring preferred stock. Publix Great States Theatre, a subsidiary, has retired $250,000 in mortgages through the bank loan and has paid off back dividends.

John E. Otterson was elected a director succeeding George J. Schaefer.

Building Boom Seen Underway in Phila.

Philadelphia, April 29.—Philadelphia's greatest concerted movement toward new theatre building, particularly among the independents, is being launched this spring, with at least six new theatres in prospect.

The South Philadelphia district will be an important center of activity. Warners plan a 1,000-seat house at Broad and Morris Sts. The Felt interests, which already operates the Southern, plan another house in the same neighborhood. On the west side of South Philadelphia Charles Stiefel is to erect the 1,000-seat President.

West Philadelphia will have the Terminal, to be built and operated jointly by William Goldman and Warners on the site of the new 69th St. Terminal.

Jake Fox will build a house in the near future in northeast Philadelphia, while Erny and Nolan, real estate operators, are planning a theatre in West Oak Lane.

"Wings" First Color Feature in England

London, April 29.—Natalie Kalmus is here to supervise the color work on "Wings of the Morning," first Robert Kane-New World picture for Twentieth Century-Fox and first all-Technicolor film to be made in Europe. It will be filmed at Denham. Glenn Tryon will direct and Ray Rennahan will be the cameraman.

The technical crew is expected to stay here to initiate and possibly to complete "Lawrence of Arabia," Alexander Korda's first in color.

"Wings" will include this year's Derby in color.

Dr. Herbert T. Kalmus is expected here in June and, it is understood, will visit Berlin and Moscow to view laboratories there.

British color film will be processed in Hollywood until the British plant opens.

Split Car 50-50

Tampa, April 29. — This town has the only man who ever won half an automobile, so far as known. His wife held the lucky number at a Broadway Theatre drawing, but he drove the car away. She filed suit.

Circuit Judge Parks listened to testimony to the effect that the husband had given his wife a ticket prior to a family quarrel and that she also had one of her own. The question before the court was: "Which ticket won?"

It remained unanswered, so the court decided the car would have to be sold and the proceeds split.

Regent in Montreal Has 20th Birthday

Montreal, April 29.—The progress that has been made in screen entertainment during the past 20 years was depicted in a "film jamboree" to commemorate the 20th anniversary of the Regent here, a unit of United Amusements Ltd.

A number of old films were shown, including "The Trail of the Octapus," "The Screaming Shadow," two early Chaplin comedies, a 1916 reel and an old Keystone comedy. Two musicians who played at the Regent for many years during the silent days, Alan McIver and Edgar Herring, supplied the sound effects.

Fox Midwest Drive Is Showing Results

Kansas City, April 29.—The 13-week spring campaign instituted by Fox Midwest for all its theatres on March 28 has resulted in a marked increase in business.

Managers are given considerable leeway in setting in pictures and in other matters of policy. They participate to some extent in profits, and there are prizes for those who come in first at the finish. D. S. Lawler, publicity director, Wichita, is publishing *The Contact*, weekly paper containing exploitation hints, standings of managers and the like.

Berkeley Back on Job

Hollywood, April 29. — Busby Berkeley has returned to the direction of "Stage Struck" at Warners. Bobby Connolly, who took over direction of the picture while Berkeley was in court last week, has started rehearsals for the numbers which will be used in "Cain and Mabel."

Derr Assigns Keene

Hollywood, April 29.—E. B. Derr has assigned Tom Keene to do "The Glory Trail" as his first on a term deal with Crescent Pictures. John T. Neville is doing the screen adaptation from the historical Bozeman Trail background. No director has been set as yet.

Cleveland Show Dated

Cleveland, April 29.—May 6 is the date set for the annual all-star benefit show of Variety Club. The show will be held at the RKO Palace.

Japan Ass'n In Drive for Better Films

By TETSUYA MORI

Tokyo, April 10. — The Japanese Ass'n. of the Motion Picture has launched a vigorous campaign to promote the production of cultural pictures, with a view to improving the quality of the Japanese product. Each of the three leading companies will produce one such feature for the 1936-37 season. Shochiku, Nikkatsu and P.C.L. will participate. Exhibitors have indicated no objection to the program.

The proposal of the association to develop a 10-day run system, one of the most striking of the organization's efforts at correction of current policies, met with such strenuous opposition from exhibitors that it has been virtually abandoned.

Nikkatsu has made a radical shift in its production policy, in an effort to meet the competition of Shochiku, and attract particularly the feminine contingent of Japanese patronage. Future pictures of the company will be featured by modern romantic stories, in which the company's product has been noticeably deficient. Comedies and musicals are also planned by Nikkatsu.

* * *

Japanese audiences have recently begun to take a new interest in newsreels. Until recently local theatres made no effort to show the reels, but now exhibitors cannot get enough of them. Shochiku established a newsreel division at its new studio late last year. Shinko also was working on the development of a reel unit. The film companies, however, have been unable to compete with the newsreel activity of the newspapers, among which the five leaders are in Osaka. Their vigorous competition to sign circuits for their reels is partly responsible for the new interest in the material. Film producers, who have not been geared to the production of newsreels, have virtually stepped out of the field.

* * *

Local theatres enjoyed the best business they have had in months during March, favored by improved weather after a long period of cold and rain. The business, however, has been going to American films rather than the domestic product. Among the outstanding American films which have grossed heavily during the month were "Fang and Claw," "Broadway Melody of 1936" and "The Milky Way."

Seek Mamoulian Pact

Hollywood, April 29. — Pickford-Lasky are negotiating a term contract with Rouben Mamoulian, director. They already have him signed for one picture, and he is set to direct the next Nino Martini film. The deal now being considered is one whereby Mamoulian would direct two annually.

Morris Horowitz Ill

Morris Horowitz, owner of the Terminal and National in Brooklyn, is seriously ill at his home. Charles Steinman, general manager, is handling the operation during Horowitz's illness.

The second annual Show of Showmanship conducted by the Managers' Round Table department of Motion Picture Herald will be opened Tuesday, May 19, continuing for four days, at the home offices of Quigley Publications in Rockefeller Center, New York City.

Banquet Is Held by S.M.P.E. at Chicago

CHICAGO, April 29.—The third day of the current convention conducted by the Society of M. P. Engineers was climaxed by the banquet held this evening in the ballroom of the Edgewater Beach Hotel. The affair followed afternoon visits of the delegates to various Chicago equipment plants, including the Underwriters' Laboratory.

The morning was given over to the reading of a number of technical papers.

W. Barth and F. Schoeck of the Agfa Ansco Corp., in their paper on "A Film Emulsion for Making Direct Duplicates in a Single Step," pointed out that the emulsion is of a different type from all other photographic emulsions. The commercial possibilities of the new type emulsion were indicated.

Puller, on Reproduction

George Puller of the Bell Laboratories, New York, was the author of a paper which described "A High Quality Reproducing System for Small Theatres." The new system, for theatres seating up to 600, permits a simple and easily operated film drive control. A control cabinet arranged for mounting on the wall in front of the projector contains a gain control and apparatus for switching from one machine to another. The control cabinet is operable from either projector position.

In his paper on "Projection and Projectors," A. J. Holman of East Orange, N. J., declared that although projection is one of the industry's most important aspects, producers, directors and exhibitors show little interest in new projectors. He criticised the principle of intermittent illumination, which is still in universal use, and indicated the value of continuous illumination.

The importance of complying with the regulations of the National Board of Fire Underwriters in obtaining adequate provision for safe handling and storage of film, was stressed by A. H. Nuckolls and A. F. Matson of the Underwriters' Laboratories, Chicago. The reasons for the ready susceptibility of film to ignition were explained, and recent tests described.

New Carbon Described

A new 13.6 super high intensity carbon for projection was described by D. B. Joy of the National Carbon Co., Fostoria, O., who said the new carbon has a higher intrinsic brilliancy and more uniform distribution of light than the regular 13.6 carbons. Tests have indicated the new carbon provides 30 per cent greater light on the screen than the old.

The program for Thursday, the final day, is as follows:

10 A.M. to Noon, East Lounge, Slide Film Symposium.

"The Development of Slide-Film Stereopticons"; Miss Marie Witham. Society for Visual Instruction, Chicago. (15 mins.)

"Slide-Films for Use in the Extension Division of the U. S. Dep't. of Agriculture"; C. H. Hanson, Extension Service, U. S. Dep't. of Agriculture, Washington, D. C. (*Demonstration.*) (20 mins.)

"Visual Education and Slide-Films"; J. B. MacHarg, Lawrence College, Appleton, Wis. (*Demonstration.*) (20 mins.)

"The Advantages of the Talking Slide-Film as a Machine for Selling"; L. M. Francisco, Wilding Pictures Productions, Inc., Chicago. (20 mins.)

"A Sound Slide-Film Projector"; F. Freiman, Electro-Acoustic Products Co., Fort Wayne, Ind. (*Demonstration.*) (15 min.)

Report of the Committee on Non-Theatrical Equipment; R. F. Mitchell, *Chairman.* (15 mins.)

"The Business Screen—Some Demands Made Upon It"; W. F. Kruse, Bell & Howell Co., Chicago. (15 mins.)

2 to 5 P.M., East Lounge, Apparatus and Equipment Session.

"Photographic Race-Timing Equipment"; F. Tuttle and C. H. Green, Eastman Kodak Co. (15 mins.)

"Use of Motion Pictures in an Accurate System for Timing and Judging Horse Races"; E. M. Honan, Erpi, Hollywood. (*Demonstration.*) (15 mins.)

"Demonstration of 16-MM., 1000-W. Filmosound Projector": R. F. Mitchell and W. L. Herd, Bell & Howell. (15 mins.)

"Copper Oxide Rectifier for Motion Picture Arc Supply"; (*Part A*) I. R. Smith, Westinghouse Electrical & Manufacturing Co., East Pittsburgh. (*Part B*) C. E. Hamann, General Electrical Co., West Lynn, Mass. (20 mins.)

"A New Monitoring Telephone Receiver"; H. F. Olson, RCA Manufacturing Co., Camden. (20 mins.)

"A New Rotary Stabilizer Sound Head"; F. J. Loomis and E. W. Reynolds, RCA Manufacturing Co. (15 mins.)

"A Universal Ribbon Microphone"; H. F. Olson, RCA Manufacturing Co. (15 mins.)

"The Magazine Ciné-Kodak"; O. Wittel, Eastman Kodak Co. (10 mins.)

"The Pull-Down Movement"; A. S. Newman, London.

◂ Purely Personal ▸

SPYROS SKOURAS, JOSEPH BERNHARD, HARRY C. ARTHUR WILLIAM T. POWERS, CHARLES L. O'REILLY, NATE and LEWIS BLUMBERG, MILTON SCHWARZWALD, JAMES A. FITZPATRICK, HARRY JOE BROWN, BUDD ROGERS, MITCHELL KLUPT, AL HOVEL, MAURICE CONN, TRUMAN TALLEY, A. FRIEDLANDER, JACK HOFFBERG, ARTHUR W. KELLY, MONROE GREENTHAL, CHARLES CURRAN, JACK GOETZ, EMIL JENSEN, BRAMWELL FLETCHER, GEORGE R. BATCHELLER, MAURY COHEN, WILLIAM BERKE, BERT MAYER, EDWARD GOLDEN, ADOLPH POLLAK, LAURENCE STALLINGS, LEW LEHR, E. H. GOLDSTEIN and JACK BARNSTYN, among those congregating at the Tavern for the noon day repast yesterday.

•

C. C. PETTIJOHN leaves today for Louisville, the Kentucky Derby and other lounging places of the reincarnated union of Kentucky colonels.

•

DOUGLAS FAIRBANKS and his wife, the former Lady SYLVIA ASHLEY, and PETER and MRS. LORRE arrive today on the *Washington.*

•

DAVID MILLER, short subject director for M-G-M, got in by plane from the coast yesterday. He's stopping at the St. Moritz.

•

HARRY MILLER, local M-G-M salesman, celebrates his silver wedding anniversary Saturday.

•

PHIL ABRAMS of Warners has his left arm in a cast as a result of a recent fall.

•

IRVING GOODFIELD returned yesterday from a two-week trip to Bermuda.

•

MYRON SATTLER returned yesterday from a vacation cruise.

•

MATTY MENDICINO's birthday falls today. He's with M-G-M.

HERMAN ROBBINS, TOBY GRUEN, PHIL REISMAN, HERB YATES, W. G. VAN SCHMUS, and SAM DEMBOW convened in a belated meeting of The Off-the-Record Club at "21" yesterday. At a large, round table adjoining were BEN and BILLY GOETZ, MAX GORDON, JOE MOSKOWITZ without BOB GOLDSTEIN, and LOU IRWIN. Others there included ANITA LOUISE, Major LESLIE E. THOMPSON, JACK COHN, NATE SPINGOLD, JIMMY MARTIN, JACK CONNOLLY, ROBERT M. MCKINNEY, and FRANK BUCK. Later: sidewalk chit-chat in front of the RKO Bldg. when ROBBINS, GRUEN, REISMAN and DEMBOW ran into LEO SPITZ and M. H. AYLESWORTH returning from lunch.

•

GEORGE J. SCHAEFER at the Algonquin for the lunch hour yesterday. GABRIEL HESS, DAVE PALFREYMAN and GEORGE BORTHWICK among those heading for the Cinema Club diner on the floor above.

•

FRED L. LYNCH, publicity man at the Music Hall, will be married this morning to RUTH SPROULE, former Rockette, at 11 o'clock in St. Agnes Church. GUS EYSSELL will be best man.

•

ROY E. LARSEN, "March of Time" producer, will be a principal speaker at the annual meeting of the American Ass'n. of Advertising Agencies today at White Sulphur Springs.

•

NEIL F. AGNEW and MILT KUSELL at the Stork Club bar for a quick one.

•

CHARLES E. MCCARTHY leaves today on a West Indies cruise.

•

"NATE" NATHANSON leaves for Toronto tonight.

•

MAURICE CONN returns to the coast today.

Prepare New Mentone

Mentone starts shooting "Radio Convention" at Biograph next Wednesday. The cast will include Rita Rio, Teddy Bergman, Billy Reyes, the 16 Sophisticates and Tito Guizar.

J. L. & S. Return to Neighborhood Spots

CHICAGO, April 29.—Jones, Linick & Schaefer, one of the pioneers among theatre operators, return to the neighborhood field after an absence of many years with the signing of a 10-year lease on the Tower, effective May 1.

The company at one time operated 50 houses locally. The Tower, built by B. & K., seats 3,000. The move starts what may be a tussle for first honors, as Aaron Jones is after other theatres. He now operates the State-Lake, Woods and La Salle in the Loop.

Gensler Coming East

HOLLYWOOD, April 29.—Lewis Gensler, Paramount producer, will leave for New York this week to confer with Jack Benny about the story of "The Big Broadcast of 1937." Ralph Rainger, Leo Robbin and Erwin Gelsey will accompany him.

Ampa to Reelect White

Gordon White will be reelected president of Ampa today at the annual meeting of the organization at the Astor. There is no opposition ticket to the White slate. The session will be a closed one.

Treasury Aims at 10 Million Driv

WASHINGTON, April 29.—Mo than $10,000,000 will be secured b the Treasury Dep't. through its driv on theatres, manufacturing jeweler and others subject to special taxes, was said at the Treasury tonight.

Conducted under an allotment approximately $2,450,000 made by th WPA last August, the campaign ha involved the inspection of books thousands of taxpayers.

So far, it was reported by th Treasury, $2,436,527 has actually bee collected out of a total of $10,351,61 found due. With the campaign to ru for another four months, expenses t date have been $1,370,780, or mor than a million less than the cash re turn.

No details of the amount collecte from theatres are available, and wi not be compiled until after the clos of the drive. The figures reporte were totals given the department b the collectors in the several district

Mrs. Selma Hensler Dea

KANSAS CITY, April 29.—Mrs. Sel ma Hensler, mother of Frank Hensler branch manager here for M-G-M, die April 26 at her home in Milwauk at the age of 64. Funeral service were held at Milwaukee.

Hensler drove to Milwaukee Sat urday.

Rites for Clem Rizzo

PHILADELPHIA, April 29.—Funera services for Clem Rizzo will be hel next Monday from his home at Fol croft, Delaware County. Rizzo suc cumbed last Monday when he under went an operation for a rupture appendix.

Wall Street

Most Off in Board Trading

	High	Low	Close	Net Chang
Columbia, vtc ...	33¼	33	33	—1
Consolidated	4⅞	4⅝	4⅝	.....
Consolidated, pfd.	16	15½	15½	— ⅝
Eastman	158	157	158	+2
Eastman, pfd	163½	162	162	—1½
K.-A.-O., pfd	88	88	88	—2
Loew's, Inc.	46⅜	45¼	45⅝	— ⅜
Paramount	8¼	8⅛	8¼	— ¼
Paramount 1 pfd.	64¾	64¼	64¼	—3¾
Paramount 2 pfd.	9¾	9⅜	9⅜	— ½
Pathe Film	9¼	8¾	8¾	— ⅛
RKO	5⅞	5½	5½	— ¼
20th Century-Fox	24¼	24¼	24¼	+ ¼
20th Century, pfd	33	32¼	33	+ ½
Universal, pfd ..	96	95	95	—1
Warner Bros. ...	9⅞	9½	9½	— ½
Warner, pfd.	44	44	44	— ¾

Technicolor Drops 1⅝ Points

	High	Low	Close	Net Chang
Sonotone	2¾	2½	2½	— ⅛
Technicolor	27⅝	26⅛	26½	—1⅝
Trans-Lux	3⅞	3¾	3¾	.....

Bonds Decline

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40 ..	23½	23½	23½	.....
General Theatre Equip. 6s '40 ctf	24	22½	22½	—1
Keith B. F. 6s '46	93	93	93	.....
Loew's 6s '41 ww deb rights	96¼	96⅛	96⅛	.....
Paramount B'way 3s '55	55¾	55½	55½	— ½
Paramount Pict. 6s '55	85⅞	85	85½	— ½
RKO 6s '41 pp...	63	63	63	—2½
Warner Bros. 6s '39 wd	91⅜	90¼	90¼	—1¾

(Quotations at close of April 29)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 103 NEW YORK, FRIDAY, MAY 1, 1936 TEN CENTS

Rodgers Gets Feist M-G-M Selling Post

Connors Is Eastern Chief Saunders in West

William F. Rodgers, formerly eastern sales manager, yesterday was appointed general sales manager of M-G-M, occupying the place left vacant by the death of Felix F. Feist. Rodgers was one of Feist's sales cabinet.

W. F. Rodgers

Thomas J. Connors, formerly in charge of southern and Canadian sales, has been named eastern sales manager, and Edward M. Saunders continues as western sales manager. All three worked closely with Feist for a number of years.

The appointments were made known, following the return here from the coast of Al Lichtman, by Nicholas M. Schenck. Lichtman, since joining the company after his resignation from United Artists, had cooperated with Feist on sales, concen-

(*Continued on page* 14)

Academy Cuts Size Of 2,000-Foot Reel

Hollywood, April 30.—Final specifications for the 2,000-foot reel have been completed by the Academy Research Council.

Dimensions of the reel, which will be used throughout the industry starting Aug. 1, call for a 14½-inch reel and four-inch hub, corresponding

(*Continued on page* 12)

Ampa to Decide on Its Future Program

Ampa is about to decide where it is going from here. A handful of members, assembled yesterday at the regular weekly meeting at the Hotel Astor, unanimously voted for the following proposition:

"Be it resolved, that the regular meeting of the Associated Motion Picture Advertisers be called on Thursday, May 7, for the specific

(*Continued on page* 12)

St. Louis Trust Action Ended; Court Approves

Three Weeks of Negotiations Succeed; Warners Quit Mound City—F. & M. Get Major Company Product

After three weeks of negotiations, the Government's civil suit against Warners, Paramount and RKO was settled yesterday afternoon, precisely at 4:20 P. M., when Federal Judge John C. Knox signed a petition presented by Russell Hardy ending the litigation which has been in the courts since December, 1934.

The stipulation, which was approved by the court after a five-minute hearing, was signed by Bruce Bromley of Cravath, De Gersdorff, Swaine & Wood, for Warners; Louis Connick of Simpson, Thacher & Bartlett, for Paramount; William Mallard, general counsel of RKO, and George S. Leisure of Donovan, Leisure, Lumbard & Newton, for RKO; Louis Nizer of Phillips & Nizer, for George J. Schaefer, Sam Dembow, Jr. and Ralph Kohn; Hardy and Walter Rice, for the Government.

Under terms of the stipulation, F. & M. will get Warner and RKO product in St. Louis for a period of 10 years. Paramount does not commit itself for any length of time, but the agreement states the company shall not refuse to sell for any reason other than price. The rentals are to be agreed upon from year to year and in the event the buyer and seller cannot reach an accord, each will appoint an arbitrator and the two men will name a third to decide the figures in dispute.

In addition to the franchises, F. & M. will assume operation of the Shubert-Rialto and Orpheum, Warner first run houses, and 20 neighborhood theatres in the Mound City controlled by the St. Louis Amusement Co., a Warner subsidiary.

This deal is covered under letters dated April 14 and 28 and brings to the surface Sol A. Rosenblatt's part as mediator in bringing about harmony between

(*Continued on page* 7)

Text of the stipulation of agreement which marks the end of the St. Louis litigation appears in full on page 8.

Delay Mo. Case; End Seen as Near

St. Louis, April 30.—Circuit Judge John W. Joynt today continued until May 21 the hearing on whether an injunction sought by Attorney General Roy McKittrick against major companies in the F. & M. product controversy should be made permanent.

It is believed here that this indicates the court was familiar with settlement moves concluded in New York and that the state case will be dropped as a result.

Kennedy Not To Join Para. As an Adviser

Joseph P. Kennedy will not become associated with Paramount in the advisory capacity which has been the subject of discussions held with him over the past few weeks by members of the Paramount board.

It is understood that the decision not to confirm Kennedy's appointment resulted from an inability on the part of both Kennedy and Paramount to meet with the conditions imposed by each for his entrance into the company. Kennedy told Motion Picture Daily early this week that he would not accept the appointment if it met with opposition from within the company. The possibility of the associa-

(*Continued on page* 12)

"U" Sets First New Season Major Deal

Universal's first major deal for next season has been closed with E. C. Beatty, general manager of the Butterfield circuit, 91 houses strong, and embraces the company's entire lineup of features and shorts. James R. Grainger, general sales manager, represented Universal.

Grainger will spend today and tomorrow in Universal's Washington office on deals in that area.

F. & M. Made Main Factor In St. Louis

As soon as negotiations have been completed with Warners, F. & M. will have complete control of the first run situation and hold a dominant position in the second run field in St. Louis. At the same time, Warners' theatre operations in the Mound City will come to an end.

Under terms of a deal virtually set, except for the date of transfer, F. & M. will assume operation of the Orpheum and Shubert-Rialto, Warner first runs. With these two houses joining F. & M.'s present lineup of five, including the Ambassador, Fox, Missouri, St. Louis and New Grand Central, Loew's, operated by Loew's, will be the only other first run in both the downtown and Grand Ave. sectors.

The St. Louis, New Grand Central and Missouri are closed. Whether

(*Continued on page* 7)

Majors to Continue On St. Louis Appeal

Although the St. Louis equity case was settled out of court yesterday with the signing of a stipulation to that effect by Federal Judge John C. Knox, Warners, Paramount and RKO are going ahead with their appeal in the U. S. Supreme Court from a decision by Federal Judge Joseph West Molyneaux, dismissing the

(*Continued on page* 7)

MOTION PICTURE
DAILY

(Registered U. S. Patent Office)

Vol. 39 May 1, 1936 No. 103

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone Circle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Sullivan's Own Report

MOTION PICTURE DAILY, calling Cornell Hospital last night to inquire concerning the condition of Jack J. Sullivan, was surprised to hear the voice of Sullivan himself, and most pleased to hear that voice saying, "I feel fine; very much rested. I'll be out of here in four or five days, ready for work."

Sullivan's wife and daughter arrived in New York yesterday from the coast.

Reserves Theatre Ruling

Decision has been reserved by Supreme Court Justice Church on an application of Daniel W. Blumenthal, counsel for a bondholders' protective committee, to direct the Continental Bank & Trust Co., as trustee, to submit a plan of reorganization for the Masque, Royale and Majestic Theatres.

Circle 7-7874
Golf Lessons
Practice Nets - Table Tennis
ROCKEFELLER CENTER
GOLF SCHOOL
Suite 402
1250 SIXTH AVENUE
RCA Building
NEAL FREY
PROFESSIONAL

Insiders' Outlook

By RED KANN

IT'S largely a habit in this business and, we suppose, in others, to air ideas about who will succeed whom, if and when. Long before Felix Feist's health began to fail and where film men foregathered to dine and talk, Bill Rodgers, in many opinions, was viewed as a logical successor to Felix, should a successor have to be determined upon. An inscrutable fate decided the necessity, Feist unfortunately passed on and, with the thoughtfulness which characterizes many of his actions, Nick Schenck waited until yesterday to name the man. . . .

▼

Rodgers, long with the company as have been all of its ranking executives, has built a reputation for himself as sales manager in the East from which Metro, like other national distributors, draws the heaviest proportion of its domestic revenue. The stories which are told of his fairness are many and praiseworthy; his record of accomplishment extremely substantial. Therefore, his promotion to the general sales managership will be viewed at large as a proper reward for service delivered. Moving into Rodgers' former post is Tom Connors, formerly in charge of the South and Canada while Eddie Saunders continues handling the West, his territory for many years. Where three divisional sales heads formerly prevailed, there are now two. . . .

▼

Another significance ties in with the Rodgers appointment. It concerns Al Lichtman, regarded by some who thought they knew as Feist's successor. The importance of maintaining Lichtman as Schenck's executive assistant with an eye on special sales situations, is interpretable only one way and that way strengthens the belief that it is Lichtman's shoulders which some day will be covered by part, perhaps much, of the mantle of power and responsibility which is now Schenck's. . . .

▼ ▼

The St. Louis blues are over. Charging monopolistic drifts, the Government sued and sued Warners, Paramount and RKO all for the sake of relief for F. and M. Now Fanchon and Marco, already operating the Missouri, Ambassador and New Grand Central, will acquire the Shubert-Rialto and Orpheum, leaving outside their fold in the downtown first run area only Loew's. It is also arranged for them to purchase Warner's 42 per cent interest in the St. Louis Amusement Co. neighborhood string, twenty theatres strong, and the Hi-Point there, completely owned by Warners. In toto, it makes F. and M. a bigger noise in St. Louis than ever the Warners, who had been charged with many things, were. It's all too complicated for our simple mind. . . .

▼ ▼

Robert Atkins of Pathe spilled it. At the annual stockholders' meeting the other day he told one and all assembled Eddie Alperson "and associates had been persuaded" to make a substantial investment in the company, mentor of Grand National Films. Alperson, readily enough, says "sure." Also quickly enough, he denies the "associates" are the Skourases who, by widespread report, are credited with having joined hands with Alperson in the venture. The remainder of the widely aired yarn places the sum at $100,000. Alperson now: "I suppose in view of my close association with the Skourases, they'd tie me in if I opened a bootblack parlor. Only it is not so." . . .

▼ ▼

When contracts expire and new ones are made, the consequence is the Joe E. Brown situation which will prevail next season. Warners will have two: "Earthworm Tractor," completed, and "Polo Joe," to be made before the comic finishes his current pact. Dave Loew will make three for Radio. The first will come up from the cutting room before the year runs out. . . .

▼ ▼

Where pictures are evaluated, the new Gary Cooper captures plenty of attention these days. There is his excellent job of acting in "Desire." There is also "Mr. Deeds Goes to Town." There was "Bengal Lancer." There is the wit who yesterday said: "I don't understand it. Cooper must have been a typographical error up until now." . . .

▼ ▼

If he has his way, he'll never again direct a film in black and white, says Lloyd Corrigan who did "Dancing Pirate" for Pioneer-Radio. Holding a long-term contract with Jock Whitney, Corrigan probably will never get any other kind of a chance. . . .

Set "Mohicans" Shooting

HOLLYWOOD, April 30.—"The Last of the Mohicans" will go into production tomorrow.

Mayor Walker Is to Preside at Luncheon

Former Mayor Walker will be toastmaster next Tuesday at a luncheon to be given at the Hotel Astor by the Milk and Egg League for the Los Angeles Tuberculosis Sanitarium. Mrs. Rose Warner Charnus is honorary chairman.

Among the guests will be Harry M. Warner, Albert Howson, Commissioner Rees, Magistrate Anna Kross, Vincent Lippe, Mrs. Claire Seine, Harry Charnas, Thurston Crane, Jack Cohen, Belle Baker, Rae Samuels, Bob Hope and Jan Pearce.

Mrs. Simon Linz is chairman for the luncheon with Mrs. Louis L. Goldblatt as co-chairman. Mrs. Frank W. Phelps is cultural chairman of the league.

U. P. to Put on New 39-Hour Streamliner

Union Pacific will cut 19 hours from its fastest running time between Chicago and Los Angeles and in reverse beginning May 15 when the City of Los Angeles, an all streamlined train, starts service east and west. For the present, however, the new train will leave every sixth day from Los Angeles and Chicago.

Between the two cities, the new schedule will be 39 hours and 45 minutes as compared with 58 hours and 45 minutes now maintained by the Los Angeles Limited. Out of New York, U. P. points out, it will be possible to leave over the New York Central or the Pennsylvania as late as 11:25 P. M. to arrive in Chicago 4:55 P. M. the following afternoon and connect with the streamliner at 6:15 P. M., Central Standard time, for the west coast.

Bank Night Ruling Given in the Bronx

Bank Night won its first ruling in a Bronx Magistrate's Court yesterday when Judge Klapp dismissed a case against Felix Mayer, manager of the Bronx, a Harris house.

Mayer was arrested last week. When the case was called Judge Klapp informed attorneys for both sides that he had already made up his mind to do as he had done in similar cases before—hold the defendant for General Sessions.

John M. Keating, Bank Night attorney, requested that the evidence be heard. This was done, and the dismissal followed.

Prov. Fetes Granlund

PROVIDENCE, April 30.—Nils T. Granlund, New York's big night club man, was just a home-town boy here during the week while his revue played at the RKO Albee. Nils was feted at a party which included in addition to his former newspaper buddies practically every state and city official. The box-office report also added to Granlund's joy, showing $13,000 for the week.

RCA Stock Date Set

The board of directors of RCA yesterday designated May 22 as the date to and including which its remaining unexchanged "B" preferred stock may be exchanged under the corporation's plan of recapitalization. The date was formerly May 1.

THE 325 FIRST RUN! EXHIBITORS OPENING "UNDER TWO FLAGS"

THIS WEEK -- KINDLY GET IN TOUCH WITH

THEATRES YOUR VICINITY PLAYING PICTURE

AFTER YOU AND PERSONALLY TELL

THEM BUSINESS YOU ARE DOING.

SUGGEST YOU EMPHASIZE TERRIFIC BOX OFF

ICE PULL IN NAMES OF RONALD COLMAN, CLAUDETTE

COLBERT, VICTOR MCLAGLEN, ROSALIND RUSSELL

POWER GIVEN TO OUIDA'S

BIG NATIONAL ADVER

TIME MAGA

WITH TOTAL READER CIRCULATION OF

KEY CITY NEWS

AND THRILLING SWEEP AND

FAMOUS LOVE STORY. ALSO CALL ATTENTION TO

ISING CAMPAIGN IN SATURDAY EVENING POST, COLLIER'S.

INE, LIBERTY AND FAN MAGAZINES

44,000,000. PLEASE MENTION

APER CAMPAIGN CLIMAXED BY 1000 LINE ADS DAY

BEFORE OPENING AND OPENING DAY WHICH HELPS E

TIRE TERRITORY. JUST AS YOUR THEATRES ARE ENJOYING GREATEST BUSINESS IN MONTHS SO YOU SHOULD TIP OFF YOUR FELLOW EXHIBITORS NOW TO PREPARE IMMEDIATELY TO CASH IN ON THEIR OPPORTUNITY.

= TWENTIETH CENTURY-FOX.

UNDER TWO FLAGS

starring *Ronald* **COLMAN** featuring *Claudette* **COLBERT**

Victor **McLAGLEN** *Rosalind* **RUSSELL**

with

Gregory Ratoff Nigel Bruce
C. Henry Gordon Herbert Mundin

AND A CAST OF 10,000

a DARRYL F. ZANUCK 20th Century Production
Presented by Joseph M. Schenck . . . Directed by
Frank Lloyd . . . Associate Producer Raymond Griffith
Screen play by W. P. Lipscomb and Walter Ferris
Based on the novel by Ouida

20th CENTURY FOX
THE KEYSTONE
OF YOUR FUTURE

Court Moves In St. Louis Action Ended

(*Continued from page 1*)

the conflicting interests. Two letters signed by Albert Warner, vice-president of Warner, were addressed to the former NRA administrator. Harry C. Arthur, vice-president of F. & M., likewise addressed two missives to Rosenblatt agreeing to the terms. All letters are attached to the stipulation signed by Judge Knox.

As soon as the final details have been ironed out, the theatres will be turned over to F. & M. Under the terms of the deal, Warners will get $150,000 for the leases and equipment in the Shubert-Rialto and Orpheum. The Shubert-Rialto lease runs until September, while the Orpheum arrangement does not expire until 1940. F. & M. will pay Warners $195,000 for its 42 per cent stock interest in the St. Louis Amusement Co. and $40,000 for the Hi-Point, a St. Louis subsequent run house. The $385,000 is payable monthly over a period of 10 years, the first payment to be made as soon as F. & M. takes over the properties.

Warners Have Claim

Warners have a claim for $135,000 against the St. Louis Amusement Co., representing cash advanced to the subsidiary, which will be turned over to F. & M. The distributor also has a $22,000 debt outstanding against another St. Louis subsidiary, which will be given to Arthur.

Despite the three-week period of negotiations, Hardy was not called to sit in on the meetings until April 22. Attending the sessions were Louis Phillips and Austin C. Keough, Paramount; Mallard and Leisure, RKO; Arthur and Ernest Wilkinson, F. & M., and Rosenblatt. Hardy yesterday stated Rosenblatt's entrance into the settlement negotiations was not at the Government's solicitation. Wilkinson denied that anyone identified with F. & M. asked the former administrator to try to iron out the dispute.

Rosenblatt was not in court yesterday, having left on an early afternoon plane for Cincinnati to attend a convention of radio dealers. His brother, Herman, affiliated with Rosenblatt's firm, acted for him. Rosenblatt is due back Monday or Tuesday.

Federal Approval Needed

Paramount and Warners, it was learned, signed the stipulation Tuesday afternoon. Although RKO was prepared to affix signatures at the same time, a question arose because RKO, the parent company is in reorganization, and no action could be taken unless Federal Judge William Bondy approved such a move. Andrew Christiansen, representing Irving Trust, and Mallard and Leisure conferred with Judge Bondy on Wednesday and suggested submitting an affidavit. This was done yesterday with Judge Bondy approving the 10-year franchise and signatures for the company to the stipulation.

According to the terms of payment for the theatres, F. & M. will pay Warners around $4,500 every month for the next 10 years. This includes interest on the $385,000.

Commenting on the settlement, a Paramount executive said that the company's attitude is not to enter into long-term franchises and only in a few instances have two and three-year term deals been made. It was added that Paramount has sold F. & M. partners in several situations and the ending of the civil suit opens the way for negotiations in other spots.

The brief session before Judge Knox found Hardy moving for dismissal of the Government's case based on the petition which he believed removed the restraint of trade complained of in a previous petition.

Questions Hardy's Authority

Leisure announced Judge Bondy's approval of the 10-year franchise and brought up the question of whether the Assistant Attorney General, meaning Hardy, had the authority to act. Judge Knox settled the matter without further adieu by stating Hardy would not come into court unless he was authorized by the Attorney General to do so.

"If the various attorneys are satisfied with the plan, I see no reason why I should take a contrary view," the court said and then signed the papers.

All of the settlement palavers have been held in Rosenblatt's office in the International Bldg. in Radio City.

F. & M. did not sign the stipulation as the company was not a party to the action.

"The decree of dismissal," Hardy asserted yesterday, "is based on the understanding that the arrangement establishes a situation in harmony with the law and consistent with the essential purposes of the action."

Attending yesterday's court sessions were Hardy, Rice, Arthur, Marco Wolff, Jack Partington, Wilkinson, Robert W. Perkins, Bromley, Leisure, Connick, Keough, Herman Rosenblatt, Christiansen, Mallard and Joe Spivak. Rice, Hardy and Wilkinson returned to Washington last night. Wolff plans to leave for Los Angeles tomorrow.

Delay Radio Session

A scheduled meeting of the board of Radio Pictures, Inc., was adjourned without date yesterday because a number of board members were engaged throughout the day on the final arrangements for the settlement of the St. Louis Federal suit.

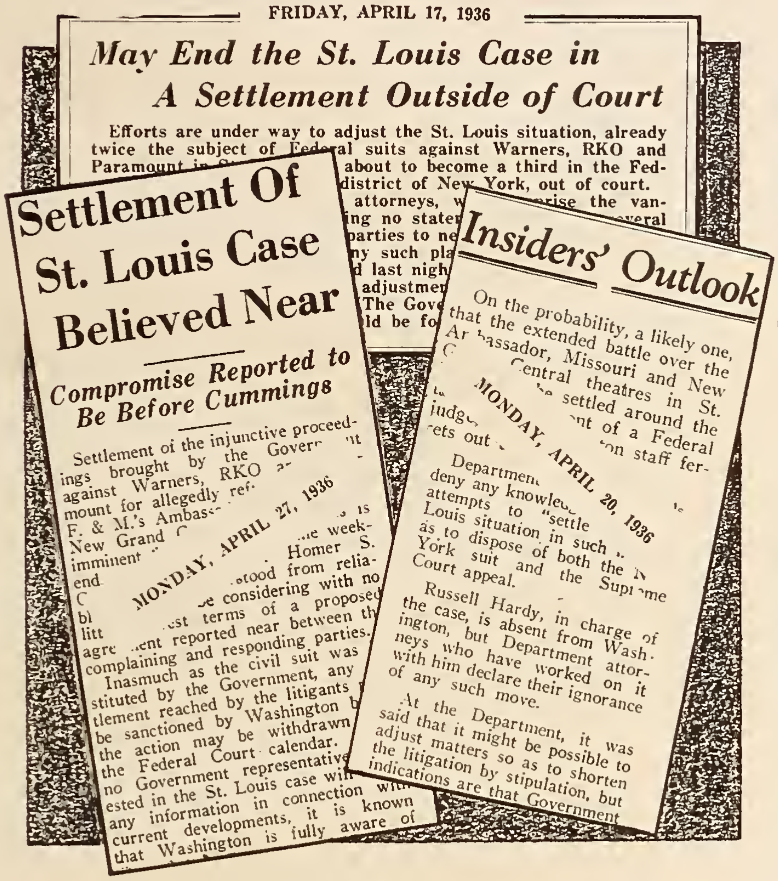
Cost of U. S. Suits Put at $1,060,000

Legal costs, unofficially estimated, for the criminal and civil actions instituted by the Government against Warners, Paramount and RKO, are said to have run in the neighborhood of $1,060,000.

It is figured that the defendants spent as much as $1,000,000 for counsel fees, exclusive of the time and effort put in by home office executives. Of this total, Warners are reputed to have spent more than half. RKO is said to have spent the second highest amount and Paramount the least.

The Government's expense is conservatively estimated at $50,000, while F. & M. is reported to have spent about $10,000.

Tipped Off by Motion Picture Daily



FRIDAY, APRIL 17, 1936

May End the St. Louis Case in A Settlement Outside of Court

**Efforts are under way to adjust the St. Louis situation, already twice the subject of Federal suits against Warners, RKO and
Paramount in S
about to become a third in the Fed-
district of New York, out of court.
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MONDAY, APRIL 27, 1936

Settlement Of St. Louis Case Believed Near

Compromise Reported to Be Before Cummings

Settlement of the injunctive proceed-
ings brought by the Govern
against Warners, RKO
mount for allegedly re
F. & M.'s Ambas
New Grand C
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complaining and responding parties.
Inasmuch as the civil suit was
stituted by the Government, any
tlement reached by the litigants
be sanctioned by Washington
the action may be withdrawn
the Federal Court calendar.
no Government representative
ested in the St. Louis case wi
any information in connection wi
current developments, it is known
that Washington is fully aware of

MONDAY, APRIL 20, 1936

Insiders' Outlook

On the probability, a likely one,
that the extended battle over the
Ambassador, Missouri and New
Central theatres in St.
settled around the
judg
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ets out
on staff fer-
Departmen
deny any knowle
attempts to "settle
Louis situation in such
as to dispose of both the N
York suit and the Supreme
Court appeal.
Russell Hardy, in charge of
the case, is absent from Wash-
ington, but Department attor-
neys who have worked on it
with him declare their ignorance
of any such move.
At the Department, it was
said that it might be possible to
adjust matters so as to shorten
the litigation by stipulation, but
indications are that Government

F. & M. Made Main Factor In St. Louis

(*Continued from page 1*)

they will be reopened after the Orpheum and Shubert-Rialto have been thrown into the setup will be determined shortly. It is likely that a general shift of the runs on Grand Ave. will take place with the Fox and Missouri scheduled for first runs and with the Shubert-Rialto and New Grand Central as second runs.

With the 20 in St. Louis Amusement Co. group and the Hi-Point switching to F. & M., Harry C. Arthur and his associates will hold sway in the neighborhoods. Arthur has been after this group of theatres for some time, but has not been able to make a deal with John Cunliff, the receiver. Whether Leto Hill, supervisor for the houses, will continue in that post or be transferred by Warners to another territory has not yet been determined. Hill stands well with Cunliff and Warner home office executives. In the event he is shunted to another spot, it is likely Charles Kurtzman will succeed him.

Harry Greenman, manager of the Fox, most likely will be appointed supervisor of the first and second runs downtown and on Grand Ave.

F. & M.'s interest in the Fox and St. Louis is 50 per cent, which it holds in the operating company, known as the Eden Theatre Co. The other half is controlled by local interests.

Majors to Continue On St. Louis Appeal

(*Continued from page 1*)

equity case without prejudice on Jan. 29.

Both the Government and the defendants agreed Wednesday on the part of the record to be submitted for the appeal. This portion of the civil case was airmailed late Wednesday night to Judge Molyneaux in St. Paul for his execution. Following Judge Molyneaux's approval, the record will be sent to the clerk in the Federal Court in St. Louis and he in turn will file it in the Supreme Court by Monday.

The defendants which had 60 days to appeal from Judge Molyneaux's ruling in St. Louis and took advantage of the opportunity on the 59th day. The time for filing the record for appeal expires on May 6. It is still possible that Warners, Paramount and RKO may decide to have the record returned to them before it is sent to Washington.

Meanwhile, the Government says it has no control over Attorney General Roy McKittrick of Missouri who recently filed a *quo warranto* action to stop the three distributors from doing business in the state. However, it is felt that this action will be withdrawn as a result of the settlement signed yesterday.

"Counterfeit" New Title

Hollywood, April 30.—"Counterfeit" is the release title for the film Columbia just has finished under the title, "Queer Money." Chester Morris and Margot Grahame have leading roles under direction of Erle Kenton.

Actors' Guild Gives Its Support to SWG

Hollywood, April 30.—While producers and members of the Screen Writers' Guild continued to fire verbal bombshells back and forth as a preliminary to the final showdown Saturday night when the guild will vote on the questions of amalgamation with the Authors' League and on future contractual commitments, the board of directors of the Screen Actors' Guild planned to back the writers in their fight.

In a resolution adopted by their board, the actors' group said, "The attack of the producers on the Screen Writers' Guild is the opening gun of an attack on all talent organizations. With this in mind, and fully realizing the deep significance of our message, we assure the Screen Writers' Guild that we are solidly behind it in its fight."

Reports of a threatened strike by writers should amalgamation be voted unanimously are current. Both factions are standing pat on the original war declarations.

The Authors' League council met here last night while a simultaneous meeting was held in New York for the discussion of the next move.

Rogers Files Denial In Suit on "U" Sale

A general denial was filed in Federal Court yesterday in connection with a suit for professional services brought by Gustavus A. Rogers, New York attorney, against his cousin, Charles R. Rogers. Another suit brought by Gustavus against the same defendant for an accounting was filed earlier in the week.

A motion will be heard this morning in which Charles R. Rogers asks that the plaintiff be compelled to include several other persons as plaintiffs in this action which involved arrangements for the purchase of the controlling stock interest in Universal.

Force Labor Holiday On Mexican Theatres

By JAMES LOCKHART

Mexico City, April 30.—Every film theatre in Mexico is shut for the day by Governmental order in recognition of the nation's Labor Day, strictest of its holidays. Exhibitors' reminders that the pictures are of high educational and recreational value were of no avail. The Government insisted that all film industry employes must have a full holiday to participate in parades and in the general glorification of the Mexican labor movement.

Exhibitors estimate that the revenue lost by the compulsory closing amounts to $20,000 at least.

Leichter Closes Deals

Mitchell Leichter, independent producer, left for the coast yesterday via Dallas, Denver and Salt Lake City after closing a number of deals for distribution of six Margaret Morris action pictures and eight Conway Tearle outdoor melodramas.

Sales have been set, he says, in practically all of this country, Canada and Europe. The American spots covered include upper New York state, Buffalo, all of Ohio, Detroit, Chicago, Milwaukee, St. Louis, Minneapolis, Portland and Seattle.

Stipulation of Agreement

Text of the stipulation of agreement which brought the Government suit in equity on behalf of Fanchon & Marco against Warners, Paramount and RKO and various of their subsidiaries to an out-of-court settlement yesterday:

The undersigned parties to this stipulation have agreed as follows:

1. Defendants Warner Bros. Pictures, Inc., General Theatrical Enterprises, Inc., Warner Bros. Circuit Management Corp., Vitagraph, Inc., The Vitaphone Corp., and First National Pictures, Inc., that they will sign, execute and deliver all franchises, assignments, deeds, mortgages, escrow agreements and other paper writings on their part to be delivered under certain letters dated April 14, 1936, and April 28, 1936, addressed to Warner Bros. Pictures, Inc., by Sol A. Rosenblatt, and duly accepted by Warner Bros. Pictures, Inc., subject to the terms and conditions of said letters and subject to the signing, execution and delivery on the part of Fanchon and Marco, Inc., of the paper writings on its part to be delivered under certain letters bearing same dates, addressed by Sol A. Rosenblatt to Fanchon & Marco, Inc., and containing the same terms and conditions, having been accepted by Fanchon & Marco, Inc. Copies of said letters dated April 14, 1936, and April 28, 1936, are attached hereto, made part hereof, and marked Exhibits A and B, respectively.

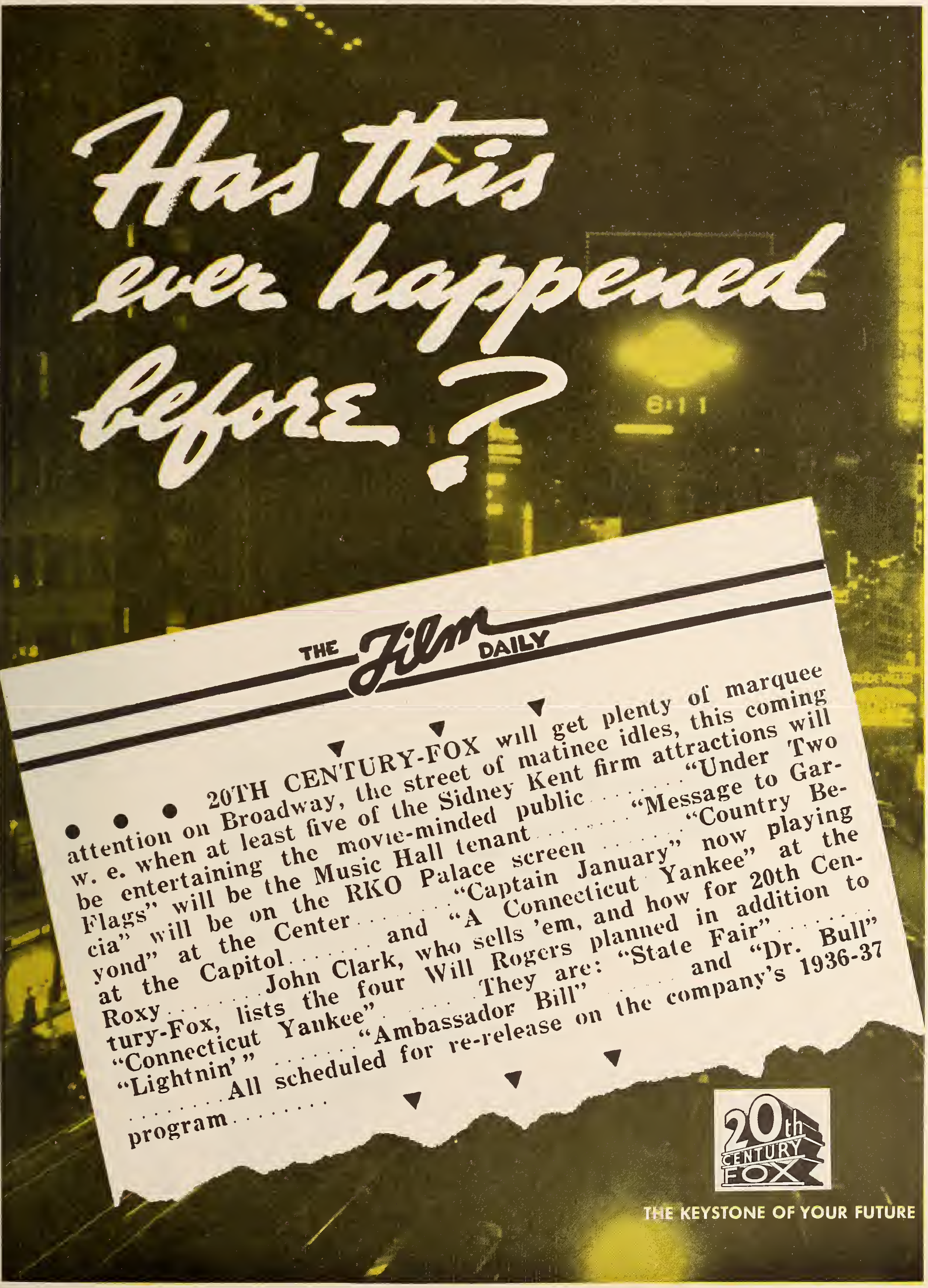
2. Defendant RKO Distr. Corp., that it will keep and perform in accordance with the terms and provisions thereof, the agreements entered into by it with Warner Bros. Circuit Management Corp. covering the RKO 1935-36 motion pictures in said contracts referred to, including the contracts for feature and short subject motion picture photoplays and Pathe newsreels for the Shubert-Rialto and Orpheum Theatres, located in the City of St. Louis, Mo., and will consent to the assignment of said contracts therefor to Fanchon & Marco, Inc., upon its agreement to assume performance of said contracts in accordance with the terms thereof; and that it will sign, execute and deliver to Fanchon & Marco, Inc., a franchise for ten (10) years beginning with the 1936-37 motion picture season covering first-run in the Ambassador, New Grand Central, Missouri, St. Louis, Fox, Shubert-Rialto or Orpheum Theatres in the City of St. Louis, Mo., covering RKO feature and short subject motion picture photoplays and Pathe newsreels, the prices and playing arrangements and in which of the foregoing theatres the RKO product shall play to be mutually agreed upon annually, and in the absence of agreement to be determined by arbitration, subject, however, to the acceptance and execution of said franchise by Fanchon & Marco, Inc.; it being further understood that the agreement on the part of defendant RKO Distr. Corp. herein is further subject to the execution and delivery to it of general releases in favor of RKO Distr. Corp., its affiliated and subsidiary corporations, their officers, agents and employees, by and from St. Louis, Missouri Theatres, Inc., St. Louis Ambassador Theatre, Inc., F. & M. Theatre Co. of Missouri, Fanchon & Marco, Inc., Eden Theatre Co., Cabart Theatres Corp. and other companies affiliated with Fanchon & Marco, Inc., and their principal officers and agents, and the Ambassador Building Corp. and Missouri Building Corp. In the event general releases as aforesaid from the Ambassador Building Corp. and Missouri Building Corp. can not be obtained by Fanchon & Marco, Inc., Fanchon & Marco, Inc., shall give and RKO Dist. Corp. shall accept in lieu thereof the agreement of Fanchon & Marco, Inc., indemnifying and saving harmless the RKO Distr. Corp., its affiliated and subsidiary corporations, their officers, agents and employees, from all claims of said Ambassador Building Corp. and Missouri Building Corp. and their officers and agents.

3. Defendant Paramount Pictures Dist. Co., Inc., that it will keep and perform in accordance with the terms and provisions thereof the agreements entered into between said Paramount Pictures Dist. Co., Inc., and Warner Bros. Circuit Management Corp. covering the Paramount 1935-36 motion pictures in said agreements referred to (said agreements including feature and short subject motion picture photoplays and newsreels) for the Shubert-Rialto and Orpheum Theatres, located in the City of St. Louis, Mo., and will consent to the assignment of said agreements therefor to Fanchon & Marco, Inc., upon its agreement to assume performance thereof in accordance with the terms and provisions thereof. Paramount Pictures Dist. Co., Inc., will not during a period of ten (10) years beginning with the motion picture season 1936-37 refuse to deal with Fanchon & Marco, Inc., for first-run exhibition of Paramount pictures in St. Louis, Mo., for any reason extraneous to the price, terms and conditions upon which Fanchon & Marco, Inc., shall be willing to accept Paramount pictures under exhibition contracts during said period. It is distinctly understood and agreed that no promises, agreements, understandings or commitments have been made by Paramount Pictures Dist. Co., Inc., or by any corporation affiliate or subsidiary thereto, in respect of Paramount motion pictures other than those covered by the 1935-36 agreements in this paragraph 3 referred to, and that the stipulation on the part of defendant Paramount Pictures Dist. Co., Inc., is subject to the execution and delivery to it of general releases in favor of Paramount Pictures, Inc., Paramount Pictures Dist. Corp., Paramount Pictures Dist. Co., Inc., Paramount Theatres Service Corp., their affiliated and subsidiary corporations, their present and former officers, agents and employees, by and from St. Louis Missouri Theatre, Inc., St. Louis Ambassador Theatre, Inc., F. & M. Theatre Co. of Missouri, Fanchon & Marco, Inc., Eden Theatre Co., Cabart Theatres Corp. and other companies affiliated with Fanchon & Marco., Inc., and their principal officers and agents, and the Ambassador Building Corp. and Missouri Building Corp. In the event general releases as aforesaid from the Ambassador Building Corp. and Missouri Building Corp cannot be obtained by Fanchon & Marco, Inc., Fanchon & Marco, Inc., shall give and Paramount Pictures, Inc., Paramount Pictures Dist. Corp., Paramount Pictures Dist. Co., Inc., and Paramount Theatre Service Corp. shall accept in lieu thereof the agreement of Fanchon & Marco, Inc., indemnifying and saving harmless Paramount Pictures, Inc., Paramount Pictures Dist. Corp., Paramount Pictures Dist. Co., Inc., and Paramount Theatre Service Corp., their affiliated and subsidiary corporations, their present and former officers, agents and employees, from all claims of said Ambassador Building Corp. and Missouri Building Corp., and their officers and agents.

4. Petitioner United States of America, that, inasmuch as the execution and delivery of the contracts and writings above referred to and the doing and performing of the acts and things necessary and appropriate to effectuate the same will establish a situation in harmony with law and consistent with the essential purposes of this action, it hereby approves the foregoing agreements, the execution and delivery of the paper writings evidencing the same, and the performance thereof by the parties thereto; that this approval shall not be impaired by reason of any other contracts or agreements hereafter entered into by Fanchon & Marco, Inc., or any corporation or individual affiliated with it relating to the operation or leasing of theatres, or the exhibition of motion picures in St. Louis, Missouri; and that upon the signing of this stipulation and its approval by the Court this cause of action shall be and hereby is dismissed without costs to any party as against any other.

5. That the agreements and undertakings of the several defendants above mentioned are not joint, but several, and no defendant herein is obligated with respect to performance by any other defendant.

6. That in the event any of the respective defendants parties to this stipulation shall fail or refuse to execute and deliver the paper writings provided to be executed and delivered by them respectively in this stipulation, then and in that event petitioner shall have as its sole right the right to reopen this cause of action and restore the same to the docket of this Court, and said right shall be the sole right of petitioner under this stipulation because of such failure or refusal or of any one else claiming any rights under this stipulation, it being understood and agreed, however, that the terms and conditions of this stipulation with respect to the obligations of the above-mentioned defendants are fully set and performed by the execution and delivery on their part of the aforementioned paper writings. Where all of the paper writings provided to be executed and delivered by the respective defendants shall have been duly executed and delivered, the dismissal of this cause of action shall be final.



Has this ever happened before?

THE *Film* DAILY

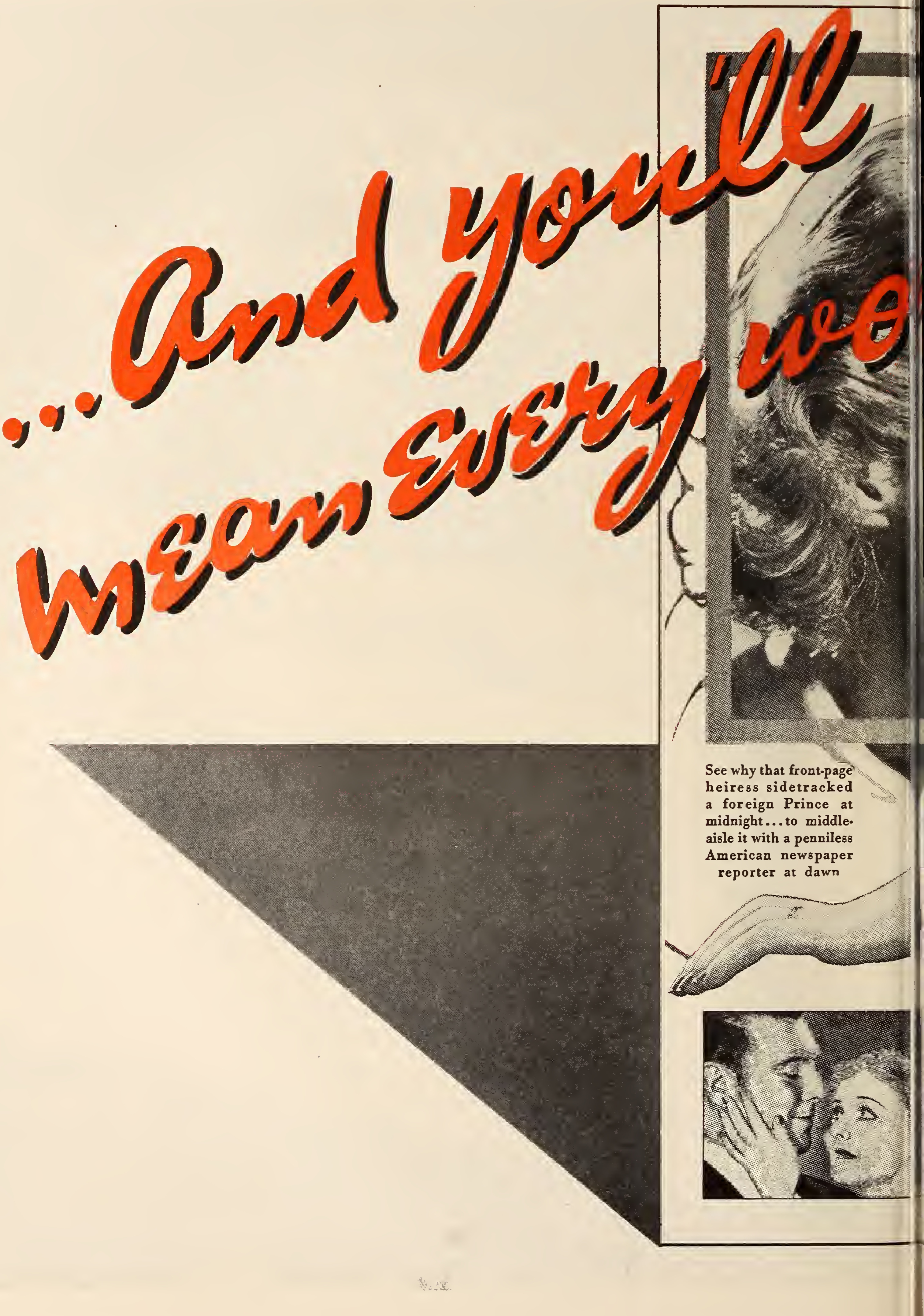
▼ ▼ ▼

● ● ● 20TH CENTURY-FOX will get plenty of marquee attention on Broadway, the street of matinee idles, this coming w. e. when at least five of the Sidney Kent firm attractions will be entertaining the movie-minded public ...... "Under Two Flags" will be the Music Hall tenant ...... "Message to Garcia" will be on the RKO Palace screen ...... "Country Beyond" at the Center ...... "Captain January" now playing at the Capitol ...... and "A Connecticut Yankee" at the Roxy ...... John Clark, who sells 'em, and how for 20th Century-Fox, lists the four Will Rogers planned in addition to "Connecticut Yankee" ...... They are: "State Fair" ...... "Ambassador Bill" ...... and "Dr. Bull" ...... "Lightnin'" ...... All scheduled for re-release on the company's 1936-37 program ......

▼ ▼ ▼

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE


...And you'll
mean Every wo

See why that front-page heiress sidetracked a foreign Prince at midnight...to middle-aisle it with a penniless American newspaper reporter at dawn

The Greatest Distinction That Has Come to This Theater In Many Years Is the Privilege of Presenting

THE WINNER OF THE FAMOUS 1935 ACADEMY AWARD

in Her First Role Since Capturing the Screen's Most Coveted Trophy.

BETTE DAVIS

In Celebrated Michael Arlen's Most Sensational Play

"The Golden Arrow"

with

GEORGE BRENT

EUGENE PALLETTE • DICK FORAN • CAROL HUGHES • CATHERINE DOUCET • CRAIG REYNOLDS

A First National Picture • Directed by ALFRED E. GREEN

●

THEATRE NAME

As advertised for
the N. Y. Strand and
your theatre by
WARNER BROS.

Kennedy Not To Join Para. As an Adviser

(*Continued from page 1*)

tion at a later date, however, is understood to be still open, but dependent upon the results shown by the management under its new order of freer action.

It was reported following a meeting yesterday of the executive committee of the company at which assurances of a new order of cooperation with the management, on the part of the board, are said to have been given. It was learned also that one of the principal functions which Kennedy was intended to perform, had his appointment been confirmed, was that of arbiter between board and management where these were at odds on subjects of company policy.

The executive committee has the power to act for the board on all matters of the type of that under discussion yesterday. The committee's assurance of more extensive cooperation with the management in the future is interpreted by those close to the situation as an indication that the the administration of John E. Otterson, president, may continue intact with fuller powers to act, unhampered by the board, than has been the policy up to now. All of the potent financial factors within Paramount are members of the executive committee. They include John Hertz and Floyd Odlum, who conducted most of the discussions with Kennedy; Stephen Callaghan, Percy Johnston and H. A. Fortington. Otterson and Adolph Zukor, as president and chairman of the board, respectively, are ex-officio members of the committee.

Kennedy remained at his office in the RCA Bldg. in Rockefeller Center until 6:30 yesterday evening, at which time, presumably, he was advised of the committee's decision. He left without making a statement.

Court Stay Delays Tower Acquisition

Chicago, April 30.—Judge Evans of the U. S. Circuit Court of Appeals here today granted to Balaban & Katz a stay of all proceedings regarding the Tower Theatre until the court can review a decision of the lower court concerning the house. B. & K. will file a $50,000 bond tomorrow as required by the court.

The actual taking over of the Tower by Jones, Linick & Schaefer, which was made known yesterday, will be delayed possibly for months, since the court calendar is crowded. Jones, Linick & Schaefer were to have taken over the house on May 1.

Boston State Refinanced

Arrangements for the paying off the mortgage of the State, Boston, by Loew's and refunding at a lower rate of interest will be completed by Leopold Friedman today. The Loew attorney left for the Bean Town last night to sign the papers on the deal. The rate of interest on outstanding obligations for the State Theatre Co. will be reduced from six to four per cent under the new arrangement. Friedman is due to return tomorrow.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Neighborhood House"

(*Roach-M-G-M*)

Hollywood, April 30.—With satire and slapstick as the main selling angles this film should be acceptable as a secondary feature on many programs.

Charlie Chase, ably supported by Rosina Lawrence, Baby Darla Hood, Margaret Irving, Donald Meek and others unfolds a story which kids Bank Night.

Established as a family who bolt their dinner to arrive early at a neighborhood theatre for the drawings, Chase, Miss Lawrence and Baby Darla encounter difficulties when the child draws Chase's number, then her own, and the situation is further complicated when Miss Lawrence's number is picked. With cries of frameup from the audience, Chase is kidnapped by mobsters who had their own plan for capturing the prize. Chase returns the money the following night after escaping from the mob and the prize is won by his boss. As an exit from complications the authors of the film have the money finally paid in silver and a mad scramble ensues when the change falls from a bag.

Alan Hale and Harold Law co-directed, pacing the action suitably and making several time-worn gags seem somewhat fresh. The script is by Robert Flournoy and Arthur Jones from an original story by Chase and Law.

Production Code Seal, No. 2,100. Running time, 58 minutes. "G."

Ampa to Decide on Its Future Program

(*Continued from page 1*)

purpose of discussing the future of the organization."

The lack of attendance at yesterday's session brought a second resolution postponing also until the next meeting the annual election of officers and directors, and the reading of annual reports by the various officers.

Jersey Allied Meets

Allied Theatre Owners of New Jersey held a monthly meeting at its headquarters in the Hotel Lincoln here yesterday, during which the chief topic of discussion was the proposed admission tax program in New Jersey which is still pending in the state legislature.

Switch Warner Players

Hollywood, April 30. — Patrick Ellis replaces Margaret Lindsay in Warner's "Blood Lines." The reason for the change is that Miss Lindsay, who just has finished "Public Enemy's Wife," is in need of a rest.

Maurice Kaplan Dead

Cleveland, April 30.—Maurice Kaplan, 34, president of the Bell Amusement Co. operating five local suburban houses, died here Wednesday. Funeral services were held today. He is survived by a widow, one son, his parents, six brothers and four sisters.

Verschleiser Buried

Funeral services for Ben Verschleiser, who recently died on the coast, were held yesterday at the Park West Memorial Chapel. Interment was in Mount Hebron Cemetery.

Sam Hammer Joins G. E.

Sam Hammer, for 12 years with the Capitol, has joined General Electric as its manager for radio promotion.

"Brilliant" Film

London, April 30.—Gainsborough-Gaumont's "Tudor Rose," premiered here tonight at the New Gallery, as a historical picture surpasses in colorful glamour, charm and authenticity of atmosphere anything from England since "Henry VIII."

The tragic story of Lady Jane Grey, queen of England for nine days, is told in scenes which are pictorially brilliant and dramatically stirring. Nova Pilbeam as Jane is a high spot of the production. The entire cast is excellent, the big names including John Mills, Cedric Hardwicke, Felix Aylmer, Leslie Perrins and Sybil Thorndyke.

America should welcome enthusiastically a cultured, yet thrilling film which makes 16th Century England live again in a story of plot, battle and innocence sacrificed to statecraft against a grim background of the Tower of London and the execution block.

Allan

"Tudor Rose" will be released in the U. S. by G. B. on its 1936-37 program under the title, "Lady Jane Grey."

Renovate the Lyceum

Legitimate theatre improvements, long dormant, are getting a fresh start at the Lyceum, where Daniel Frohman intends to spend $20,000. The house is leased to the Lyco Realty Corp.

Lewis Seiler Assigned

Hollywood, April 30.—Lewis Seiler has been assigned to direct "The Holy Lie" at Twentieth Century-Fox.

Academy Cuts Size Of 2,000-Foot Reel

(*Continued from page 1*)

closely to the 15-inch reel and five-inch hub issued in the first Academy specifications.

The dimensions were reduced after a survey conducted through the M. P. P. D. A. and Film Boards of Trade in key cities. These reports indicated that a considerable number of projection machines throughout the country would operate more satisfactorily with the reduced reel. Revised specifications are now being distributed to all reel manufacturers with orders expected to be placed within a few weeks for the Aug. 1 changeover.

"U" Stockholders Are Meeting Today

Wilmington, April 30.—The reelection of seven directors of Universal Pictures Co., Inc., and the election of two new directors is scheduled for the annual meeting of the company's stockholders to be held here Friday.

Common stockholders will reelect six of the present directors and a seventh new member of the board. Preferred stockholders who are entitled to elect two board members will reelect J. Meyer Schine and a successor to Simon Klee, resigned.

New Insurance for Hub

Boston, April 30.—A new theatre insurance plan upon which Allied has been working for the past few weeks is ready to go into operation with more than 40 theatres signed up, according to Arthur K. Howard, New England business manager.

Two plans are offered: one a reduction of 25 per cent from manual rates with the insurance concern paying from the first dollar on all claims above $25, the other a 10 per cent reduction from either the exhibitor's present rate or upon manual rates based on seating capacity. An added reduction of 10 per cent is offered at the conclusion of the year if the exhibitor will re-sign.

Flash Previews

"The Robber Symphony"—One of Britain's best; original—fantastic—melodious; an artistic combination of opera, ballet and fairy story, it will puzzle, and delight, audiences that go for the Continental type of film.

This Picture will be reviewed in a coming issue of Motion Picture Daily.

Goetz Signs Wilcoxon

Hollywood, April 30.—Harry Goetz has signed Henry Wilcoxon for a role in "The Last of the Mohicans," which Reliance is now producing. Goetz is also negotiating a long-term contract with the actor. Production has started in northern California. Another unit will start work at Pathe studios early next week.

T. J. Bragg Recovering

Toronto, April 30.—T. J. Bragg, secretary-treasurer of Famous Players Canadian Corp. is recovering from a serious illness. He became ill some time ago while making a tour of the company's houses.

AROUND THE WORLD
IN TWELVE MONTHS

London, England

New Idea Makes Ordinary People Film Stars

NEWS makes newspapers.

It also makes films.

And the films it makes prove that people in the news are often far better actors than the highest-

Sydney Australia

Smith's Weekly
JANUARY 25th, 1936

THE SCOOP of the YEAR in PICTURES

The greatest sensation in the moving picture world since the advent of the "Talkies" has arrived in Australia—a series entitled "The March of Time," being distributed in Australia by RKO Pictures and shown in Sydney at the Liberty Theatre.

They are "The Thinkies"—the term is "Smith's"—probably the most potent and … of propaganda ever devised by the brain of man. They represent a combina… …paper and the talking picture, and, while they may become the … of mankind, they could certainly become the … they would be banned in many … mitting the scr…

March of Time, Shows Sunday

Juneau, Alaska

With the exception of Mickey Mouse, no motion picture has sprung to such wide popularity in so short a period as has the monthly screen magazine, The March of Time. Be… ore … adv… …d been news-… …toc… E. Lar-… woo… s… …some as … eath … as industri… …ver be… that news…

Washington, D.C.

…erning Cameramen And "The March of Time"

BY E. de S. MELCHER.

"THE MARCH OF TIME" is getting to be a habit, like breakfast, the Marx brothers and Charlie Chaplin (when you can get him). It can no longer be called a newsreel. It is a fullfledged dramatic entertainment, or rather three fullfledged dramatic entertainments, on facts and presented with enormous vitality. It raises the standard of any theater's program about three notches. It offers its current day to… beating around the bush. And any subject which it chooses to handle you can count on knowing before the film is finished from A to Z.

There is more of a kick in "The March of Time" than there is in Mae West. Furthermore, its influence on public thinking should not be minimized. While the beauty of it is that it does its thinking for you, before it has been moulded into shape a smart scenario expert has whipped it up to a boiling point.

This tirade in favor of a new … medium is due to the fact … always been … tolled…

Mexico City

EL TEATRO ALAMEDA CONTINUA DE …

Las exhibiciones de "La Marcha del Tiempo" el noticiario ori-…

Custer, S.D.

MARCH OF TIME: People ask for this and then they come to see it, too. Very timely subjects and always something about it to advertise.—Hobart H. Gates, Garlock Theatre, Custer, S. D. Small town patronage.

AND in...

5,200	Theatres in the United States
512	Theatres in England
86	Theatres in Scotland
77	Theatres in Ireland
25	Theatres in Wales
200	Theatres in Australia
48	Theatres in U. S. Possessions
2	Theatres in International Settlements (Shanghai)
450	Theatres in Spanish-speaking countries
6,600	TOTAL

THE MARCH OF TIME

RELEASED BY RKO RADIO PICTURES

PRODUCED BY THE EDITORS OF TIME

S.M.P.E. Concludes Spring Convention

CHICAGO, April 30.—The Society of M. P. Engineers today concluded its four-day annual spring convention at the Edgewater Beach Hotel here, during which numerous technical and scientific papers were read and several symposiums on equipment matters held.

Today's final session was devoted to a discussion by a number of experts on the uses of the slide film during the morning meeting, and on apparatus and equipment in the afternoon.

During the convention it was decided to hold the annual fall meeting in Rochester from Oct. 12 to 15.

An outline of the papers read at today's session follows:

Marie Witham of the Society for Visual Instruction discussed the development of slide film stereopticons and improvement in new types of equipment.

Cites Value of Slide Films

The experience of the Dep't. of Agriculture's extension service in the preparation and use of slide films was outlined by C. H. Hansen of the department. He noted the increasing popularity of that form of illustrating lectures. The development of better equipment for the purpose was urged by Hanson.

The recent progress and development in various branches of the non-theatrical use of the screen were outlined by R. F. Mitchell, chairman of the Committee on Non-Theatrical Equipment. The chief advance has been in industrial and educational fields, he said, and tremendous advances have been made in the use of 16 mm. sound prints.

The outstanding growth of films for advertising purposes and in other business forms in recent years was pointed out by W. F. Kruse, of Bell & Howell, in his paper on "The Business Screen, Some Demands Made by and Upon It." Most of the business films now in use are on 16 mm. film.

E. M. Honan of Erpi in Hollywood discussed the installation and operation of an accurate system for timing and judging horse races at the Santa Anita track on the coast.

Sound on 16mm. Film

A new 16 mm. sound-on-film projector of advance design, using a 1,000-watt lamp, was described in a paper by R. Fawn Mitchell and W. L. Herd of Bell & Howell. In conjunction with the paper a typical 16 mm. advertising reel was shown to demonstrate the use of the new projector.

In a two-part paper on "Copper Oxide Rectifiers for Motion Picture Arc Supply" and the application of the rectifier to projection, by I. R. Smith and Westinghouse and C. E. Hamann of General Electric, the unusual value of this type of rectifier was pointed out. The device is capable of almost unlimited life, it was said.

A new high fidelity telephone receiver and a uni-directional ribbon microphone were described in two separate papers by Harry F. Olson of the RCA Manufacturing Co., at Camden. Tests on the receiver were outlined and the value of the new ribbon microphone in discriminating against undesirable sounds was emphasized. The device has been found of considerable value in sound film recording, it was said.

In a paper by F. J. Loomis and E. W. Reynolds of RCA Manufacturing was detailed the design of a new rotary stabilizer soundhead. All the convenient features of the previous soundhead types are retained and new ones added, the description indicated.

"The Magazine Cine Kodak" was described by O. Wittel of Eastman Kodak, who pointed out the unique developments in the design of the magazine. The camera contains a novel finder system which provides correct fields for any of the several lenses applicable for use with the camera.

Harry Rubin Is Ill.

CHICAGO, April 30.—Harry Rubin of the Paramount in New York, here attending the S.M.P.E. convention, is under a doctor's care, suffering from a throat infection. He will be unable to return east for four or five days.

◂ Purely Personal ▸

EMANUEL COHEN, in town to confer with Paramount officials on his new producing plans, may head for Maine shortly for a lengthy vacation before returning to the coast to start work at General Service Studio.

•

GINETTE MARBOEF-HOYET, five year old winner of the contest conducted by French newspapers for the child most resembling SHIRLEY TEMPLE, is now on the *Paris* en route to this country to meet SHIRLEY. Little Miss GINETTE was selected from an entry field of 3,000.

•

STANLEY HAYNES, unit producer for G. B., reached New York yesterday on the *Champlain*. He will leave tonight for Revelstoke, B. C., to make location shots for "The Great Barrier."

Prize Double Bill

Noted on a local marquee by Al. Bondy:

"THE WALKING DEAD"
"DANCING FEET"

H. SPENCER BERG'S classic profile is out of alignment. He tripped on the bathroom mat in his city residence, dented the edge of the tub with his nose, and then tried to convince MRS. BERG he had not been in a brawl.

•

EMANUEL EISENBERG, formerly with the M-G-M home office publicity department, is advance man for "Awake and Sing," the Group Theatre play now on tour.

•

KEENE THOMPSON and LAURA and S. J. PERLMAN are due in town today from the coast for conferences with OSCAR SERLIN on a musical.

•

MARVEL BROWN, film actress, sails today on the *American Banker* to fill a British film contract.

•

ED RAFTERY, film attorney, is in Boston on business for a few days.

•

LEON NETTER of Paramount is due back today from the Twin Cities.

•

HERMAN G. WEINBERG of Baltimore is in town.

AL DEANE yesterday learned by London cable that the HUGH PERCEVALS have an addition in the family, named MICHAEL. PERCEVAL is production manager of Phoenix Films there. MRS. PERCEVAL is known professionally as LILLIAN BRIND and was recent head of Paramount's editorial and censorship department in London.

•

SAM BERKOWITZ and MEL HULLING, owners of Far West Exchanges in Portland, Seattle, Los Angeles and San Francisco, are in town for a few days.

•

JEAN HERSHOLT to be interviewed by RADIE HARRIS over WHN today and he will be on the Lux program over WABC next Monday night.

•

WATTERSON ROTHACKER is en route to New York from the coast. He plans a European vacation beginning in about two weeks.

•

HARRY KALMINE is the father of a girl. Aside from that, he is, of course, zone manager for Warner theatres in Pittsburgh.

•

MME. ROSSIGNOL, mother of CHARLES BOYER, leaves on the Century today to visit her son in Hollywood.

•

JOHN EDER, circuit operator in Haiti and Jamaica, is in town to discuss product deals with Warners.

•

ANN ROKASH and SAM FORGOSTON are two more M-G-M'ers whose birthdays fall today.

•

manager, KING GRUDICE, are heading for the west this week-end.

•

WHITFORD DRAKE left yesterday for Cape Cod on a week-end vacation.

•

C. C. MOSKOWITZ is due Monday from a Miami vacation.

•

JAMES CAGNEY is due from the coast tomorrow.

•

CONSTANCE BENNETT is due on the *Europa* today.

Rodgers Gets Feist M-G-M Selling Post

(*Continued from page 1*)

trating his attention on situations calling for special handling. Lichtman has had no specific title, acting as assistant to Schenck.

Rodgers was born in Camden, N. J. He began his selling career with the Havana American Cigar Co., and was later connected with General Film Co., Mutual Film Corp., and Triangle.

He has been with M-G-M for a number of years. Originally a sales executive of Goldwyn Pictures Corp., he became eastern sales manager of the enlarged company with the merger in 1924.

Connors and Saunders have been with the company from the days of the Metro Pictures Corp., prior to its acquisition by Loew's.

Warners Will Stage "White Horse" Here

HOLLYWOOD, April 30.—Warners will present "The White Horse Inn" as a stage play on Broadway and on tour before filming. The stage production will be made in association with the Rockefeller interests at Radio City Center in September. Also interested in that production will be Rowland Stebbins and the London producer, Erik Charell.

Hal Wallis is expected to sign the authors, Blumenthal and Kadelberg, while he is in Europe, and plans to bring them to Hollywood to write plays which will be produced both in America and in Europe on the stage before they reach the screen. While in London, Wallis will make arrangements to stage the Warners' backed New York hit, "Boy Meets Girl."

Kentucky's Ticket Levy Passes House

LOUISVILLE, April 30.—The ticket tax bill, which has been opposed strongly in recent weeks, has been passed by the House and is now before the Senate. Exhibitors have not entirely lost hope for a veto by Gov. A. B. Chandler.

The measure passed by the House exempts 10-cent tickets, but levies one cent on tickets from 15 to 19 cents, two cents from 19 to 28 cents, three cents up to 38 cents, and one cent on each five cents of face value above 38 cents.

Texas Managers Shifted

LUFKIN, Tex., April 30. — F. F. MacHenry of Kilgore is the new manager of the Pines here, succeeding Non Binion, who becomes manager of the Ritz. Maurice O. White, formerly manager of the Ritz, has been transferred to Nacogdoches, and John Oxford of the Pines' staff goes to Kilgore.

Wall Street

Short Gains Partly Revive Board

	High	Low	Close	Net Change
Columbia, vtc ..	33	31½	31⅞	—1⅛
Columbia, pfd ...	45¼	45¼	45¼	—1/16
Consolidated	4⅝	4⅜	4⅝	.....
Consolidated, pfd	15¾	15¼	15¾	+ ¼
Eastman	158½	156¾	156¾	—1¼
Loew's, Inc.	45¾	44¾	45¾	+ ⅛
Paramount	8½	8	8½	+ ¼
Paramount 1 pfd.	66½	64¼	66½	+2¼
Paramount 2 pfd.	9⅝	9⅛	9⅜	.....
Pathe Film	8⅞	8¼	8⅞	+ ⅛
RKO	5⅝	5¼	5½	.....
20th Century-Fox.	24½	23	24¼	.....
20th Century, pfd.	32½	31½	32½	— ½
Universal, pfd ...	95	95	95	—1
Warner Bros.	9⅞	9¼	9¾	+ ¼

Fractional Curb Gains

	High	Low	Close	Net Change
Sentry Safety ...	⅝	⅝	⅝	+ ⅛
Sonotone	2⅝	2½	2⅝	+ ⅛
Technicolor	27½	25½	27⅛	+ ⅝
Trans-Lux	3¾	3⅝	3⅝	— ⅛

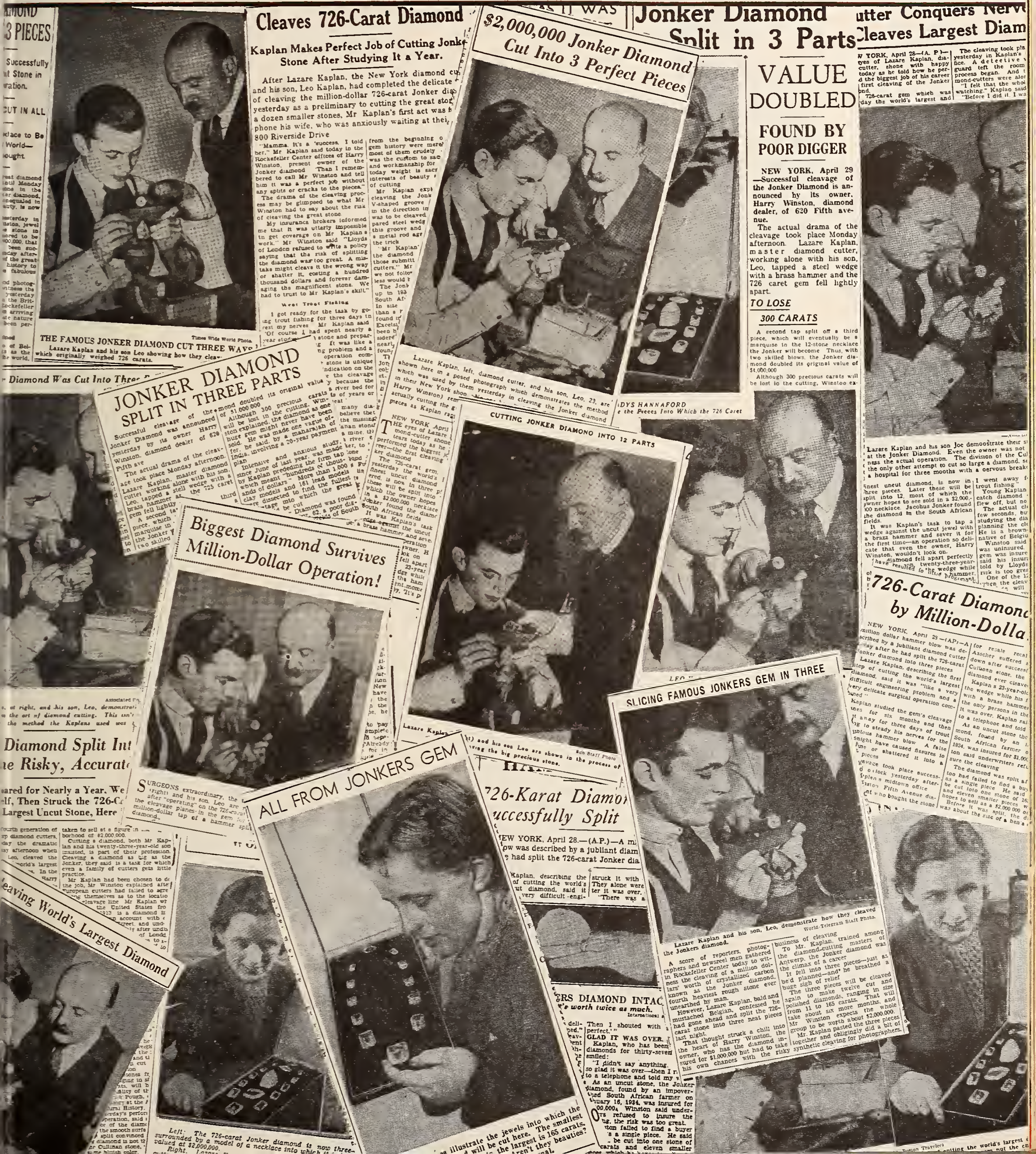
Bonds Gain Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ..	23½	22¾	23¼	— ¼
General Theatre Equip. 6s '40 ctf	23½	22½	23½	+1
Keith B. F. 6s '46	93	93	93	.....
Loew's 6s '41 ww deb rights	96¼	96⅛	96¼	+ ⅛
Paramount B'way 3s '55	56	55⅞	56	+ ½
Paramount Pict. 6s '55	85	84½	85	— ½
Warner Bros. 6s '39 wd	91½	90	91½	+1¼

(Quotations at close of April 30)

OF IMMEDIATE IMPORTANCE!

In order to lose no time we are rushing to press with the material below. It is only a small part of the nationwide avalanche of newspaper publicity on THE JONKER DIAMOND, the most sensational topic of the day. Take this page to your local Art Sign Shop. Have them enlarge the news flashes to one-sheet size or bigger for your theatre front and imprint title in red over clippings! Book immediately M-G-M's dramatically pictured short subject "THE STORY OF THE JONKER DIAMOND" thrillingly described by PETE SMITH. Please work fast! This is SHOW BUSINESS!



Cleaves 726-Carat Diamond

Kaplan Makes Perfect Job of Cutting Jonker Stone After Studying It a Year.

After Lazare Kaplan, the New York diamond cutter, and his son, Leo Kaplan, had completed the delicate task of cleaving the million-dollar 726-carat Jonker diamond yesterday as a preliminary to cutting the great stone into a dozen smaller stones, Mr Kaplan's first act was to phone his wife, who was anxiously waiting at their home, 800 Riverside Drive

"Mamma. It's a 'success. I told her," Mr Kaplan said today in the Rockefeller Center offices of Harry Winston, present owner of the Jonker diamond "Than I remembered to call Mr Winston and tell him it was a perfect job without any splits or cracks to the pieces."

The drama of the cleaving process may be glimpsed to what Mr Winston had to say about the risk of cleaving the great stone.

My insurance brokers informed me that it was utterly impossible to get coverage on Mr Kaplan's work." Mr Winston said "Lloyds of London refused to write a policy saying that the risk of splitting the diamond was too great. A mistake might cleave it the wrong way or shatter it, costing a hundred thousand dollars and forever damaging the magnificent stone. We had to trust to Mr Kaplan's skill."

Went Trout Fishing

I got ready for the task by going trout fishing for three days to rest my nerves Mr Kaplan said "Of course I had spent nearly a year study…

…stone and prepar… It was like a …ng problem and a …operation com… stone is unique …indication on the …the cleavage …y because the …river bed for …of years or …eat

from the beginning of gem history were mere… most of them crudely… was the custom to sac… and workmanship for… today weight is sacr… interests of beauty… of cutting

Mr Kaplan expl… cleaving the Jonk… V-shaped groove… in the direction in… was to be cleaved… pared steel wedg… this groove and… a metal rod ag… the trick

"Mr Kaplan… the diamond… those submitt… cutters." Mr… we not follo… less would…

The Jonk… up in 193… South Af… In size… than a… found i… Excelsi… been b… sidere… nearly… found

THE FAMOUS JONKER DIAMOND CUT THREE WAYS

Lazare Kaplan and his son Leo showing how they cleav… which originally weighed 726 carats.

Times Wide World Photo.

$2,000,000 Jonker Diamond Cut Into 3 Perfect Pieces

Lazare Kaplan, left, diamond cutter, and his son, Leo, 23, are shown here in a posed photograph which demonstrates the method which was used by them yesterday in cleaving the Jonker diamond in their New York shop… Harry Winston) rem… actually cutting the g… pieces as Kaplan rap…

NEW YORK April… THE eyes of Lazare… mond-cutter shone… tears today as he… performed the biggest… reer—the first cleaving… ker diamond

The 726-carat gem, yesterday the world's… finest uncut diamond… ered, is now in three p… these will be split into… which the owner hopes… in a $2,000,000 necklace… Jonker found the diam… South African fields

It was Kaplan's task… wedge against the uncut… a brass hammer and seve… operation… owner, H… look on… fell apart… 23-year… dge while… the ham… ent mome… "It's p…

Jonker Diamond Split in 3 Parts

VALUE DOUBLED

FOUND BY POOR DIGGER

NEW YORK, April 29—Successful cleavage of the Jonker Diamond is announced by its owner, Harry Winston, diamond dealer, of 620 Fifth avenue.

The actual drama of the cleavage took place Monday afternoon. Lazare Kaplan, master diamond cutter, working alone with his son, Leo, tapped a steel wedge with a brass hammer and the 726 caret gem fell lightly apart.

TO LOSE

300 CARATS

A second tap split off a third piece, which will eventually be a marquise in the 12-stone necklace the Jonker will become. Thus, with two skilled blows, the Jonker diamond doubled its original value of $1,000,000

Although 300 precious carats will be lost in the cutting, Winston ex-

…DYS HANNAFORD

…e the Pieces Into Which the 726 Caret

…utter Conquers Nerve, Cleaves Largest Diam…

…W YORK, April 28—(A. P.)—…yes of Lazare Kaplan, dia… cutter, shone with happy… today as he told how he per…d the biggest job of his career… first cleaving of the Jonker…ond.

…726-carat gem which was …day the world's largest and…

The cleaving took pla… yesterday in Kaplan's… fice. A detective… guard left the room… process began. And… mond-cutters were alo…

"I felt that the whol… watching," Kaplan said… "Before I did it, I wa…

Lazare Kaplan and his son Joe demonstrate their s… at the Jonker Diamond. Even the owner was not… ness the actual operation. The division of the Cul… the only other attempt to cut so large a diamond, se… a hospital for three months with a nervous break…

…finest uncut diamond, is now in three pieces. Later these will be split into 12, most of which the owner hopes to see sold in a $2,000,000 necklace. Jacobus Jonker found the diamond in the South African fields.

It was Kaplan's task to tap a wedge against the uncut jewel with a brass hammer and sever it for the first time—an operation so delicate that even the owner, Harry Winston, wouldn't look on.

…diamond fell apart perfectly… twenty-three-year… the wedge while… hammer…

I went away f… trout fishing."

Young Kaplan… catch diamond… flew off, but no…

The actual cl… few seconds, bu… studying the dia… planning the cl… He is a brown… native of Belgiu…

Winston said… was uninsured… gem was insure… said his insur… told by Lloyds… risk is too gre…

One of the 12… when the cleav… will…

JONKER DIAMOND SPLIT IN THREE PARTS

Successful cleavage of the Jonker Diamond was announced yesterday by its owner Harry Winston, diamond dealer of 620 Fifth ave

The actual drama of the cleavage took place Monday afternoon. Lazare Kaplan, master diamond cutter working alone with his son, Leo, tapped a steel wedge with a brass hammer and the 725 caret gem fell lightly… A second ta… piece, which… marquise in… the Jonker… two skilled…

…mond doubled its original value of $1,000,000

Although 300 precious carats will be lost in the cutting, Winston explained, the diamond as one huge gem might never have been sold. He was made one vague offer, he said, by a maharajah of India, involving a 20-year payment plan

Intensive and anxious study since June of last year, was made by Kaplan preceding the firm tap which meant "hundreds of thousands of dollars." More than 1,000 clay models and 161 lead models were dissected to find the fullest …tage into which the great …be cut

…Diamond was found …62, a poor dig… …fields of South…

…many dia… believe the… the missing… …anan stone… a mine, the… a river… …ker, to…

CUTTING JONKER DIAMOND INTO 12 PARTS

Biggest Diamond Survives Million-Dollar Operation!

SURGEONS extraordinary, the… (right) and his son, Leo are… after "operating" on the 726-carat… the cleavage planes in the gem for… million-dollar tap of a hammer spl… diamond.

726-Carat Diamond… by Million-Dolla…

NEW YORK, April 29—(AP)—A million dollar hammer blow was described by a jubilant diamond cutter …ay after he had split the 726-carat Jonker diamond into three pieces

Lazare Kaplan, describing the first step of cutting the world's largest diamond, said it was "like a very difficult engineering problem and a very delicate surgical operation com…bined."

Kaplan studied the gem's cleavage …ines for six months and then …t away for three days of trout …ng to steady his nerves for the …ntous hammer blow. A false …slight have caused fissures to …fine or shattered it into a …t pieces

…cleavage took place success… …o'clock yesterday after… …Kaplan's midtown office… …Winston Fifth Avenue dia… …at who bought the stone

for resale recal… Asscher suffered a… down after successf… Cullinan stone, the… diamond ever cleave…

Kaplan's 23-year-old… the wedge while his f… with a brass hamme… the only persons in the… It was over, Kaplan sai… to a telephone and told…

As an uncut stone the… mond, found by an i… South African farmer o… 1934, was insured for $1,00… ton said underwriters refu… sure the cleaving

The diamond was split af… too had failed to find a buy… as a single piece. He said… be cut into one stone of 16… and eleven smaller pieces w… hopes to sell as a $2,000,000 o… Before it was split, the d… was about the size of a hen's…

SLICING FAMOUS JONKERS GEM IN THREE

Lazare Kaplan and his son, Leo, demonstrate how they cleaved the Jonkers diamond.

World-Telegram Staff Photo.

A score of reporters, photographers and newsreel men gathered in Rockefeller Center today to witness the cleaving of a million dollars' worth of crystallized carbon known as the Jonker diamond, fourth heaviest rough stone ever unearthed by man.

However, Lazare Kaplan, bald and mustached Belgian, confessed he had gone ahead and split the 726-carat stone into three neat pieces last night.

That thought struck a chill into the heart of Harry Winston, the owner, who has the diamond insured for $1,000,000 but had to take his own chances with the risky business of cleaving.

To Mr. Kaplan, trained among the diamond-cutting masters of Antwerp, the Jonker diamond was the climax of a career.

It fell into three pieces—just as he'd planned—and he breathed a huge sigh of relief

The three pieces will be cleaved again to make twelve cut and polished diamonds, ranging in size from 11 to 165 carats. That will take about six more months, and Mr Winston expects the whole group to be worth about $2,000,000.

Mr. Kaplan pasted the three pieces together and obligingly did a bit of synthetic cleaving for photographers.

…Diamond Was Cut Into Three…

…, at right, and his son, Leo, demonstrat… …the art of diamond cutting. This isn't… …the method the Kaplans used was…

Associated P…

…Diamond Split Int… …e Risky, Accurat…

…ared for Nearly a Year, We… …elf, Then Struck the 726-C… …Largest Uncut Stone, Here

…fourth generation of …p diamond cutters, …day the dramatic …ay afternoon when …Leo, cleaved the …world's largest …In the …Harry

taken to sell at a figure in… …borhood of $2,000,000.

Cutting a diamond, both Mr Kaplan and his twenty-three-year-old son insisted, is part of their profession. Cleaving a diamond as big as the Jonker, they said is a task for which even a family of cutters gets little practice.

Mr Kaplan had been chosen to do the job, Mr Winston explained after European cutters had failed to agree among themselves as to the location of the cleavage line. Mr Kaplan w… the United States fro… 1913 is a diamond … account with … street, and und… …ly after undt… of Lond…

…eaving World's Largest Diamond

ALL FROM JONKERS GEM

Left: The 726-carat Jonker diamond is now three-… surrounded by a model of a necklace into which it… valued at $2,000,000. Right. Lazare…

…s illustrate the jewels into which the …d will be cut here. The smallest …the largest is 165 carats. …Aren't they beauties?

…726-Karat Diamo… …uccessfully Split

…EW YORK, April 28.—(A.P.)—A mi… …ow was described by a jubilant diam… …had split the 726-carat Jonker dia…

Kaplan, describing the… of cutting the world's… …ut diamond, said it… very difficult engi…

struck it with… They alone were… …ter it was over… "There was a…

…(l) and his son Leo are shown in the process of …ving the big precious stone.

Sun Staff Photo

…ERS DIAMOND INTAC…

…'s worth twice as much.

International

Then I shouted with… perfect.'"

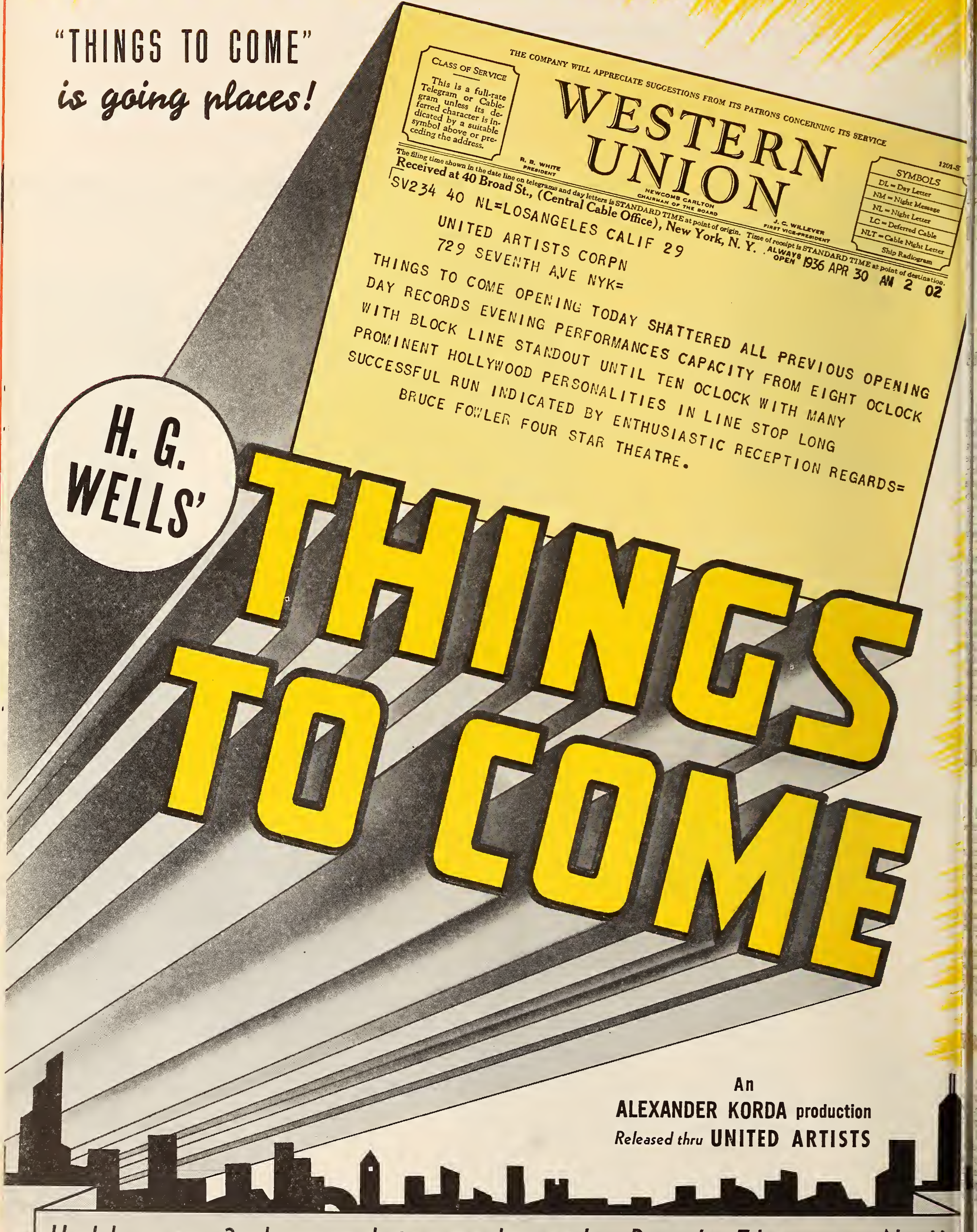
GLAD IT WAS OVER.

Kaplan, who has been… diamonds for thirty-seven… smiled:

"I didn't say anything… so glad it was over—then I r… to a telephone and told my…

As an uncut stone, the Jonker diamond, found by an impoverished South African farmer on …uary 16, 1934, was insured for …00,000. Winston said under…writers refused to insure the …ng, the risk was too great. …ston failed to find a buyer …a single piece. He said …be cut into one stone of …carats and eleven smaller…

"THINGS TO COME"
is going places!



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1201-S

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LC = Deferred Cable
NLT = Cable Night Letter
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THINGS TO COME OPENING TODAY SHATTERED ALL PREVIOUS OPENING DAY RECORDS EVENING PERFORMANCES CAPACITY FROM EIGHT OCLOCK WITH BLOCK LINE STANDOUT UNTIL TEN OCLOCK WITH MANY PROMINENT HOLLYWOOD PERSONALITIES IN LINE STOP LONG SUCCESSFUL RUN INDICATED BY ENTHUSIASTIC RECEPTION REGARDS=
BRUCE FOWLER FOUR STAR THEATRE.

An
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Held over 3rd crowd-jammed week, Rivoli Theatre, N. Y.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 104 NEW YORK, SATURDAY, MAY 2, 1936 TEN CENTS

Trade Talks Will Resume Here May 12

Ed Kuykendall Schedule With Majors Is Set

The M. P. T. O. A. sales policy conferences with individual companies will be resumed here on May 12, it was learned yesterday. A schedule of meetings with each of the seven distributors who are cooperating with the exhibitor organization in bringing about trade practice concessions will be prepared by Ed Kuykendall, M. P. T. O. A. president, on his arrival here next Friday.

Indications are that the exhibitor committee which will meet with the seven companies for final agreements on a trade practice program will consist of Kuykendall, O. C. Lam of Rome, Ga.; Lewen Pizor, Philadelphia; Jack Miller, Chicago; L. C. Griffith, Oklahoma City, and possibly Morgan Walsh of San Francisco. Resumption of the meetings was deferred for one week in order to make it possible for Griffith and Walsh to participate.

The companies with which the com-

(*Continued on page* 3)

Dramatists Confer With Theatre Men

Indications of an agreement between the Dramatists' Guild and the League of N. Y. Theatres on the use of the former's contract were seen in the naming by the guild of a special committee to meet with the producing managers and discuss their objections to the guild contract. The first meeting was held late Thursday and another is scheduled for Monday.

The guild, up to this time, has refused to meet with the managers to discuss changes in the contract, having rejected bids for such meetings with the statement that they would be a "waste of time." The managers,

(*Continued on page* 3)

Republic's Budget $6,750,000 —Levine

Republic's increased budget for next season will total $6,750,000, says Nat Levine, a decided jump over the current season's total.

New talent is to be signed as fast as possible, he says. The company has 13 players under contract at present. New writers also are to be signed. The latest is Francis M. Cockrell.

Appeal Moves In Trust Case Hanging Fire

Contingent on F. & M.'s Carrying Out Pledges

Although Warners, Paramount and RKO are going through with the appeal from Federal Judge Joseph West Molyneaux's decision dismissing the Government's civil suit without prejudice on Jan. 29 last, such action will not be pressed, it was learned, provided the contingencies contained in the stipulation ending the equity suit out-of-court are met by F. & M.

Under the settlement reached Thursday, F. & M. has to turn over certain documents and meet other requirements and until this is done the distributors will continue with the appeal to the U. S. Supreme Court. It was stated that submission to Judge Molyneaux in St. Paul of a portion of the record in the equity case for approval is for the purpose of maintaining the right to go to the Su-

(*Continued on page* 4)

Arthur to St. Louis On Operating Plans

Harry C. Arthur, vice-president of F. & M., left last night by plane for St. Louis to work on details pertaining to the circuit's activities in the Mound City. While in St. Louis he will set up the new operating schedule for the Orpheum and Shubert-Rialto, which are to be taken over from Warners as a result of a settlement of the Government's equity suit against Warners, Paramount and RKO.

Arthur will be gone about a week. The Federal Court in St. Louis yesterday was scheduled to approve a plan of reorganization of the Theatre Realty Co., owners of the Fox. Under the plan F. & M. will continue operation of the first run on Grand Ave.

KENNEDY GOES TO PARA. AS ADVISER

JOSEPH P. KENNEDY

Reaches Agreement With Board—Leaves for Coast Monday

Weeks of negotiations between Paramount directors and Joseph P. Kennedy were concluded yesterday when arrangements for Kennedy to join the company on a basis satisfactory to both were agreed upon at a special meeting of the company's board attended by the former Pathe and F. B. O. head.

In his capacity of adviser Kennedy assumes no direct authority within the company, a statement from the Paramount board asserted. His principal function will be to survey the company's studio situation and to make reports and recommendations to the board and officers. While the length of Kennedy's association with the company is undecided, he told Motion Picture Daily that it would be temporary. In a formal statement issued to the press he said that this would be determined "by the time required to make my findings."

Kennedy also told this publication that Paramount's production problems would be his first concern and that he would leave for Hollywood and the company's studios on Monday to begin a survey of the situation. He

(*Continued on page* 3)

"U" Stockholders Elect 9 Directors

Wilmington, Del., May 1.—Nine directors of Universal Pictures Co., Inc., were elected at the annual meeting of stockholders here today in the offices of the Corporation Trust Co. The first preferred stockholders elected J. Meyer Schine and Willard S. McKay, the second preferred holders elected Robert H. Cochrane, and the common stockholders elected J. Cheever Cowdin, William Freiday, Charles R. Rogers, Budd Rogers, Paul G. Brown and P. D. Cochrane.

Schine was reelected to the board as a preferred stockholders' representative and successor to Simon Klee, who resigned recently as a preferred representative. Other routine business was transacted at the meeting.

Easter Week Bounces Key Grosses Up to $1,732,100

Easter week bounced grosses back to good old prosperity standards in 29 key cities. The gross for the seven days ending April 16-17 was $1,732,100 which was $377,476 above the previous week.

This figure has been equalled only five times since the opening of the current exhibition season last September. It is within $186,629 of the highest mark of the year registered for the week ending Jan. 2-3.

The increases were uniform throughout the country with the exception of Boston, Los Angeles, Louisville, Minneapolis, Oklahoma City and Portland where the takes fell off slightly.

(Comparative Tabulation Will Be Found on Page 4)

Sabath Studies New Move in Film Probe

The Sabath Congressional committee will agree on a program of further procedure in its study of the Paramount and RKO reorganization proceedings with the return from Chicago today of Max D. Steuer, special attorney for the committee, it was learned yesterday.

The committee has been examining principals in the reorganization of both companies under the direction of

(*Continued on page* 3)

RCA First Quarter Net Is $1,286,691.27

RCA's net profit for the quarter ending March 31 was $1,286,691.27. This compares with a net of $1,618,024.74 for the same quarter last year.

Dividends paid and declared on the "A" preferred stock totaled $431,148.03. Last year for the same quarter the dividends were $4,950,740.66. Surplus at the end of March 31 was $13,256,642.70, compared with $10,185,638.38 for the same quarter in 1935.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 2, 1936 No. 104

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
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JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Schusterman Trial Set

Leon Schusterman, manager of the U. S., a Trio-Consolidated house in the Bronx, yesterday pleaded not guilty to lottery charges when the case came up for preliminary hearing in Special Sessions, Bronx.

The date for trial was set down for June 2. Weisman, Quinn, Allen & Spett will represent the circuit. The game played in the U. S. was Prosperity Night.

Rites for Mrs. Lantz

CINCINNATI, May 1.—Mrs. Bernyce G. Lantz, wife of Myer Lantz, local theatrical producer, who died in Miami, Tuesday, after a two-month illness, will be buried here Sunday. Two sons in addition to her husband, survive.

Rothacker on Way Here

HOLLYWOOD, May 1. — Watterson Rothacker entrained tonight, bound for New York, for conferences with John E. Otterson and a European vacation.

Denies Theatre Permit

License Commissioner Moss has denied a permit for erection of a theatre at 691 Madison Ave., on the ground that it is a residential area.

◂ Purely Personal ▸

TOM D. COCHRANE, Paramount general manager in the Orient, will leave for Washington, D. C., today after which he will proceed to Los Angeles from which point he will sail for Tokyo.

•

HARRY H. EVANS, director of Universal's eastern talent department, will pursue his duties around Churchill Downs and Louisville this week-end, when talent of several varieties will congregate there.

•

BOBBY BREEN, star of "Let's Sing Again" which opens at the Roxy May 8, sang for the sick and crippled children in Flower Hospital yesterday. His sister, SALLY, accompanied him.

•

DOUGLAS FAIRBANKS, SR., and MRS. FAIRBANKS are at the Waldorf-Astoria for a few days before leaving for the coast and China. They arrived on the *Washington*.

•

BOB GOLDSTEIN, after all these years, has forsaken the Warwick for his own apartment on West 55th St. JEFFREY BERNERD has abandoned the Waldorf for the Warwick.

•

R. H. BURNSIDE, former impresario at the Hippodrome here, will leave tomorrow for the coast to advise technically on "Hippodrome," Universal's next musical.

•

CHARLIE FORD and a crew of seven Universal News cameramen left for Churchill Downs yesterday on the pleasant business of covering the Kentucky Derby.

•

J. J. McCARTHY, who has been recuperating from a recent illness at his Mamaroneck home, plans to resume work Monday at his M.P.P.D.A. office.

•

LOIS JACOBY has completed the Great American Drama which JED HARRIS is now reading. In the meantime, LOIS has her fingers crossed.

•

HOWARD STRICKLING can't wait until he gets back to the coast. As it stands now he'll be here for another two to three weeks.

•

SIG WITTMAN of Universal is due back in town within the next day or so from a 10-day tour of eastern Universal exchanges.

•

JOE FRIEDMAN, Buffalo manager for National Screen, left for the upstate city last night and will return Wednesday.

•

EDWARD G. ROBINSON, having completed "Bullets or Ballots," will leave for England in a few days to make a picture.

You Have Troubles!

Toby Gruen of National Screen was all set to sail for the coast today on the *California*. Then his daughter was taken ill with scarlet fever.

The daughter is 27. Not only that, she is married and her own daughter, is also ill. She has the measles.

•

DON MERSEREAU, general manager of *The Film Daily*, sails tomorrow on the *Champlain*. Back in three weeks.

•

PEGGY GOLDBERG, formerly with the publicity department at Educational, has joined G.B. in a similar capacity.

•

MRS. ANNA ROOSEVELT BOETTIGER will observe her birthday tomorrow. Her mother will be among the guests.

•

JEFFREY BERNERD says he plans to stick around for another two months before sailing for home.

•

IRENE DUNNE is due in from the coast on Tuesday, having left Hollywood by train yesterday.

•

TRUMAN TALLEY is in Louisville for the Kentucky Derby and Fox Movietone News.

•

MARGOT GRAHAME will arrive here tomorrow for a brief visit before sailing for England.

•

MARIGOLD BALL, attached to the M-G-M home office, is a year older this morning.

•

TOM SPRY, Boston exchange manager for Warners, is in town for a few days.

•

KENNETH HODKINSON will stay on for the G. B. convention late this month.

•

BERTHOLD VIERTEL is in town for a few days before proceeding to Hollywood.

•

BILL POWERS was the only film man at the Astor Hunting Room yesterday.

•

WILLIAM A. SCULLY of M-G-M is due back Monday from Charlotte.

•

JOE MOSKOWITZ goes west when BILLY GOETZ returns. Finally.

•

SYLVIA SIDNEY will reach town Monday en route to London.

•

I. W. SCHLESINGER is en route from South Africa.

•

N. L. NATHANSON is due from Canada today.

Wright, Wanger Confer

HOLLYWOOD, May 1.—Loyd Wright, immediately upon his arrival here from New York, went into conference with Walter Wanger on the matter of the Wanger contract with United Artists now in negotiation. Signature is expected over the week-end.

Flash Preview

"We Are From Kronstadt" . . . A Soviet importation based on an historical incident glorifying the revolution.

This picture will be reviewed in a coming issue of MOTION PICTURE DAILY.

Writers Delay Vote Upon Formal Merger

HOLLYWOOD, May 1.—The Screen Writers' Guild will not vote for legal amalgamation with the Authors' League Saturday night, but instead will vote for the principle of amalgamation pending further clarification and possible changes in the constitution and bylaws, according to an agreement just reached between the board of directors and the so-called opposition group headed by James K. McGuinness and John Lee Mahin.

The conservative group has gone on record as being in accord with the guild's plan for unity and has assured the organization of a unanimous vote for amalgamation as soon as certain changes have been made in the bylaws, it was stated.

Arthur Loew Back; Sets S. A. Theatres

Arthur Loew, head of the M-G-M foreign department, returned by air from South America early yesterday morning. He visited Lima, Peru, and Santiago, Chile, where he attended to final details in connection with the opening of new theatres in these countries.

Dave Lewis, newly appointed manager of the M-G-M office in Japan, leaves for Los Angeles Tuesday and from there will sail for Tokyo.

Sam Eckman, head of the company's activities in England, is due shortly on his annual visit. Arthur Field, assistant to Laudy Laurence, is scheduled to arrive in a week or so from Paris.

End Dismissal Move In Kansas City Suit

KANSAS CITY, May 1.—U. S. District Judge Otis today allowed Fox Midwest to withdraw a motion to dismiss the independents' conspiracy suit against it and major distributors.

The court denied an application of the independents for an order to take depositions and gave the circuit 15 days to file an answer. The suit for a permanent injunction then will be set for trial on its merits.

The independents contend the Kansas City zoning system is a restraint of trade.

Argue on Mickey's Name

CANBERRA, AUSTRALIA, May 1.—The question of whether Walt Disney and his companies can prevent a radio set manufacturer from using the name Mickey Mouse is now before the Federal Trade Marks Commission. The radio makers contend his copyright covers only the design and not the use of the name as a trade mark.

Pickford Suit Settled

A suit against Mary Pickford by Edward Hammer, who sought $250,000 on the ground that he had acted as "foster father and adviser" for Miss Pickford, has been settled out of court. It had been pending in Federal Court for three years.

Warner Party Returning

Harry M. and Mrs. Warner, Sam E. and Mrs. Morris and the Mervyn Le Roys are scheduled to return on the *Paris* next Thursday. The Warner party has been abroad about a month on a business and pleasure trip.

)ramatists Confer With Theatre Men

(Continued from page 1)

bjecting primarily to the guild con-ract's provisions for a 60-40 split of he proceeds from the sale of film ights of plays, recently drafted their wn contract retaining the former 50-0 split and pledged themselves to roduce no plays under any other con-ract. Film companies which have een active in the financing of stage lays also took the stand that they ould back no production which was ut on under the new guild contract.

So far as could be learned no defi-ite action resulted from Thursday's neeting. A guild spokesman, ques-ioned as to the possibilities of a get-ogether as a result of the meetings aid that, insofar as the guild was con-erned, one was possible "only on the asis of our contract, not theirs."

Sabath Studies New Move in Film Probe

(Continued from page 1)

Murray W. Garsson, director of investigation, who returned from Wash-ngton yesterday after conferences with Representative A. J. Sabath of Illinois, chairman of the committee. H. J. Yates of Consolidated Film, which owns slightly more than $1,-000,000 of RKO gold notes secured by the principal assets of the company, was to have testified at a closed hear-ng yesterday, but the hearing was postponed to next Thursday because Yates is away from the city.

Trade Talks Are to Resume Here May 12

(Continued from page 1)

mittee will meet in turn are Twentieth Century-Fox, Universal, Paramount. Columbia, United Artists. RKO and M-G-M. Members of the committee are due here May 11.

M.P.T.O. for Arbitration

St. Louis, May 1.—Members of the M.P.T.O. of St. Louis, Eastern Missouri and Southern Illinois have gone on record unanimously as in favor of the setting up of local arbi-tration boards.

They have made it clear that they do not want the old form of boards set up by the Film Boards of Trade, but favor the new setup discussed at the recent trade practice conferences in New York.

To Operate on Goldwyn

Samuel Goldwyn, confined to the Doctors' Hospital during the past two weeks because of intestinal toxemia, will undergo an operation on Tuesday or Wednesday for the correction of an incomplete obstruction of the small intestine. Dr. Harold Meeker will be in charge.

Goldwyn hopes to leave the hospital a week or 10 days thereafter and go to the coast following a few days of conferences at U. A. headquarters here.

Sam S. Keller Marries

Omaha, May 1.—Sam S. Keller, home office auditor for Warners, has been married here to Frances Booth. The bridal couple is now at Cheyenne where Keller is at work in the Warner office.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Case Against Mrs. Ames"

(Wanger-Paramount)

Hollywood, May 1.—Skillfully blending dramatic, romantic comedy elements that have quick appeal, this newest Walter Wanger production looms as absorbing entertainment for class and mass audiences. A closely knit story balancing melodramatic incident with intriguing love interest, rigid suspense and laugh-provoking comedy makes this an impressive film for Madeleine Carroll. It, likewise, allows George Brent to present a convincing, highly polished performance.

The attraction has quality to interest any kind of an audience.

Unsuccessful in prosecuting Miss Carroll for the murder of her husband, the district attorney castigates the jury as moronic, sympathy-influenced sycophants. He is jailed for contempt of court.

Miss Carroll, whose objective is to clear her name and regain the custody of her son, Scotty Beckett, from her hateful mother-in-law, Beulah Bondi, obtains his release and engages him to investigate the case. The ensuing dialogue and action furnish Arthur Treacher, Alan Baxter and Ed Brophy many opportunities to make comedy lighten the dramatic tension. Miss Carroll and Brent fall in love.

Gathering new evidence which reveals that Alan Mowbray, who had defended Miss Carroll in the first trail, had a motive for killing her husband, Brent builds the story up to a climax with Mowbray attempting suicide. This brings about a happy, romantic ending.

The picture has plenty of power and sock. It was directed by William Seiter from Arthur Somers Roche's story. Gene Towne and Graham Baker did the screen play.

Sold from the angle of a woman at bay with emphasis on the finished quality of the production and the work of Miss Carroll and Brent, the film should prove an audience-pleaser.

Production Code Seal, No. 2,157. Running time, 85 minutes. "G."

Eastman, Trans-Lux Salaries Reported

Washington, May 1.—Frank W. Lovejoy, president of Eastman Kodak Co., last year received a salary of $101,148, it was indicated in the annual report of the corporation to the Securities and Exchange Commission, made public today.

William G. Stuber, chairman of the board, received $61,523, and Albert F. Sulzer, vice-president, was paid $54,-061. Thirteen directors received a total of $434,773, and nine officers received $182,330. Stock holdings of the officials at the close of the year were reported as follows: William G. Stuber, 3,000 shares of common; Lovejoy, 2,670 shares of common and 229 shares of preferred; Sulzer, 1,032 shares of common, and George H. Clark, director, 15,000 shares of common and 2,000 shares of preferred.

The commission also made public the report of Trans-Lux Daylight Picture Screen Corp., showing that Percy N. Furber, president, received $11,420; Leslie E. Thompson, president of Trans-Lux Theatres, a subsidiary, $10,200; Arthur C. Payne, vice-president and treasurer, $5,700; Hunt, Hill & Betts, attorneys for the company, $28,725.

The list of officers' stock holdings showed Furber as the owner of 25,-330 shares of common; Percival E. Thurber, vice-president, 50 shares direct and 1,000 shares beneficially; Payne, 1,503 shares; Thompson, 1,000 shares; Harold P. Farrington, director, 7,700 shares direct and 1,700 beneficially; George H. Robinson, director, 2,950 shares direct and 5,000 beneficially; Edwin G. Lauder, Jr., director, 1,000 shares. The report disclosed that under the contract with Percy Furber, which calls for 10 per cent of the net profit with a minimum of $35,000 per year from Jan. 1, 1936, the company paid $11,000 and the balance of $24,000 was paid by the subsidiary, Trans-Lux Movie Ticker Corp.

GTE Suit Trial Set In St. Paul May 6

Kansas City, May 1.—The suit of Jacob Smith, Lee Hamlin and other General Theatres Equipment Corp. bondholders against Chase National Bank, National Theatres Corp., Fox Film Corp., et al, has been set down for argument before the U. S. Circuit Court of Appeals at St. Paul, May 6.

Bondholders in the suit are seeking to impress a lien in favor of them and General Theatres Equipment, Inc., on properties which, before their sale to National Theatres in bankruptcy proceedings, here in April, belonged to Fox Midland and Fox Rocky Mountain.

The original petition of the complainants, filed just prior to the sale of the Fox properties, was dismissed by Judge Albert L. Reeves in U. S. District Court on grounds the suit had no standing in his court. Complainants amended their petition and refiled. This petition Judge Reeves also dismissed on the same grounds.

Plaintiffs, represented by C. A. Randolph and R. R. Brewster, had two methods of appealing. They used both. Last December they applied to the Circuit Court of Appeals under the bankruptcy laws to allow the appeal, which the circuit court did; and they appealed in the regular way, from the District Court here. Inasmuch as each appeal involved two bankrupt properties, there were two appeals in each case. These four actions have been consolidated for argument at St. Paul.

Kennedy Goes To Paramount As an Adviser

(Continued from page 1)

said he would also have an office in the Paramount Building here.

The statement from the Paramount board said that the invitation to Kennedy to become associated with the company was unanimous on the part of the directors and officers. Kennedy had stated that he would not accept the invitation under any other circumstances. From this it is inferred that a lack of unanimity may have existed on Thursday when Kennedy advised a meeting of the Paramount executive committee that he would not accept the proffered post, and that the situation altered to the satisfaction of both yesterday.

The Paramount board's statement follows.

"The board of directors of Paramount has been giving careful consideration to the many serious problems concerning the motion picture industry, especially to those touching upon Paramount in particular. Costs have risen rapidly in the studio and substantial losses have been taken on pictures made since January, 1935.

"The board has made a search for a man best equipped to advise the company. Finding that Joseph P. Kennedy was available, the directors and officers unanimously invited him to become a special adviser for the purpose of making a survey of the situation to report and make recommendations. Kennedy has accepted.

Experience Long and Varied

"Kennedy brings a long and varied business experience to the aid of the company. He was for a year and a half chairman of the Securities and Exchange Commission, from which he recently resigned. Previously he had been a banker and for four years he had an important and personal experience in all activities of the picture business.

"Paramount, after a long and profitable record, underwent reorganization in 1935. On the completion of the reorganization Adolph Zukor was elected chairman of the board and John E. Otterson was elected president. Both continue in their offices," the board's statement concludes.

Kennedy said, "I have seen the statement issued by the Paramount corporation and there is nothing I need add to it, except, perhaps, this:

"I have been called into the situation by the unanimous vote of the directors and officers to give such help as I may to a company that has a great potentiality but which recently has had rough sledding. How that potentiality can be most fully realized; what lines it should take, what changes, if any, in major policies—those are the questions I shall try to answer in my role, which is equivalent to a committee of survey and policy.

"I shall take an office in the Paramount Building and shall soon go to the coast. How long the engagement will be is undecided; that will be determined by the time required to make my findings. I am assured of the unqualified support of the directors and officers. I take up the survey with no preconceptions."

Trust Case Moves Are Hanging Fire

(Continued from page 1)

preme Court for a hearing, if such a move is found necessary.

After Judge Molyneaux approves the record, it will be sent to the clerk in the St. Louis Federal Court, where the action was heard. The clerk, in turn, will send it to Washington by May 6, where it will be docketed on the Supreme Court calendar.

Two motions, one by the Government for preference on the calendar and another by distributors for a bill of particulars, were cleared from Federal Judge John C. Knox's docket yesterday as a result of the out-of-court settlement reached Thursday.

Helen Kane "Betty Boop" Appeal Lost

The Appellate Division yesterday unanimously affirmed an order of the N. Y. Supreme Court dismissing the complaint in a $250,000 damage suit brought by Helen Kane against Max Fleischer, Fleischer Studios, Inc. and Paramount Publix Corp.

The complaint, in addition to damages asked for a permanent injunction restraining the defendants from using without Helen Kane's consent any pictorial representation of her in films or animated cartoons, particularly the Betty Boop pictures. She also asked for a temporary injunction to enjoin the defendants from unfair competition. The decision of a higher court pointed out that during the course of the trial of the complaint before Justice E. J. McGoldrick, the complaint was dismissed on June 23, 1934, as to Max Fleischer. This decision was an appeal from that dismissal.

Lorre, Bennett, Set

Peter Lorre, who has just completed "Secret Agent" for G. B., will make another for the company, declared Jeffrey Bernerd at a cocktail party given the actor in G. B. headquarters yesterday.

Constance Bennett, who did "Everything Is Thunder" and who returned to America on the *Europa* Thursday night, will also star in another film.

Laughton in 'Rembrandt'

Word has been received at the U.A. office that Alexander Korda will direct Charles Laughton in "Rembrandt." Previous announcements had been to the effect that Laughton would star in "Lion of Mayfair."

New WPA Unit Formed

WASHINGTON, May 1.—A new WPA theatrical unit to be known as the Vaudeville Musical Comedy and Circuit Unit of WPA has been formed.

Santini Leases House

Victor Santini, head of the Santini Realty Co., has leased a 1,200-seat theatre which his company will erect at the southeast corner of 170th St. and Walton Ave., Bronx, to Charles and Alfred C. Goldreyer for a term of 21 years.

H. I. Wasserman a Dad

BOSTON, May 1. — Harry I. Wasserman, district manager for the M. & P. Theatres Corp., and Mrs. Wasserman are the parents of a seven and a half pound daughter.

Easter Week Bounces Key Grosses Up to $1,732,100

Comparative grosses for the latest available periods:

	Week Ending April 16-17		*Week Ending April 9-10*	
	No. Theatres	*Gross*	*No. Theatres*	*Gross*
Boston	7	$93,500	7	$97,500
Buffalo	6	57,800	6	35,500
Chicago	9	130,500	8	107,700
Cincinnati	9	58,400	9	41,400
Cleveland	5	73,700	5	50,750
Denver	7	35,500	7	34,000
Detroit	6	77,000	6	60,800
Houston	4	28,200	4	21,500
Indianapolis	5	29,500	5	25,300
Kansas City	5	55,400	5	31,000
Lincoln	5	12,900	5	11,000
Los Angeles	9	69,700	10	70,820
Louisville	7	23,300	7	22,900
Milwaukee	4	32,100	4	20,500
Minneapolis	5	25,000	5	28,800
Montreal	5	50,500	5	35,500
New Haven	4	23,400	4	16,600
New York	9	282,950	10	243,054
Oklahoma City	4	12,600	4	13,700
Omaha	3	23,400	3	15,450
Philadelphia	10	108,700	9	63,500
Pittsburgh	6	36,600	4	14,000
Portland	5	27,500	6	34,000
Providence	5	53,400	5	26,000
San Francisco	10	96,900	9	74,700
St. Louis	7	71,550	6	42,200
St. Paul	4	14,000	5	18,000
Seattle	7	36,100	7	30,450
Washington	8	92,000	7	68,000
	180	$1,732,100	177	$1,354,624

Key city grosses from September to the end of the third week in April:

	No. Theatres	*Gross*
Sept. 26-27	164	$1,655,050
Oct. 3-4	178	1,572,310
Oct. 10-11	178	1,452,499
Oct. 17-18	178	1,563,750
Oct. 24-25	180	1,534,575
Oct. 31-Nov. 1	186	1,544,724
Nov. 7-8	185	1,545,710
Nov. 14-15	183	1,722,305
Nov. 21-22	181	1,578,550
Nov. 28-29	181	1,593,860
Dec. 5-6	183	1,766,910
Dec. 12-13	180	1,434,785
Dec. 19-20	171	1,321,385
Dec. 26-27	175	1,228,199
Jan. 2-3	179	1,918,729
Jan. 9-10	179	1,901,455
Jan. 16-17	176	1,722,400
Jan. 23-24	173	1,539,065
Jan. 30-31	177	1,515,300
Feb. 6-7	168	1,591,350
Feb. 13-14	174	1,680,180
Feb. 20-21	175	1,558,185
Feb. 27-28	178	1,777,650
Mar. 5-6	179	1,689,550
Mar. 12-13	181	1,761,547
Mar. 19-20	174	1,502,583
Mar. 26-27	172	1,521,800
Apr. 2-3	174	1,373,875
Apr. 9-10	177	1,354,624
Apr. 16-17	180	$1,732,100

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Tri-State Drive Begun

DES MOINES, May 1. — Thirty-one Tri-States managers have started a 13-week championship drive with a series of prizes for houses in the A and B groups and also special prizes for district managers.

To Honor Goldsteins

BOSTON, May 1. — Nathan and Sam Goldstein, circuit operators, will be honored at a testimonial dinner at the Copley Plaza Hotel May 5.

Seattle Club Sets Party

SEATTLE, May 1.—Sterling Chain Theatres, M-G-M, Universal, Republic and Majestic exchanges, National Theatre Supply Co. and Jensen-Von-Herberg theatres will be joint hosts at the second semi-monthly Film Club party scheduled for May 6. Wives and friends of club members are now admitted to the club quarters, and increased attendance at social gatherings has resulted.

RCA Opens Service Station at Denver

DENVER, May 1.—Better service accommodations are being afforded exhibitors in this territory by establishment of a parts depot and branch office here by RCA. Three engineers will work out of this local office to cover Colorado, Wyoming, Montana, Utah and sections of Idaho, Nevada, New Mexico, Kansas and Nebraska.

Dean Lewis is manager. He comes from Chicago, and Sam Reed is manager of Photophone sales and service. Emil de Neuf will work in the Salt Lake territory. M. W. Geiskieng, who has been transferred from the Kansas City office, will cover the southern territory, and Harvey H Long will be in Wyoming, Montana and western Nebraska.

Free Film Shows for Children Predicted

GENEVA, May 1.—Free public showings of films for children in the future were predicted here by Dr. Edgar Dale of the Payne Fund of New York before the League of Nations Child Welfare Committee.

Miss Webber Is Feted

Mildred Webber, whose resignation as head of the Warner talent department took effect yesterday, was guest at a surprise luncheon given her by her associates at Sardi's. Members of the talent, legal and casting departments attended. Miss Webber will join the William Morris Agency, May 25.

Affirm Franklin Award

ALBANY, May 1.—The Court of Appeals has affirmed a judgment obtained by Sidney Franklin, Brooklyn toreador, against Columbia Pictures for $7,000 and costs and restraining the company from further showing of "Throwing the Bull." The case had been tried in N. Y. Supreme Court.

Wall Street

Paramount Has Best Board Gains

	High	Low	Close	Net Change
Columbia, vtc	32½	32	32	+ ⅛
Consolidated	4¾	4⅝	4¾	+ ⅛
Consolidated, pfd.	16	15¾	16	+ ¼
Eastman	162	162	162	.....
Loew's, Inc.	46	45	45⅝	— ⅛
Paramount	8⅝	8⅜	8⅝	+ ⅛
Paramount 1 pfd.	70	67	69¾	+3¼
Paramount 2 pfd.	9⅞	9½	9¾	+ ⅜
Pathe Film	9¼	8½	8½	— ⅜
RKO	5¾	5½	5⅝	+ ⅛
20th Century-Fox.	24¼	23⅝	24	— ¼
20th Century, pfd	32⅛	31¾	32⅛	— ⅜
Universal, pfd	97	96⅛	97	+2
Warner Bros.	10⅛	9¾	9⅞	+ ⅛

Sonotone, Trans-Lux Up ⅛

	High	Low	Close	Net Change
Sonotone	2¾	2¾	2¾	+ ⅛
Technicolor	27½	27	27	— ⅛
Trans-Lux	3¾	3¾	3¾	+ ⅛

Bonds Rise Up to 1 Point

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	24	24	24	+ ¾
General Theatre Equip. 6s '40 ctf	24	23¾	24	+ ½
Paramount B'way 3s '55	56	56	56	.....
Paramount Pict. 6s '55	86¼	85¾	86	+1
RKO 6s '41 pp	64	63	63	.....
Warner Bros. 6s '39 wd	92¼	91½	92	+ ½

(Quotations at close of May 1)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

OL. 39 NO. 105 NEW YORK, MONDAY, MAY 4, 1936 TEN CENTS

Warners Seek Public Slant On Dual Bills

Nationwide Survey Will End on June 15

Warners today begin a nationwide rvey intended to learn the attitude the general public toward double atures. Included will be film editors newspapers, students at leading colges and members of 1,000 organizaons over the country. The study will ntinue until June 15.

Warners declare that 50 per cent the theatres operating in the couny are using double bills today. In statement Major Albert Warner, ce-president, said that producers are andicapped because they do not know hether they must limit their films to definite maximum length, suitable r duals.

"We undertake this survey with pen minds," said Warner, "seeking ither to approve or disapprove the actice, but only to gain the informaon we vitally require."

It was pointed out that the average nning time of the 10 pictures lected as the best for 1935 by the ational Board of Review was 106.1 inutes, exceeding by more than 46 er cent the average runing time of e general output during the year.

Letters requesting cooperation have een sent to the film editors of more an 2,000 daily newspapers, signed by . Charles Einfeld, director of adversing and publicity.

Warner Music Levy Plan Not Set—Starr

Although several plans are being iscussed, no method for levying a eat tax on theatres using the music f Warner subsidiaries has yet been volved, Herman Starr, vice-presient, states.

Asked whether an announcement egarding the company's policy on a usic tax will be made at the Warer coast convention, June 1-5, Starr eplied he is not going to the Los ngeles meeting. No definite time hen an announcement would be rthcoming could be given by Starr.

"Dream" Spotted in Dozen More Houses

Another dozen theatres in Greater ew York have joined the Warner andwagon for the showing of "A idsummer Night's Dream" on a wo-a-day policy at advanced prices. hree of the group are RKO houses

(*Continued on page 22*)

F. & M. Take Three Houses About May 15

Acquisition from Warner Part of Settlement

F. & M. will assume operation of the Shubert-Rialto, Orpheum and Hi-Point in St. Louis between May 15 and June 1, it was learned over the week-end. Acquisition of the trio from Warners is part of the terms contained in the settlement last Thursday of the Government's equity suit against Warners, Paramount and RKO.

With the change in management of the three houses, a general revision of the Grand Ave. and downtown theatre policies, with the exception of Loew's, operated by Loew's, will follow. Harry C. Arthur, vice-president, now in St. Louis on a week's trip, will move his headquarters to that city following his return here to wind up personal affairs. He will personally supervise operation of all the F. & M. interests

(*Continued on page 19*)

F. & M. Distribution Deals Due on Coast

Negotiations for distribution of four pictures planned by F. & M. next season will be concluded on the coast, Marco Wolff, who will be in charge of production, stated Saturday. Deals are on with three different companies to handle the three musicals and one drama.

Wolff has been talking to distributors while in New York. He left for Hollywood Saturday and will probably stop off at St. Louis for a day or so.

Lawrence Fox Forms Firm to Back Films

Lawrence W. Fox, Jr., has resigned as a vice-president and voting trustee of Standard Capital Co. and will devote his entire time to a new company, National Film Co., organized to engaged in film activities other than those of Standard Capital.

The new company will arrange preliminary financing for "meritorious film enterprises and aid in their development from the initial stages." Fox continues as a Standard Capital director.

National Film Co. will establish offices or correspondents in New York, Hollywood and London. Fox will sail on the *Berengaria* May 8 on business for the new company and to study the film situation abroad.

Kalmine Collects

Pittsburgh, May 3.—Harry Kalmine, zone manager for Warners here, wanted a boy, so he "protected" himself by wagering with a flock of friends that it would be a girl. He's collecting now, well over $100.

It was a nine-pound girl and both mother and daughter are doing well at the West Penn Hospital.

Studio Costs Survey First Kennedy Act

A complete study of Paramount studio costs will be the first task to be undertaken by Joseph P. Kennedy in his new role of adviser to the company, it was learned on Saturday.

The results of the study will be reported to the Paramount board with recommendations which are expected to have a direct influence on the company's new season production policies, including production budgets, allocations for "A" and "B" pictures, decisions on increases or decreases in budgets of various studio departments and recommendations on length and type of important contracts which may be up for renewal or under consideration.

C. J. Scollard, who was executive vice-president of the old Pathe company at the time Kennedy was chairman of its board, and Arthur B. Poole, Kennedy's former Pathe treasurer, have been added to the latter's new Paramount staff and leave with Kennedy for the coast today to aid in the studio survey. While retaining his present office in the RCA Bldg., Kennedy will have quarters in the Paramount Bldg. for his home office contact on the new assignment. John Ford, at present general manager of Maine-New Hampshire Theatres, may join Kennedy's home office staff later.

Sabath Para. Study Set for Washington

The Sabath Congressional committee will resume its open hearings on Paramount's reorganization proceedings within the next three weeks at Washington, Murray W. Garsson, director of investigation for the committee, said Saturday.

All officers and directors of Paramount will be called for questioning at the hearings. Max D. Steuer will be counsel for the committee.

RKO to Build Its National Theatre Setup

To Drop Some; Realign Other Holdings

Leo Spitz, head of the RKO circuit, is working on a number of deals whereby the national situation will be strengthened.

In some spots theatres will be dropped, while in others units will be either added or pooled with the circuit's present holdings. Most of the activity is being concentrated in the east and midwest.

Presently, RKO operates about 100 theatres exclusive of those pooled with Walter Reade in Trenton and New Brunswick and with the major circuits in other cities.

Nate J. Blumberg, operating head for RKO, recently made a survey of the field and it is believed it is from his report that Spitz is weeding out the weak sisters and planning to solidify the circuit's status generally.

An initial step will dispose of two theatres in New Jersey and is scheduled to be consummated some time this week.

Cullman May Refuse To Head Exhibitors

Howard S. Cullman, trustee for the Roxy, will not accept the presidency of the to-be-merged T. O. C. C. and I. T. O. A., it was learned from authoritative sources over the week-end.

Although Cullman would not commit himself by handing out a routine statement, it is understood that Cullman has another offer in mind which is of far greater importance than the post in the local exhibitor combination. This, however, will not develop for another week or two, it is said.

Cullman's answer to queries on the acceptance of the New York spot is: "To the best of my knowledge and belief, I have no statement to make."

Strong Pictures Not To Interrupt Duals

Despite the list of strong pictures available within the next few weeks, Loew and RKO will not discontinue twin bills in their Greater New York theatres.

Among the pictures Loew intends to double are "Mr. Deeds Goes to Town," "These Three," "Little Lord Fauntleroy" and "Show Boat." None

(*Continued on page 28*)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 4, 1936 No. 105

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Ubelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Republic Buys "Mystery"

Hollywood, May 3.—Republic has bought "The President's Mystery Story," published in Liberty magazine, and for which six outstanding authors supplied the solution. Proceeds of the sale of the film rights will go to the Georgia Warm Springs Foundation. Nat Levine has signed Richard La Marr, New York theatrical agent, as talent scout.

McCanty's Father Dead

Des Moines, May 3.—Edward McCanty, Twentieth Century-Fox booker here, has been called to Buffalo by the death of his father.

William Preston Passes

Woonsocket, R. I., May 3.—William Preston is dead here from pneumonia. He was a veteran exhibitor, and until recently had been with Gordon and Lockwood in Waterville, Me.

Circle 7-7874
Golf Lessons
Practice Nets - Table Tennis
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Insiders' Outlook

By RED KANN

"WE do have saddled on us, as exhibitors, what is known as the 'score charge,' an extra charge on each picture over and above the copyright license fee or film rental, collected by most distributors," Ed Kuykendall recently told the House Patents Committee in Washington. Finally, somebody has said it. "What this actually represents, Heaven only knows; we have been given all sorts of stories about it by various distributors, but exhibitors uniformly feel that it is an unwarranted extra charge for which there is no real justification," he continued. "It's just a racket to get extra money out of us for which we get exactly nothing in return. Protests by exhibitors against this unfair charge are of no avail; the distributors can see only the money they get out of it and won't give it up." . . .

▼

Why the score charge at this stage of the game anyway? Any answer which we might develop here could not be as effective as the further statement made by Kuykendall when he said: "The complaint of the exhibitor is that the composer or publisher has already been paid well for the tune and again paid for the right to record it, but that, while the tune is an inseparable part of the picture, it still cannot be exhibited until the music tax is paid by the theatre. Exhibitors naturally feel that they are forcing him to pay a third time for something that he has already bought and paid for, to wit: a license to publicly perform or reproduce in his theatre the motion picture as recorded by the studio, intact and complete." . . .

▼ ▼

Eddie Cantor has turned down $20,000 against fifty-fifty of the gross at the Roxy for a personal appearance with Bobby Breen when the youngster's picture, "Let's Sing Again," plays there the week of May 8. Croesus must have felt like that once. . . .

▼

It was Bill Shapiro, the Boston independent exchangeman, incidentally, who first interested Sol Lesser in Bobby. The entire gamut of producers rejected the boy and finally, as Lesser himself puts it, the proposition traveled far enough down the line to reach him. Sol's deal for the first Breen and two others is about set with a major distributor who was the first to turn hands down on Bobby in a direct deal. That makes everything just about normal. . . .

▼ ▼

Innocent enough item from the news columns, reprinted in part for a reason:

> Milwaukee—An increase in Sunday adult admission prices will be effective. Under the schedule, early admission prices are abolished and all houses will charge their top prices all day Sunday with the exception of the Riverside and Princess. The former is charging 20 cents to 1 P.M. instead of the usual 15 cents and 30 cents to closing. Former top price was 25 cents. . . . The increase represents a general boost of five cents, although for some houses charging reduced matinee admissions on Sunday the increase is as high as from 15 to 20 cents.

▼

But a significant something lurks behind it. Gradually and with as little attention as they know how to muster, what with Federal tax and the play it allows, circuit operators in an increasing number of situations are stepping up admissions. The general attitude is two-fold: (1) That the depression is gone, even though the American Federation of Labor continues to compute the unemployed at 12,000,000 or more and (2) that product at large has improved to a point where more money can be gotten for it. Probably, it is too early to describe the development as completely national, although the markings are clear and quite definite. . . .

▼

This makes for a curious situation. While the double feature, spawned in the days following the '29 crash, flourishes and grows and continues to maintain show business as very much of a bargain business, the price the public is asked to pay for such entertainment is imperceptibly going up, thereby raising the not too illogical question if pictures face any danger of being taken out of the bargain idea classification. We believe the entire problem of admissions and what to do about them should be scrutinized with great care. The logical impulse, naturally, is to get all the traffic can bear, but haste made slowly might be well to observe. . . .

▼

Word of the uppage will please Hollywood and will fall on gratified ears in the sales departments in New York as well. On the coast, negative costs, as we have pointed out several times in the past few weeks, are clambering to a new high at a gait which makes even some in Hollywood, that gilt-edged town, wonder about the end. The producer who told us that the million dollar negative today is merely a trailer sounded off in jest, but no doubt meant it seriously. The way the studios are going makes it very apparent that distributors either will seek higher percentages for 1936-37 or designate more attractions in the higher brackets. Now that the money is being spent, wisely or otherwise, obviously the return must come from the theatres and the public. But the public, little knowing and caring less about Hollywood costs, computes its values now on a double feature basis made available at box-office prices attractive to it and is not, nor should it be, interested in studio costs. This represents the issue and the exact point at which the men running the nation's theatres should concentrate their attention, exercise their judgment and formulate the proper decisions. . . .

Hoffberg Deals Set On Leichter's List

Jack H. Hoffberg, who recently formed a production-distribution partnership with Mitchell Leichter, has closed with a number of independent exchanges throughout the country for the new lineup of 14 pictures. The deal marks the most important step Hoffberg has made since he entered distribution in the domestic field.

Contracts already have been signed with Superior Pictures for Chicago, St. Louis and Milwaukee; American Exchanges, for New England; Adams Film, for Texas; Oklahoma and Arkansas; Metropolitan Pictures, for Washington and Oregon; Monarch Pictures, for Detroit; Select Pictures, for Ohio and Kentucky; Monarch Pictures, for Pittsburgh; Elliott Exchanges, for Minneapolis, North and South Dakota and northern Wisconsin; F. C. Pictures, for Buffalo and Albany; Principal Pictures, for New York. Foreign rights have been sold to Guaranteed Pictures.

Leichter is en route to the coast and will stop off at Atlanta, Des Moines and Omaha to complete arrangements for local tieups. Hoffberg shortly will close for the handling of the product in Philadelphia and Washington.

Conway Tearle will be starred in eight and Margaret Morris in six. The first of the 14 will get under way as soon as Leichter reaches Hollywood.

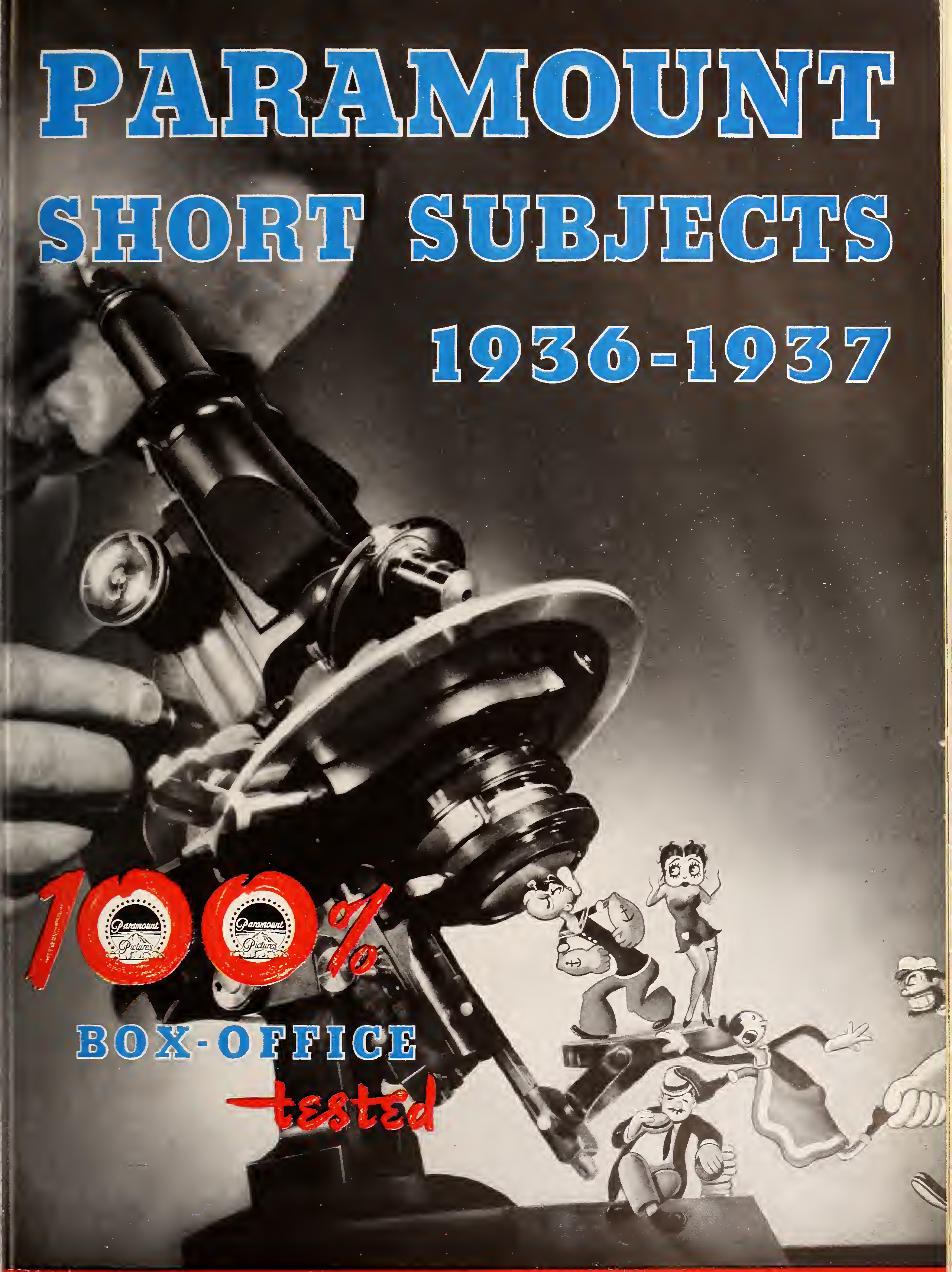
Stromberg Coming East

Hunt Stromberg is due in town early in the week for a few days before sailing on May 9 on the *Rex* for a vacation. He has stopped off in St. Louis, his home town, and he also saw the Kentucky Derby.

Chelsea Film Exhibit On

Current at the Hudson Guild on W. 27th St. is an exhibition of "Motion Pictures in Chelsea," with costumes.

PARAMOUNT SHORT SUBJECTS 1936-1937



100%
Paramount Pictures
Paramount Pictures

BOX-OFFICE tested

TURN PAGE PLEASE

Paramount takes the guesswork out of SHORTS with the PARAMOUNT BOX-OFFICE TEST

Knowing the importance to you exhibitors of shorts that are absolutely surefire box-office, Paramount uses a statistical test for Paramount Short Subjects that guarantees them 100% box-office.

THE TEST Every one of the 43 Paramount Exchanges in the United States and Canada selects from the theatres in its territory a representative group of theatres playing Paramount Short Subjects. These theatres include all types — from the key city house to the little theatre in the country town. These theatres are asked to rate each Paramount Short as to box-office power, in the following order: Excellent, Good, Fair and Poor, and to give their opinions in detail on each short. Thus Paramount is able to get a first-hand, statistical report on the pulling power not only of each short, but on the characters or elements in each short. From these statistics, which represent a cross-section of theatres all over this continent, the Paramount Short Subjects Division is able to determine exactly the kind of short subject that will do the most business for you.

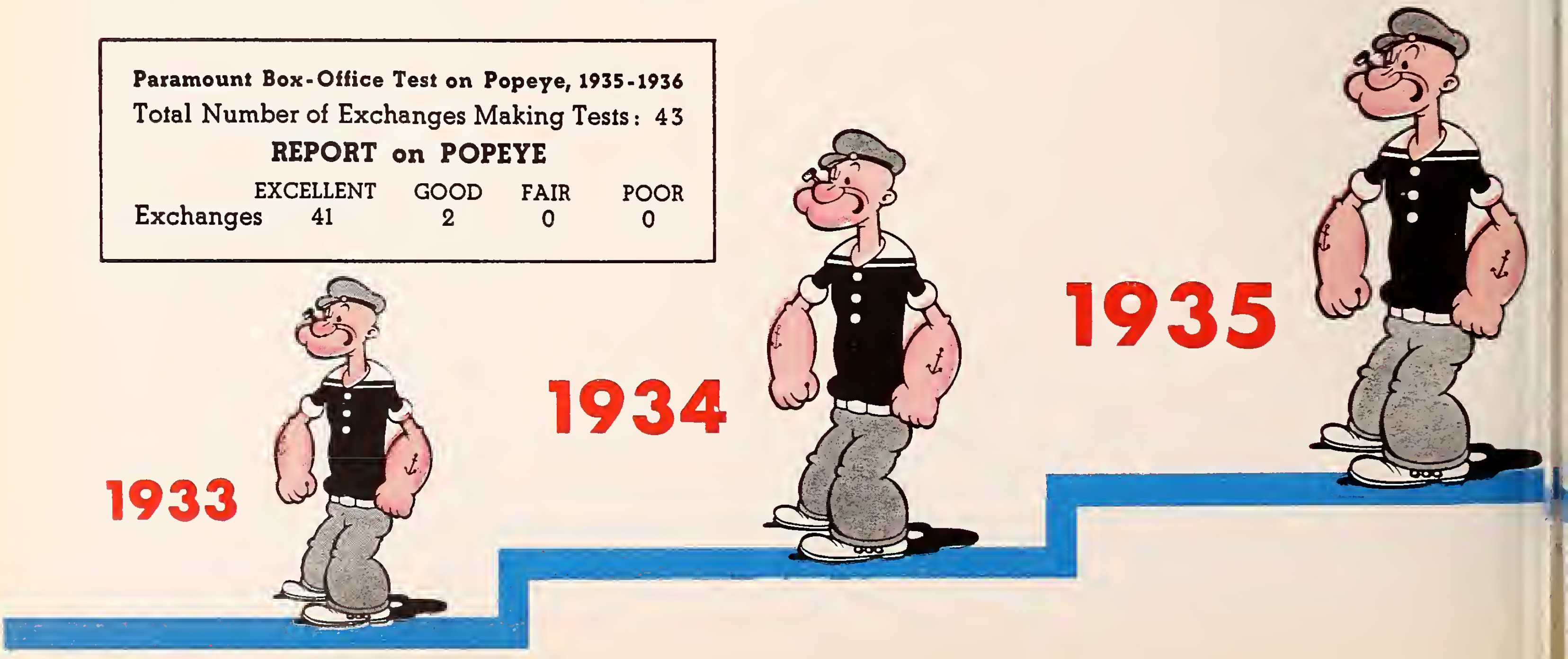
Phenomenal growth of POPEYE shown in typical PARAMOUNT SHORT SUBJECT TEST

In July, 1933, Paramount first placed Popeye in a Betty Boop cartoon. A statistical checkup, or test, showed he rated top billing in a picture of his own. He was starred in September, 1933. We don't need to tell you the results. In 1934 Popeye led the cartoon comedy field.

The 1935-1936 box-office test figures by Exchanges, representing the Short Subject market from coast to coast in the United States and Canada, are shown below. They tell the story.

Paramount Box-Office Test on Popeye, 1935-1936
Total Number of Exchanges Making Tests: 43
REPORT on POPEYE

	EXCELLENT	GOOD	FAIR	POOR
Exchanges	41	2	0	0



As a result of Paramount's box-office tests for 1935-1936 we offer the Following PARAMOUNT SHORT SUBJECTS PROGRAM for 1936-1937

12 POPEYE THE SAILOR CARTOONS

12 BETTY BOOP CARTOONS

6 SCREEN SONGS

18 PARAMOUNT HEADLINERS

13 PARAMOUNT PICTORIALS

20 PARAMOUNT PARAGRAPHICS

13 GRANTLAND RICE SPORTLIGHTS
(with Ted Husing)

6 MUSICAL ROMANCES
(3-Color Technicolor)

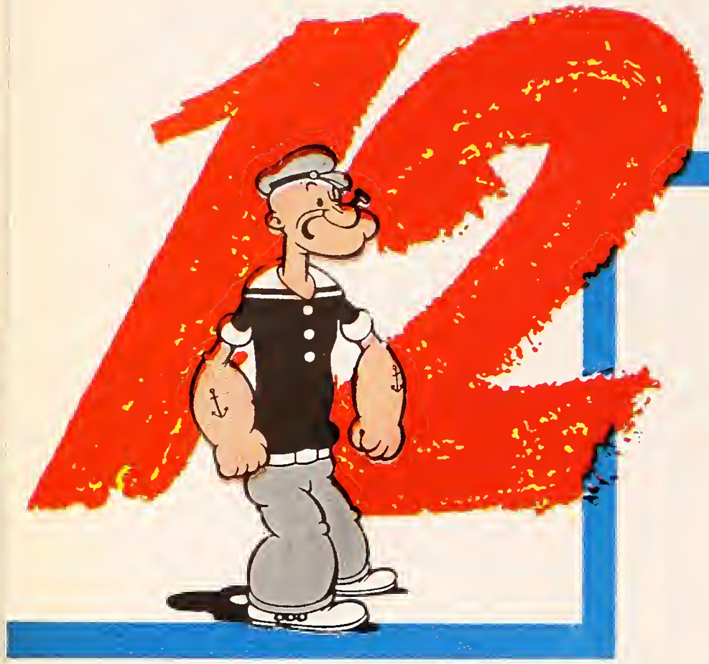
6 COLOR CLASSIC CARTOONS
(3-Dimensional 3-Color Technicolor)

6 POPULAR SCIENCE FEATURES
(Full Color Cinecolor)

104 PARAMOUNT NEWS ISSUES
(The Eyes and Ears of the World)

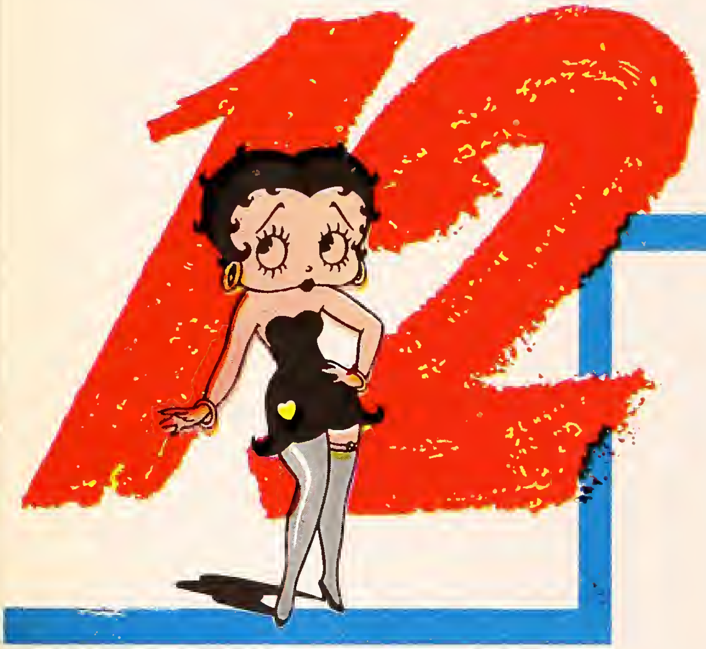
and the First Two-Reel, Three-Color Cartoon Short **"SINDBAD THE SAILOR,"** starring **POPEYE.**

100% BOX-OFFICE tested



MAX FLEISCHER
POPEYES

The sock of the cartoon comedy business in a new series of hilarious contests with Bluto for the love of that spindle-shanked darling, Olive Oyl. Wimpy, the little guy with the mustache, stands by as usual. New gags, new laughs, and the same old surefire box-office spinach. The only cartoon in the industry backed by an ace newspaper cartoon feature with millions of daily readers, not to mention a really important exploitation idea—The Popeye Clubs—300 of them from coast to coast with a membership of a quarter million young Popeye fans.

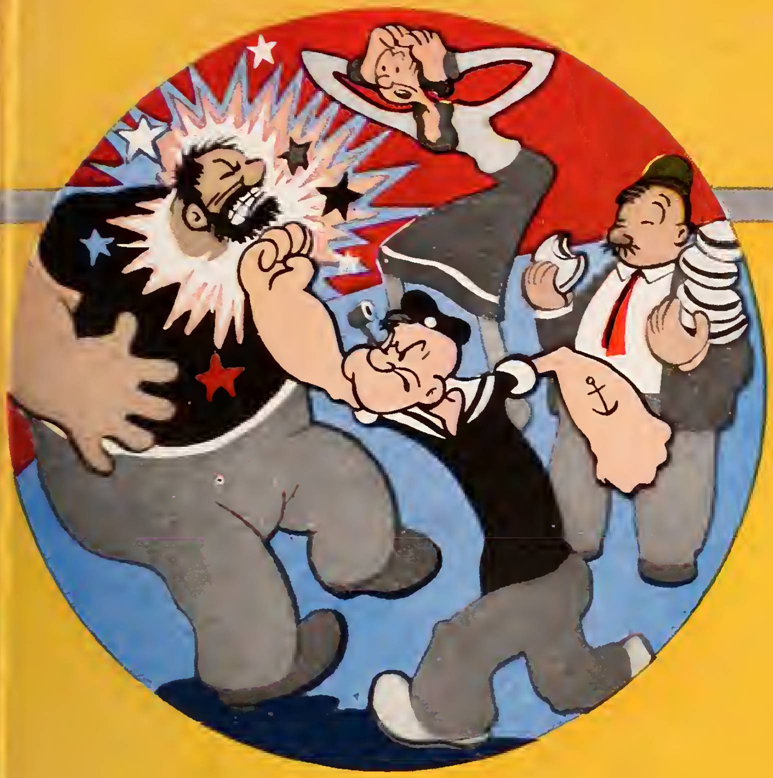


MAX FLEISCHER
BETTY BOOPS

Betty, the singing sweetheart of the cartoon field, with those two pals of hers—Grampy, the youngest old man in the world, and Pudgy, the funniest pup in the world. By the way, these two newcomers are racing neck and neck for box-office laurels. We may have to star one of 'em by himself next year. The new series has all that the old series had—*plus!*

MAX FLEISCHER
SCREEN SONGS

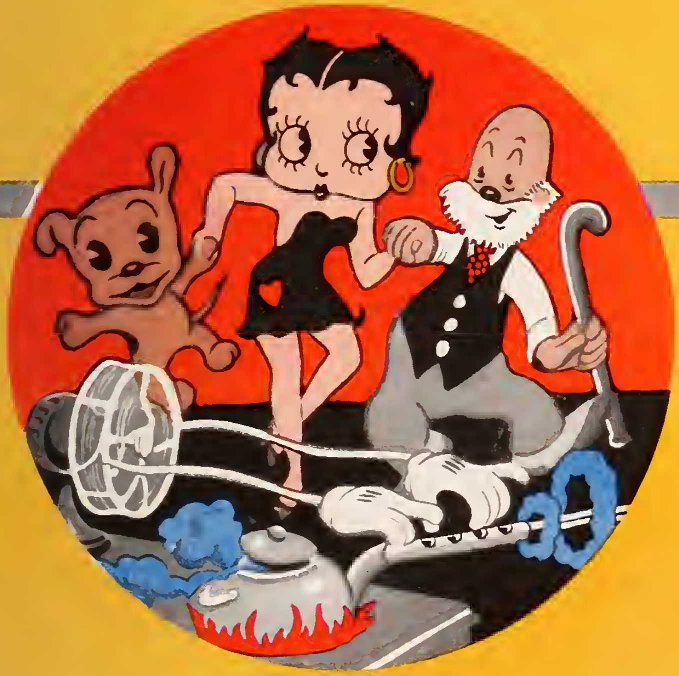
The famous Bouncing Ball Series with even funnier cartoons to start 'em off, and the biggest name bands in the country to play the latest tunes. Last year we used such name bands as Abe Lyman, Jack Denny Richard Himber, Hal Kemp and Vincent Lopez. We're signing up a similar list of big time draw names for the '36-'37 season.



Acknowledged by the industry,
proved from coast to coast

100%

BOX-OFFICE
tested



Always come through
a winner in every test

100%

BOX-OFFICE
tested

Rates the tops in every
box-office check-up

100%

BOX-OFFICE
tested

Paramount's

13 GRANTLAND RICE SPORTLIGHTS

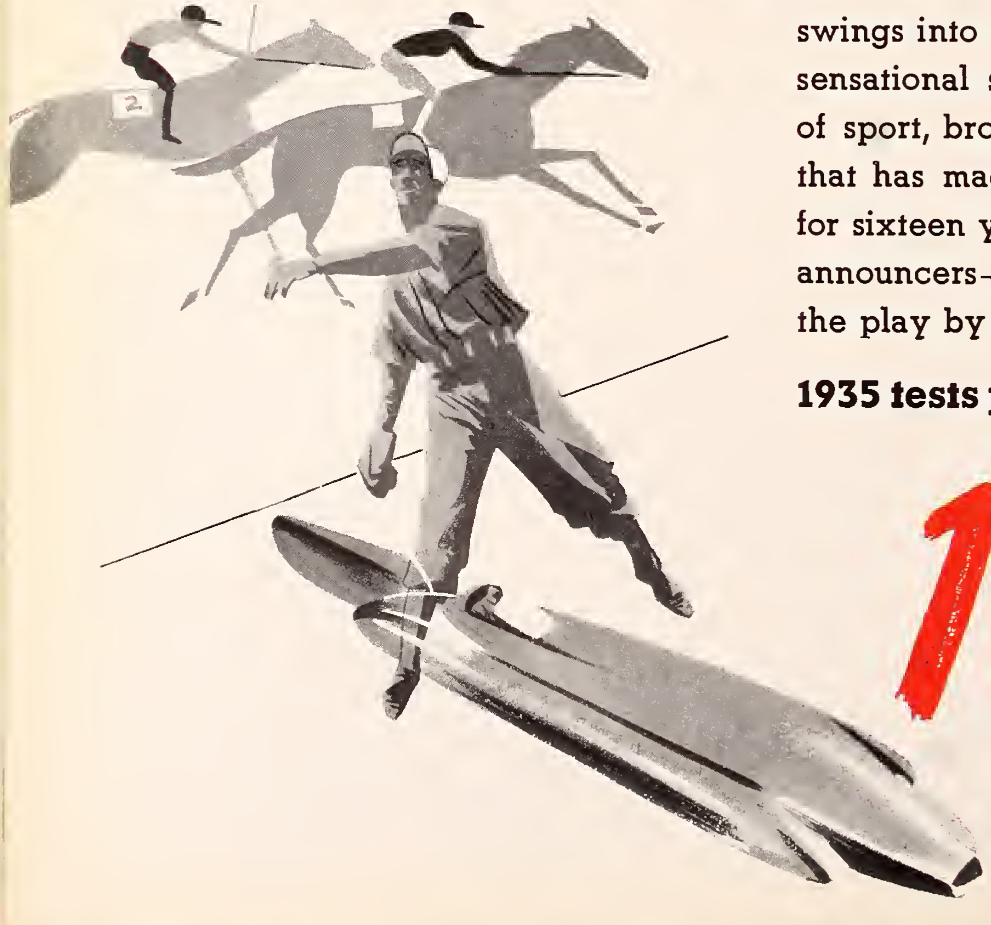
TED HUSING, star All-American sports announcer, gets together with Grantland Rice, ace sports commentator to prepare your Grantland Rice Sportlights for 1936-1937.

Grantland Rice, top sports writer and commentator, swings into action for the new season, with another sensational set of thrilling adventures in the world of sport, brought to you with all the zip and dash that has made this series a standby in the industry for sixteen years . . . and with that ace of radio sports announcers—TED HUSING—at the mike, giving you the play by play payoff.

1935 tests prove "SPORTLIGHTS" as always

100%

BOX-OFFICE



PARAMOUNT HEADLINERS

The "headliners" of radio, stage and screen . . . the best known singers, the finest dance orchestras . . . singing, playing unique arrangements of the newest hit tunes . . . You know the kind of talent used this past year—Yascha Bunchuk's orchestra, Andre Kostelanetz's orchestra and choir, Duke Ellington's band, Red Nichol's tunesters, Ina Ray Hutton and Her Band, Richard Himber's orchestra, Hal Kemp and Ben Bernie. You'll get the same high quality entertainment this coming season.

Radio polls add to the regular Paramount test to prove "Headliners"

100%
BOX-OFFICE
—tested

PARAMOUNT PICTORIALS

Personalities, oddities, adventures, scenic marvels from all over the world in a series that is the motion picture's nearest approach to the great field of a great daily's weekly magazine section. This series will contain many subjects in Technicolor. Robert C. Bruce, ace Technicolor cameraman, lauded by the entire trade for his work on "The Trail of the Lonesome Pine" will "get" the color pictures for you.

Proven in successive tests by Paramount

100%
BOX-OFFICE
—tested

PARAMOUNT PARAGRAPHICS

Introducing the newest ideas in picture entertainment, but carefully tested to meet the demands charted by the reports from the field. Everything from cock-eyed comedies to serious human interest stories. The most exciting ideas in the whole world of pictures. Our entire organization competed in a title-finding contest. Paramount Paragraphics is the name that got the most votes. It speaks for itself.

Careful tailoring to meet known demands make these

100%
BOX-OFFICE
—tested

6 MUSICAL ROMANCES in Three-Color Technicolor

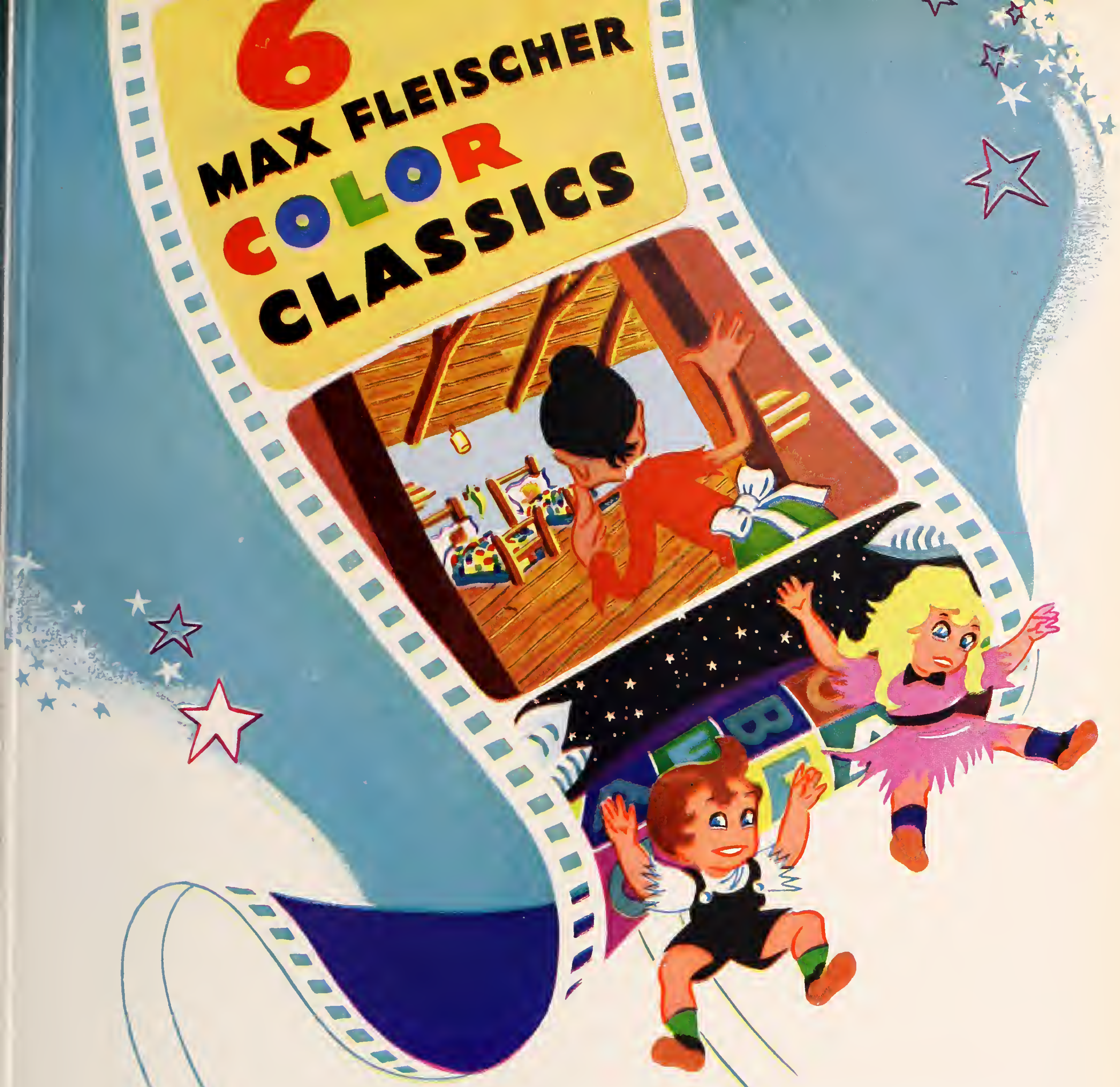
The World's Greatest Music Lives Again Upon the Screen

The glorious romance of such music as Schubert's "Serenade" . . . dramatized, and made to live in vivid emotional scenes. A beautiful series of perfect musico-dramatic gems, each made more real by talented acting, and photographed in Technicolor by Robert C. Bruce, color camera expert of "The Trail of the Lonesome Pine," who gives this newest film medium the touch of his genius. Glorious symphonies . . . sweeping through the ecstatic rhythms of the master composers . . . played by the kind of orchestras that place symphony concerts among the most popular forms of entertainment. Something completely new in shorts, yet the answer to a countrywide demand.

Built to order according to your demands for a "quality" short, we believe this series will be beyond question . . .

100% BOX-OFFICE

6 MAX FLEISCHER COLOR CLASSICS



So real they seem to walk out of the screen, these three-dimensional color classics — **THE ONLY ONES OF THEIR KIND IN THE INDUSTRY** — will be even more exciting this year than in the past. The Fleischer Studios have created and developed new trick effects both in color and dimensional treatment, and exclusively own the patent rights to the three-dimensional process and equipment. You cannot get these effects in shorts released by any other company.

Tailored to known box-office demands, guaranteed . . . . 100% **BOX-OFFICE** —tested

13 POPULAR SCIENCE SHORT FEATURES in Color!

The resources of Paramount merge with the great scientific resources of **POPULAR SCIENCE MAGAZINE** to continue the sensationally successful series of one-reelers on the newest inventions of the mind of man. A short subject built to appeal to men, women, and children . . . science in its direct, personal day-to-day meaning in the lives of all of us. **POPULAR SCIENCE MONTHLY** will advertise and publicize these short subjects through the medium of its pages to more than 2,000,000 readers.

On their first year as a short subject series, these went over with a terrific bang . . .

100% BOX-OFFICE *tested*

the ace color cartoon of 1936-1937

18 minutes of 3-dimensional laughs ... three times the footage of the average one-reel cartoon!

MAX FLEISCHER'S

"Sindbad the Sailor"

starring **POPEYE**

with

Olive Oyl, Wimpy and a great supporting cast. What happens when the spinach-eating seaman—Popeye—gets wrecked on Sindbad's famous tropical island. A short that's going to hit up in the feature picture class in plenty of smart houses.

Two years in the making, and employing all the latest technical developments with sure-fire Popeye starring, prove this absolutely

100%

Paramount Pictures

BOX-OFFICE

NEWS SCOOPS MEAN BOX-OFFICE!

The test of a news service is the number of times it gets there first.

O. K., LOOK AT THE PARAMOUNT NEWS RECORD!

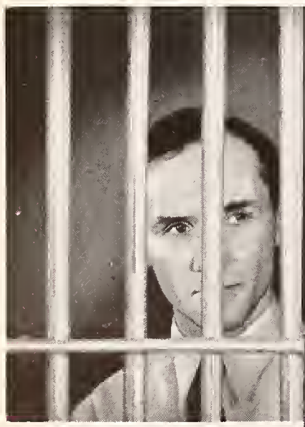
Mussolini's Troops Invade Ethiopia

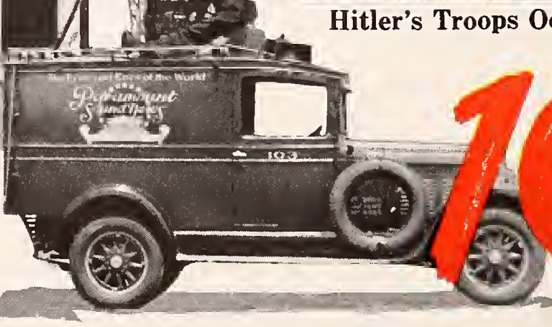
Will Rogers and Wiley Post Crash

EQUITABLE
GAS COMP
GAS AND ELECTRIC S
WAIT
ON
SIDEWALK
FOR
GREEN
LIGHT
March Floods Swamp East

First Motion Pictures of X-Rays

Hitler's Troops Occupy Rhineland


Hauptman's Last Sound Interview


Paramount Sound News
103

From Selassie's sunbaked mountains to the Antarctic waters, wherever there's front page news, Paramount's ace news cameramen are on the job . . . for their motto is *WE GET THERE FIRST.* And week in, week out, they prove it, as these typical Paramount News "scoops" show . . . which means the 104 Issues scheduled for next season will have passed this acid test. They will be as in the past. . .

100%

BOX-OFFICE —tested

Spring Boom On; Building Takes Spurt

Planned and current construction of new theatres and extensive remodeling of others is going forward at a rapid pace in almost all sections of the country, indicative of improved business generally, and especially in the film field. It is significant, for example, that in the Kansas City area this spring building and remodeling is running well ahead of the same period last year.

Following is a summarization of recent developments in theatre activity, divided by sections of the country.

Kansas City Area Active

Kansas City, May 3.—Fox Midwest will spend $30,000 in remodeling the Lincoln here. Moran and Isely have opened the Columbia in Coffeyville, Kan., after remodeling. Lee Sproule plans a new house at Hutchinson, Kan., to seat 700. Chakeres Theatres will spend approximately $15,000 improving the Murphy at Wilmington, O. New seats are being installed in the Apollo at Oberlin, O., by Jerry Steel.

The Downtown Lyric in St. Louis has been reopened after extensive remodeling, including new equipment. The Oakland at Oakland Heights, O., has been reopened by Harry A. Galanes following complete renovation. A new theatre and office building will be constructed at Mattoon, Ill., for E. F. Clarke. A new house, the Mars, seating 600, has been opened by A. R. Workman and Clarence Hartford at Marsailles, Ill. The opening of the Plaza at Neosho, Mo., by Charles Tuggle has given the town three theatres.

Harry E. Miller shortly will start work on a new theatre and office building in Festus, Mo. The house will seat 500, and the building will cost about $40,000. Contracts have been awarded for the two new theatres of the St. Louis Amusement Co. One will be in St. Louis and the other in Clayton, Mo. Total cost will be about $200,000. The house which the Leko Realty Co. is erecting in St. Louis will have 125 seats equipped with hearing aids for the deaf. The house is expected to be ready by the end of the summer. Paul Gusdanovic, James E. Scoville and Howard Reif, Cleveland circuit operators, have bought property in Parma, O., on which they will erect a theatre.

T. R. Allen has reopened the Buffalo, Buffalo, Mo. St. Charles, Mo. Dickson & Klingenschmidt have taken over the Ritz at St. Charles, Mo. D. E. Wilson has taken the Ashcraft of Ashland, Ill.

Much Southern Activity

New Orleans, May 3.—The Tivoli here has been completely remodeled as has the St. Maurice. The name of the latter house has been changed to the Town. The Folly of the United circuit is undergoing complete renovation. Otto Hauberg has resumed exhibition with a house in Pineville, La. The Joy-Houk Co. has added the Avalon in Hammond, La., to its circuit. The Vaudette at Brewton, Ala., and the Atmore at Atmore, Ala., have been taken over by the R. E. Martin circuit.

Piatt and Meade have opened their new house, seating 250, at Sulphur Springs, Ark., the town's only theatre. Little River Theatre Corp. and Beach Theatres, Inc., have been chartered in Florida to operate theatres. The Avalon, new $32,000 house at Pass Christian, Miss., has opened. It replaces the Kozy, which burned some time ago.

Malco Theatres plans to remodel the Joy at Fort Smith, Ark., and the Rialto at Camden, Ark. The company also will install air conditioning equipment in the Paramount, Hot Springs, and the Strand in Memphis. W. Schuler Snidow, owner of the Palace in Christiansburg, Va., shortly will open his new 750-seat house there. Construction is under way on a new $30,000 theatre in Pasadena, Texas, for D. P. Rathbone. It will seat 720.

Construction of a new 1,000-seat house for the Martin circuit has started in Talladega, Ala. D. L. Cowart has bought the Tavern in Georgiana, Ala., from Mrs. A. B. McGowin, and is remodeling the house. George Owen, operator of the Royal in Opp, Ala., shortly will start erection of a new 600-seat house there.

Plan $150,000 House

The W. B. English Lumber Co., Altavista, Va., will build a new $25,000 house there. M. F. Constantineau has taken over the Lyric in Sylva, N. C., and plans to remodel the house. Hall Industries of Beeville will erect a new theatre in Sinton, Tex., seating 600. The Center, new 1,200-seat house, has been opened in Hartsville, S. C., by H. R. Berry.

Radio Theatres, Inc., headed by Ben and Morris Flaks, has begun construction on a new 1,800-seat, $150,000 theatre for colored patronage in Baltimore. The company operates three other houses in the city. L. C. and John Baxley of San Antonio have taken over the Community Theatre in Comfort, Texas, and will convert it into a film house, to be called the Ritz. Martin Theatres, Inc., will build a new theatre at Panama City, Fla. Approximately $100,000 will be spent on a new community film house, seating 650, in Charlotte, N. C. A 1,150-seat house, to cost $50,000, is planned in Shelby, N. C., by R. H. Rogers. The Pitts Amusement Co. plan a new house in Fredericksburg, Va., at a cost of approximately $140,000, another in Richmond, an $8,000 addition to their house in West Point, Va., and have purchased the Murphy in Front Royal, Va., for $30,000.

Remodeling in New England

Boston, May 3.—One new theatre, now under construction, and several instances of remodeling are going forward in New England. In New Haven a 1,000-seat neighborhood theatre is being built by the Westville Realty Corp., headed by Maurice H. and Meyer E. Bailey, which operates the Whalley there. The house will cost an estimated $75,000.

The Rialto, operated by Dave Magliora in Windsor Locks, Conn., is to be extensively remodeled. The capacity will be increased from 590 to 690 seats. J. D. Santamore, independent circuit operator, has reopened the Community in South Hero, Vt., and the Mansfield in Underhill. The Auditorium in Stowe has reopened, as has the Fairlee in Fairlee, Vt. C. F. Millett is completely remodeling the State, 900-seat house in Bridgton, Me. Louis Gordon, independent circuit operator, has bought Arthur Lockwood's interest in the State and Opera House in Waterville, Me.

Strauss All Wrong

Vienna, May 3. — That "Blue Danube" business is all wrong, according to Trem Carr. After hearing the Strauss waltz for years he's here now and finds it yellow, and thinks all the studio technical departments should know about it in case they should ever want to use the river in a Technicolor feature.

Carr has gone to St. Moritz for the spring sports—whatever they are. Then he will rest at Milan and on the Riviera. He has already gondoliered on the Venetian canals and has fed the pigeons at St. Mark's. Eleven more suitcase labels and he'll go home.

New Pittsburgh House

Pittsburgh, May 3.—Mark Browar, veteran local exhibitor, has started construction of a 1,000-seat neighborhood house in the wealthy Squirrel Hill section. The house, to be called the Marrowfield, is expected to be ready for occupancy by Sept. 1.

Building in Portland

Portland, May 3.—The new Huff here is under construction by Dream Theatres, Inc. The total cost will be approximately $60,000, and it will seat 606.

Irving Westenkow has taken over the Oasis in Union, Ore., from G. L. Rose, and will remodel the house before reopening it. Harold Zurfluh has sold the Liberty at Kelso, Wash., to Basil Bashor, and plans a new house at Oregon City, Ore.

Active Also in Midwest

Omaha, May 3.—Ralph D. Goldberg will spend $9,000 renovating the Uptown here, which he will rename the Arbor. Henry Hower plans a 784-seat house at Worthington, Minn., to cost about $85,000, to be called the New State. Central States theatre Corp., operating the Ritz in Chariton, Ia., will open a new house, the State, there, with an expenditure of $10,000 planned for remodeling the property. C. E. Carragher, manager of the Park in Clear Lake, Ia., starts construction shortly on a new $20,000 theatre. The Howard, new theatre, has been opened in Jefferson, Ia., by the Pioneer Theatre Co., which will reopen the Perry at Perry, Ia., soon, after a complete remodeling.

Duval Heads N. O. Fund

New Orleans, May 3.—Houston Duval, Columbia branch manager, has been named director of the Will Rogers Memorial Fund Drive here. He has appointed the following committeemen to assist him: William Shiell, Affiliated Producers; L. V. Seicshnaydre, Republic; Clarence Eiseman, First Division E. V. Landsiche, Twentieth Century-Fox; Ben Dudenheifer, Atlantic Films; Abraham Harrison, Harcol; C. J. Briant, M-G-M; H. F. Wilkes, Paramount; Guy C. Brown, RKO; G. R. Frank, U. A.; M. H. Jacobs, United Theatres; Paul Tessier, Universal; L. S. Conner, Warners.

Federal Aid Assured for Mexico Films

By JAMES LOCKHART

Mexico City, April 28.—The young film production industry of Mexico definitely will have the moral and financial assistance of the Government. The aid was assured by President Lazaro Cardenas during a recent visit to the newest and largest studio in the country, Cinematografica Latino Americana, S. A. (CLASA), located at Tlalpan, near here. CLASA has completed its first film, "Vamonos Con Pancho Villa" ("Let's Go With Villa"), and has started its second, "Su Gran Aventura" ("His Great Adventure").

The President expressed gratification that the country's film industry has advanced to the extent where it can maintain a large and modern studio. He declared that the time is at hand for the Government to do something for the industry. Cardenas said that he considers the production of good Mexican pictures an excellent advertisement for the country. He favors the production of high class scenics and films that depict the folklore of Mexico.

The chief executive has instructed the ministries of the Interior, Foreign Relations and National Economy to draft a program to provide for Government assistance to the industry, but without meddling in it.

* * *

Evasion of the local tax of 13 per cent on each day's admission gross will not be tolerated by the authorities. This was clearly indicated in the arrest of the manager, two assistants and the cashier of a Mexico City neighborhood house on charges of regularly holding out on the municipal tax collectors when they made their rounds each night after the show. The city treasurer claims the evasion has cost the city several thousand dollars.

* * *

The public health bureau of the Government has produced 63 two-reel talking films on general sanitation, personal hygiene and health education, which are being exhibited free in workers' and peasants' recreation centers throughout the country. The new Federal physical education department is producing a six-reeler to demonstrate to the public the benefits to be derived from systematic physical exercise.

Republic to Start Nine

Hollywood, May 3. — Republic will put nine films into production within the next eight weeks. On the 1935-6 schedule are: "Ticket to Paradise," "Sitting on the Moon," "The Gentleman from Louisiana," "Legion of the Lost" and "Michael O'Halloran." On the 1936-37 schedule are: "Follow Your Heart," starring Marion Talley, "Danger Below," "The Country Gentleman" and "Portia on Trial."

"Fury" Is New Title

Hollywood, May 3. — "Fury" is the final title of Norman Krasna's original heretofore known as "Mob Rule."

Second New House Opened in Toronto

Toronto, May 3. — For the second time in as many weeks Toronto has witnessed the opening of a new theatre in which smoking is permitted in the upper section of the auditorium. The latest is the Casino, an independent downtown house. The weekly programs will change each Sunday midnight while week-day performances start at 9:30 A. M., which is the earliest of any daily opening in Toronto. Prices range from 16 cents to 50 cents.

The first theatre in Canada to permit smoking was the Elginton, a suburban house which was opened recently under the direction of Famous Players Canadian.

Griffin Circuit for Sale

Toronto, May 3.—An echo of the pioneer past is heard in the offer to sell three theatres in Ontario of Griffin Theatres, Ltd., by O. M. Griffin. The houses are the Palace at St. Catharines and houses at Woodstock and Chatham. The Woodstock is now operating under a lease to Famous Players Canadian.

This circuit in many cities and towns of Ontario was the original film theatre group in Canada and set the pace in the early days of silent films under the direction of the late Paddy Griffin.

Strong Denver Competition

Denver, May 3. — Stiff summer competition from the Elitch Stock Co. is expected as a result of the cast lined up by Arnold B. Gurtler, manager, who has just returned from New York.

In the unit this season will be Kenneth Mackenna, Irene Purcell, Lynn Kendall, John Seager, Phyllis Welch, Harry Richards, Frank Wilcox, Edith Gresham, Forest Orr, C. Bradford Ashworth and Lucian Self. George Somnes will be the director.

Crew to Des Moines

Des Moines, May 3. — Maurice Crew, formerly manager of the Paramount in Waterloo, has come here to take charge of the Roosevelt, and Bob Leonard, who has been managing the Roosevelt, will be transferred to the Garden. Both are Tri-States theatres.

Henry Workman, who has had charge of the Garden the past year, has returned to Excelsior, Minn., to assist his father in managing a string of theatres.

Devaney Goes to Albany

Cincinnati, May 3. — William Devaney, for several years M-G-M feature booker, has been transferred to the Albany exchange as head booker. He is succeeded by Tom Smiley of the local M-G-M advertising department. Devaney, charter member and treasurer of the Booker's Club here, was presented a watch by that organization, while M-G-M employes gave him a fitted traveling bag.

Charter Trans-Lux Firm

Dover, Del., May 3. — Trans-Lux Washington Theatre Corp. has been incorporated with a capital of $50,000. The incorporators are Allen G. Miller, Robert McLeod Jackson and John V. Woodhull of New York.

Electreporter, Inc., has been formed to deal in sound recording and transcribing machinery by J. M. Frere, J. A. Frere and C. R. Murphy of Wilmington.

All Alone

Worcester, Mass., May 3, —Working alone and unattended, Joe Anstead, manager of the Elm Street here, repaneled and completely redecorated the lobby of his theatre. He did the single-handed job by working each night after the audience had left the last show. History does not record how long it took him, but the job is done.

Phonotone Music Co. has been chartered to deal in music machines, etc., by M. C. Swearer, M. E. Pinder and A. G. Foulk of Wilmington.

John Danz Renovating

Seattle, May 3. — John Danz will close his Rex, first run film and vaudeville house this week for approximately six weeks. The house will be reseated, stage improvements will be made, sound equipment renovated and the entire house redecorated. Reopening for the summer season is scheduled for June, with the film-stage policy continuing. A new name will be selected.

Danz's State, second run picture and burlesque house, is slated for a renovating job following the Rex repairs.

Plan 3rd Canada House

Toronto, May 3. — Toronto is to have still another new suburban theatre of ultra-modern design, the third this year. The newest one is being erected at Bathurst Street and St. Clair Avenue in the North End. Reuben R. Dennis is the builder and Jay I. English the architect. It will seat 800 persons and will cost around $100,000.

Ask Avalon Interest Cut

Milwaukee, May 3. — The Avalon Realty Co., owner of a theatre, store and apartment building on the city's south side, has filed a plan in the U. S. District Court for reduction of the six per cent interest on a first mortgage bond issue of $285,000.

The present bonds mature serially to June 1, 1944. A new issue is proposed to mature in 15 years.

Charter Three Firms

Albany, May 3.—New incorporations here are: Hub Theatre, Bronx, by Arthur C. Joffe, Abraham J. Kaufman and Maurice Nass; Neighborhood Ticket Distributors, Inc., by Harold J. Sherman, Eleanor Brock and I. Jack London; A. T. Amusement Co., Brooklyn, by Jacob B. Steinfeld, Anne N. Weber and Aimee R. Klein.

Form Theatre Firm

Albany, May 3.—The Bronx Montre Theatre Corp.. New York, has been incorporated here by David J. Wolper, J. Richard Chernok, Marie Roubek.

Close St. Louis House

St. Louis, May 3.—The old Grand Opera House here has closed until Sept. 1, when it will resume its policy of vaudeville and films.

Fox Midwest In All Houses at Iola

Kansas City, May 3.—Fox Midwest acquired control of all theatres in Iola, Kan., when it took over the Uptown from E. Van Hyning. The circuit leased Ira E. Kelley's two houses, the Iola and Kelley, several weeks ago.

The deal with Van Hyning included sale of the property on which the Uptown stands. A clause of the contract stipulates that Van Hyning shall not operate in Iola for the next 15 years.

Van Hyning will devote most of his time to his two second run houses, the Ritz at Parsons, and the Best at Independence, Kan.

Fox will soon close the Kelley, according to Harry A. McClure, district manager, and will operate only the Uptown and Iola.

Jasper House Opened

Jasper, Ind., May 3.—The 650-seat Jasper under construction since last October has been opened. The house was started by O. K. Smith of Indianapolis, but was later taken over by Joseph W. Gutzweiler, owner of the Tivoli. The Tivoli is to be remodeled.

Tampa Gets Revivals

Tampa, May 3. — "Old Favorite" nights are proving popular at the Victory. One night each week an old film is put on after the regular show at no extra cost.

Approve Kansas Charters

Kansas City, May 3.—The Kansas charter board has approved applications for charters by the Fox Midwest Agency Corp. for $400, and the Commonwealth Garden City Theatre Corp. for $200. Commonwealth Amusement Corp. recently acquired the theatre in Garden City.

Rename N. O. Theatre

New Orleans, May 3. — The name of the St. Maurice has been changed to the Town. It is a landmark in the lower section of the city. Air conditioning is being installed along with other improvements.

Buy Elizabeth House

Boston, May 3.—Standard Amusement Enterprises, local circuit, has bought the Capitol, Elizabeth, N. J., from the National State Bank of Elizabeth. All cash was paid over mortgages totaling $165,000.

Loew's Shifts Whittman

Pittsburgh, May 3. — Wade Whittman has been transferred here from Cleveland by Loew's to be assistant to Mike Cullen, managing director of the Penn. Warners have named Jules Green assistant manager at the Schenley.

Charter Stone Theatre

Bassett, Va., May 3. — Stone Theatre, Inc., has just been chartered with J. B. Webster as president; J. C. Hester, vice-president, and Edith C. Hester, secretary-treasurer.

Brothers Takes House

Los Angeles, May 3. — Earl Brothers has taken over operation of the Boulder, Boulder Dam, from Milton Arthur. Brothers and Arthur formerly operated the theatre jointly.

Milwaukee County Boost Is General

Milwaukee, May 3. — The Sunday admission hike which became effective April 12 in Milwaukee county theatres, has been extended to week days as well. As a result of the new schedule, agreed to by circuits and independents, all 10-cent bargain nights are eliminated.

The new price setup leaves Milwaukee with only about 15 15-cent houses, these being the very last run theatres. As under the Sunday agreement, early admissions on Sundays and holidays are abolished and 6:00 P. M. is the deadline for admission price changes during the week day.

Except for the elimination of early admissions on Sunday, downtown first run prices are unaffected by the hike, early admissions remaining at 25 cents and top admissions at 40 cents. The increase represents a general boost of five cents.

Salem Managers Shift

Salem, Mass., May 3. — Alfred Swett, former assistant to James Field at the Paramount, has been made manager at the Empire by Phil Bloomberg, general manager for Salem Realty Co. Timothy Cawl, former assistant at the Empire, comes to the Paramount as Field's assistant.

FWC to Reopen There

Los Angeles, May 3. — F. W. C. will reopen three houses soon that have been closed for some time. They are the Fox Court, San Bernardino; the Airdrome, El Centro, and the Rose Marie, Ocean Park, all subsequent runs.

To Close for Summer

Pittsburgh, May 3. — The Casino is the first downtown first run to set a summer closing date. The George Jaffe house will close May 8, with renovations planned before fall reopening. The Fulton, closed since the flood, is also expected to remain closed through the summer.

May Get Frisco House

San Francisco, May 3. — Irving Ackerman, formerly of Ackerman & Harris, is reported to be negotiating to take over the 1,200-seat President, dark for several months. Ackerman is operating the Casino as a low price downtown subsequent run.

Plymouth House Is Sold

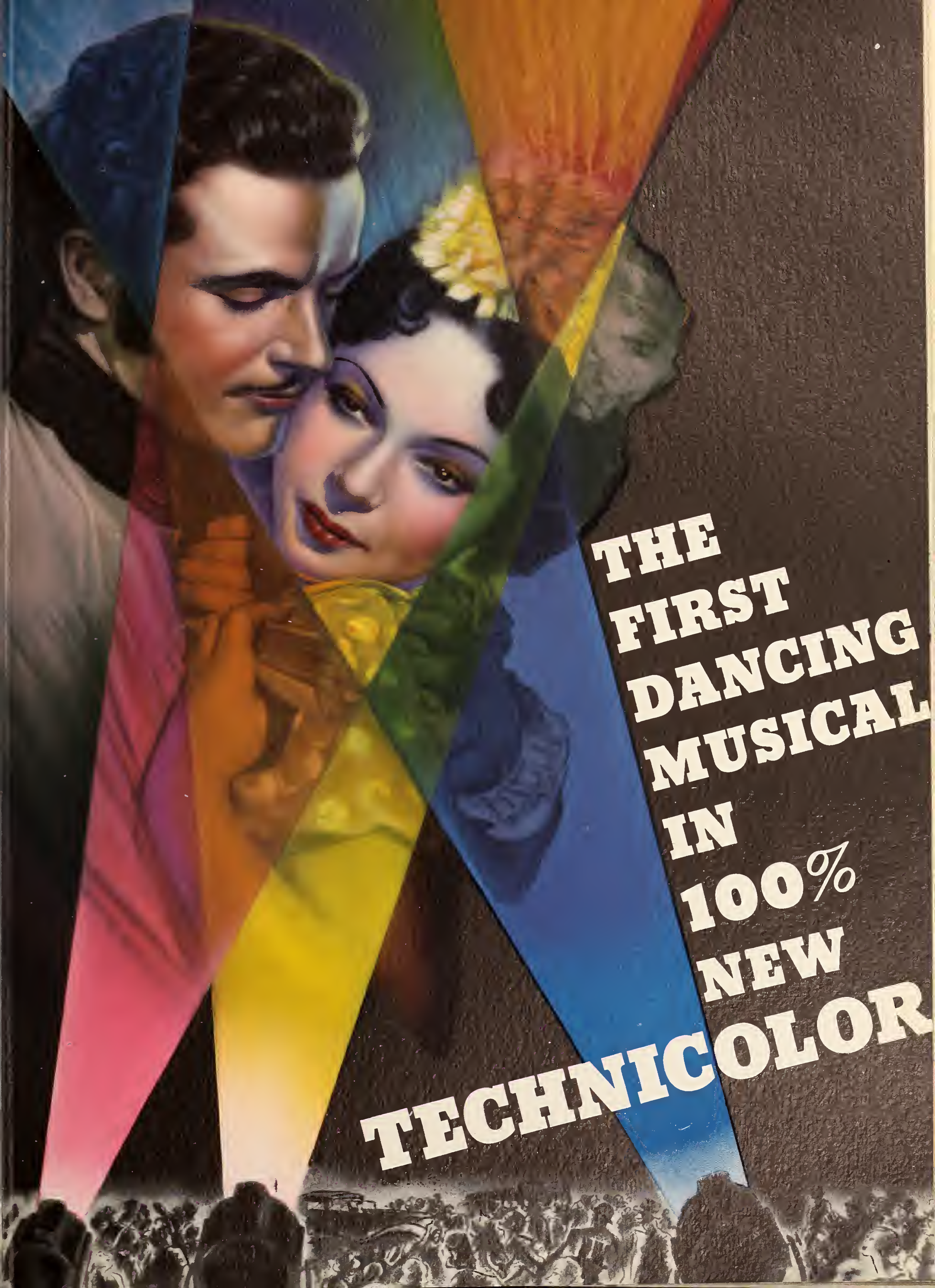
Norwalk, O., May 3. — The Deisler building, housing the Plymouth, at Plymouth, O., has been sold at sheriff's sale here to Edward O. Ramsey, Mansfield. Ramsey has been operating the house week-ends for the past year.

Texas Permit Granted

Austin, Tex.. May 3. — Globe Theatre Prod., Ltd., of Illinois, capitalized at $20,000, has been granted a foreign permit by the Secretary of State here. M. T. Nielsen of Dallas is the Texas agent.

Callahan in New Job

Waxahachie, Tex., May 3. — D. P. Callahan is the new manager of the Ritz and Empire here, succeeding W. Lloyd Pullen. Callahan was formerly with the R. & R. theatre at Palestine.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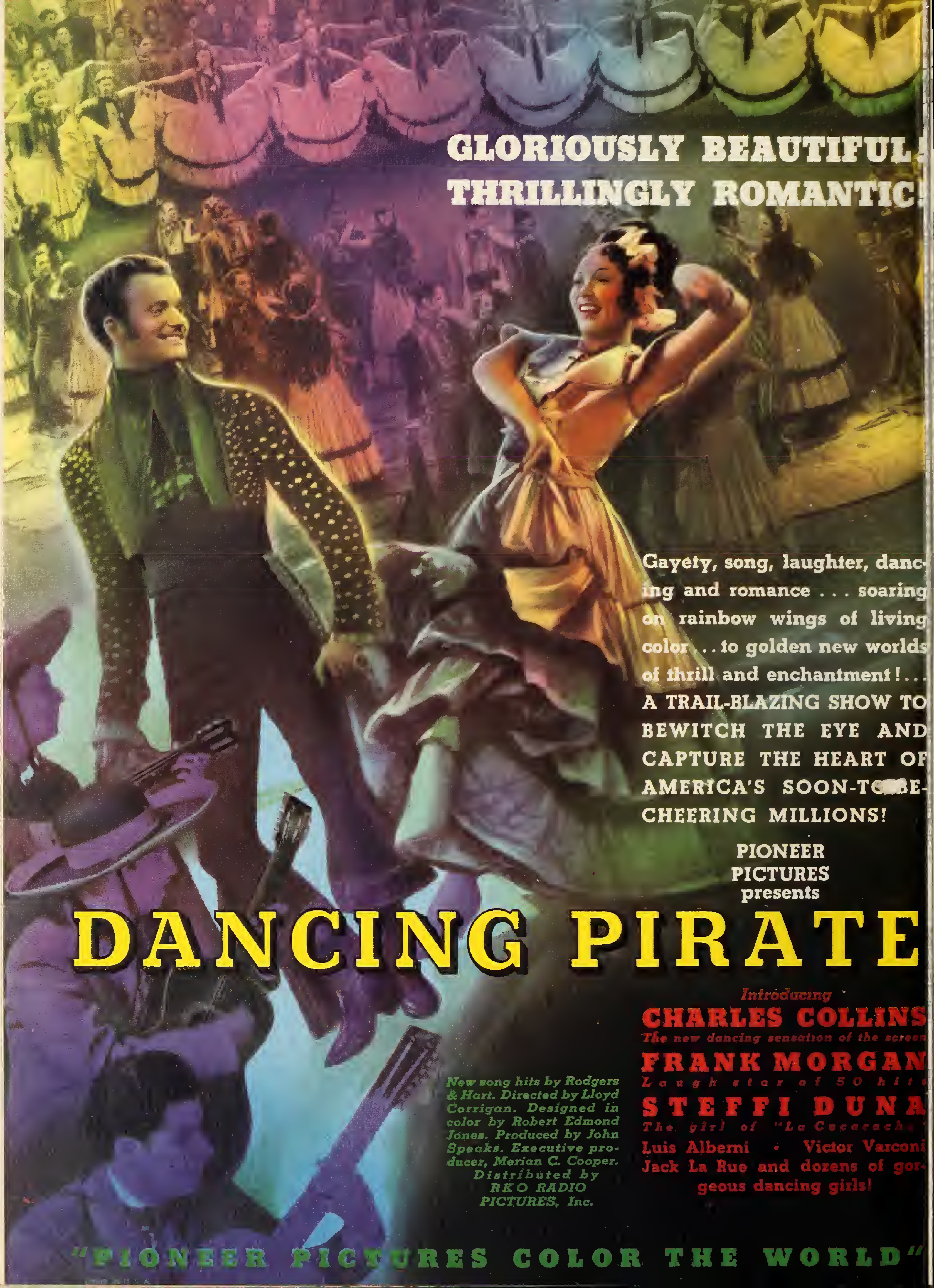

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Introducing
CHARLES COLLINS
The new dancing sensation of the screen
FRANK MORGAN
Laugh star of 50 hits
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The girl of "La Cucaracha"
Luis Alberni • Victor Varconi
Jack La Rue and dozens of gorgeous dancing girls!

New song hits by Rodgers & Hart. Directed by Lloyd Corrigan. Designed in color by Robert Edmond Jones. Produced by John Speaks. Executive producer, Merian C. Cooper. Distributed by RKO RADIO PICTURES, Inc.

"PIONEER PICTURES COLOR THE WORLD"

F. & M. Take Three Houses About May 15

(Continued from page 1)

in the Mound City. Arthur intends to travel between St. Louis and New York every other week.

Under the new setup, it now appears, the Fox will be the ace house, dropping its dual feature policy for singles. The Ambassador and Orpheum will continue first runs without the assistance of a second picture. Now closed, the St. Louis will be reopened with stage shows and first runs. The Missouri and New Grand Central will be second runs. The Shubert-Rialto will continue first run until the lease expires in September. The Hi-Point will remain second run.

With the purchase of Warners' 42 per cent stock interest for $195,000, Arthur is expected to be named a director of the St. Louis Amusement Co. and take an active part in the operation of the 20 neighborhood houses. Admissions are expected to be raised and giveaways eliminated entirely. This also applies to first and second runs in the downtown and Grand Ave. sections.

Charles Kurtzman, manager of the Ambassador, will be retained in that post, and Harry Greenman, manager of the Fox, will continue without change. Byron (Dinty) Moore, city manager for the Warners' three houses, and Robert Hicks, pilot of the Shubert-Rialto, will be asked to stay under the new setup. Leto Hill, supervisor of the St. Louis Amusement Co., is expected to be transferred by Warners to another territory.

With the 10-year RKO and Warner franchises and assurances of getting Paramount product from year to year, F. & M. will have access to all major and independent output with the exception of M-G-M and United Artists, which are tied up by Loew's. With the [illegible]angement of runs and relighting of the New Grand Central and St. Louis, the F. & M. move will mark the first time in several years that all first and second runs on Grand Ave. and in the downtown business section will be operating full blast.

Set Library Program

The Museum of Modern Art Film Library will hold its fifth program of films in the series on "A Short Survey of the Film in America," on Tuesday and Wednesday evening in the Dalton School. The program will be under the general title, "The Talkies," and will close the Library's first series. The next group will open next October.

Lee Is Due Tomorrow

Rowland V. Lee, director of "One Rainy Afternoon," first Pickford-Lasky film, will arrive here tomorrow for a two-week stay, during which he will attend the opening of the film at the Rivoli May 13.

Start Mount Pleasant

Mount Pleasant, Tex., May 3.—Mount Pleasant Theatres, Inc., capitalized at $10,000, has been chartered by J. H. Lutzer, L. D. Lutzer and W. R. Gerhard.

Out Hollywood Way

Hollywood, May 3. — W. C. Fields, finished in "Poppy" at Paramount, off to Soboda Hot Springs via trailer. . . . Alan Marshal here to start in David O. Selznick's "Garden of Allah." . . . Charles Collins resting at Laguna until preview of "Dancing Pirate."

Jean Bosquet, unit man for Samuel Goldwyn, back from month on Idaho location of "Come and Get It." . . . Hal Roach signs Rosina Lawrence to term pact. . . . Working in "The Long Trek" . . . Marie Prevost gets new term contract at Warners. . . . Paramount officials make eight-year-old Virginia Weidler a star after seeing "The Girl of the Ozarks" rushes.

Henry Mollison resting at Catalina after finishing in Columbia's "Trapped by Television" . . . Marian Marsh at Victorville for rest . . . Just finished in "Counterfeit" . . . Cecil B. DeMille to start "This Breed of Men," June 6.

Mayor LaGuardia turned down invitations from all studios while he was in San Francisco. . . . Kay Francis going to Orient after one more picture. . . . Paramount gives Sonja Henie, Norwegian skater, a screen test. . . . John Qualen, father of the quintuplets in "The Country Doctor," gets long-termer from Twentieth Century-Fox.

Boris Morros entertained Leopold Stowkowski and his orchestra at Paramount. . . . Mrs. Cecil B. DeMille back from the east where she was called by illness of her brother. the late John Adams. . . . Mervyn Houser. Columbia publicity man, a father of a seven-pound boy.

E. E. Brown, formerly with De Soto Motors, signed as general manager of Associated Cinema Studios. . . . Joseph Schildkraut dashes in from Yuma location of "The Garden of Allah" for Hollywood week-ends. . . . Vincent Mahoney, *Examiner* reporter, joins Harry Brand's publicity staff at Twentieth Century-Fox.

F. E. Pelton, M-G-M studio manager, back from New York. . . . Tay Garnett sends 20,000 feet of background film from Saigon, Singapore, Malacca Straits and Siam. . . . Universal changes Louis Friedlander's name. He is now Louis Landers.

Winifred Shaw leaves for six-week personal appearance tour. . . . James Melton due at Warners May 12 to start "Let's Pretend." . . . Irvin S. Cobb resting at Palm Springs. . . . Jane Withers to be starred by Twentieth Century-Fox in "Public Nuisance No. 1."

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Casting—Warners place Patricia Ellis in "Blood Lines" lead instead of Margaret Lindsay, previously announced. . . . Pedro de Cordova and Katherine DeMille in "Ramona," Twentieth Century-Fox; Romaine Callender in "Trouble Makers," same studio. . . . Eric Blore in "Marry the Girl." Radio. . . . Eric Wilton, David Worth and Edward Waller join "Fer de Lance" cast, Columbia.

Drew Demarest. Paul Reagan, Don Barclay and Jack MacLellan added to "We Went to College," M-G-M. . . . J. Edward Bromberg, Shirley Deane and John Qualen in "Girl's Dormitory," Twentieth Century-Fox. . . . Muriel Robert in "Public Nuisance No. 1," same studio. . . . Adrian Rosely in "The Garden of Allah," Selznick International.

Robert Barrat and Frank McGlynn, Sr., in "The Last of the Mohicans," Reliance. . . . Hal Roach borrows Betty Furness from M-G-M for "Mr. Cinderella" lead opposite Jack Haley. . . . Paul McVeigh in "Mercy Killer," Twentieth Century-Fox. . . . Nick Lukats, Jane Rhodes, Robert Cummings and Johnny Downs in Paramount's "Rose Bowl." . . . Dixie Dunbar added to "Girls' Dormitory," Twentieth Century-Fox.

Juan Toreno in "Fer De Lance," Columbia. . . . Jean Howard, John Dilson and Stanley Mack in "San Francisco Nights," same studio. . . . Jim Thorpe in "On Secret Service," Warners. . . . Allen Jenkins, Hobart Cavanaugh and Ruth Donnelly in "Cain and Mabel," same studio.

James Blaine, Herbert Ashley, Slim Thompson, Robert Humans, Jim Toney, Lee Phelps, Lloyd A. Saunders, Homer Sarra, Roy Burgess, Hank Bell, Howard Jocelyn, Joe Dominguez, Jack T. Montgomery, Frank Cordell, Joe Rickson, Frank Ellis, Bill Gillis, Neil Hart, Cecil Kellogg and Joe Herrick in Paramount's "Rhythm on the Range." . . . John Barrymore in "Camille," M-G-M.

Harry Holman, Morgan Wallace, Tom Herbert and Snowflake in "The Gorgeous Hussy," M-G-M. . . . June Storey in "Girls' Dormitory," Twentieth Century-Fox. . . . William Benedict, James Bush and Arthur Hoyt added to "M'liss," Radio. . . Joan Davis in "Bunker Bean," same studio.

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Writers—David M. Lamson, William Robeson and Paul Perez working on script of "We Who Are About to Die," Radio. . . . Robert Tasker and John Bright doing screenplay for "Turning Point," Paramount. . . . Samuel Hoffenstein adapting "Espionage," M-G-M.

Directors—Reeves Eason will direct John Wayne western for Republic, "Winds of the Wasteland." Archie Mayo assigned to "Sweet Aloes," Warners.

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Assignments at Paramount: Stuart Anthony and Robert Yost on script of "Stairs of Sand." . . . Virginia Van Upp and Dore Schary on "The Count of Arizona." . . . Frederick Hazlett Brennan on "The Count of Luxembourg." . . . Clarence Marks and Preston Sturgis on "Hotel Haywire." . . . Garnett Weston and Chester Franklin doing "Wilderness" continuity. . . . Helen Hernandez, secretary in the writing department, promoted to the scenario department and assigned to continuity on "Three Married Men," with Owen Davis.

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Story Buys—"Death on the 806" by Philip Wylie and "Five Little Heiresses" by Alice Duer Miller bought by Columbia.

U. S. Pictures Dominate the Paris Houses

By PIERRE AUTRE

Paris, April 25.—American films are dominating the first run theatres of Paris. Of the 35 theatres in the city currently playing foreign product in original versions, 22 of which are first runs, American pictures are shown exclusively in 13.

Among the American films enjoying successful runs here are "I Dream Too Much," "I Found Stella Parish," "The Payoff," "Thanks a Million," "Prisoner of Shark Island," "Little Lord Fauntleroy," all in their third week; "Strike Me Pink," "If You Could Only Cook," "Rose of the Rancho," "Millions in the Air," in their second week; "Rendezvous," "Rose Marie," "Alice Adams," in the first week. "Modern Times" is playing its seventh week.

"The Ghost Goes West" is in its 12th week on the Champs Elysees. "Whom the Gods Love" and "Rhodes" are among the other more important English films showing here.

Pathe's Marignan is the only theatre on the Champs Elysees showing French pictures, and only five other houses on the boulevards are showing French films.

In the provinces, however, French films are ahead, as well as in the neighborhood districts of Paris. American films are shown in dubbed versions, and generally used as support for double bill programs. The bigger American films are shown as the main feature on the dual bills.

* * *

The opening of a new newsreel theatre on the Champs Elysees here has increased to 15 the number of such houses in the city. In general the theatres are connected with the daily newspapers. Four of them, part of the Reginald Ford Newsreel Theatres circuit, are connected with *Le Journal.* Another Ford house is working through *L'Intransigeant.* Three are connected with *Paris Soir.* Several of the houses are independently owned and operated.

* * *

Television experiments have been conducted in several theatres here during the past few weeks, but without conspicuous success. For the most part the pictures were transmitted from a room in the theatre, and shown on very small screens.

Patrons have been disappointed with the results, as they expected large and clear pictures. The experiments seem to be attracting very few patrons.

Winston in New Post

Stamford, Conn., May 3. — Hal Winston, formerly in exploitation work for U.A., has been made managing director of the Strand and Palace, owned by Mrs. Vuono.

"I Serve" to Start Soon

London, May 3.—Shooting on "I Serve," Erick Pommer's first under the Alexander Korda banner, will start in about two weeks at the Denham studios of London Films. The story deals with events in the life of Queen Elizabeth.

Variety Club

Cincinnati

CINCINNATI, May 3. — All plans have been practically completed for the third annual supper dance to be held in the Pavilon Caprice of the Netherland Plaza. Chief barker HARRY J. WESSEL has appointed the following committeemen: COL. ARTHUR M. FRUDENFELD, floor show; HARRY SHEERON, tickets; HARRY BUGIE, reservations, and NOAH SCHECTER, publicity. As in the past, all proceeds will be turned over to the Children's Christmas Fund of Tent No. 3.

HARRY NOLAN is the owner of a new home which he took over a few days ago.

LEE L. GOLDBERG, president Big Feature Rights Pictures, is in New York.

Des Moines

DES MOINES, May 3. — STANLEY J. MAYER, Twentieth Century-Fox manager, has been elected president of the local tent. Other officers are: first vice-president, E. J. TILTON; second vice-president, G. R. BRANTON; secretary, LEW PATZ; treasurer, HAROLD COHEN; directors, LEW LEZY and L. MCKECHNEY.

Washington

WASHINGTON, May 3.—A. JULIAN BRYLAWSKI's committee on social activities has held another Bingo party. There was a big turnout of members and guests.

Form Colonial Theatre

NORFOLK, May 3.—Colonial Theatre Corp., has been formed here with George N. Badran as president. Other officers are: vice-president, V. H. Nusbaum; secretary, Chester Foster.

Another new incorporation is Stone Theatre, Inc., Bassett, Va., with J. B. Webster as president, J. C. Hester as vice-president, and Edith C. Hester as secretary-treasurer.

Form Rock Hill Firm

COLUMBIA, S. C., May 3. — Rock Hill Theatres, Inc., has been chartered with Ben L. Strozier, J. L. Holler and S. S. Stevenson as directors.

Kenney with Filmack

CHICAGO, May 3. — Andrew J. Kenney has been named advertising manager of Filmack Trailer Co., in charge of sales promotion, publicity and advertising. He formerly handled advertising and publicity for Warner theatres here.

Cockrell to Republic

HOLLYWOOD, May 3. — Francis M. Cockrell, magazine writer, has been signed by Nat Levine to a long term contract with Republic. One of his stories, "Ticket to Paradise," will be produced shortly by Republic.

F. D. Manager Replaced

NEW ORLEANS, May 3. — Fred Goodrow, First Division manager here, has resigned and has been succeeded by Clarence Eiseman, formerly U. A. manager at Atlanta. The change was made over the week-end.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Desert Phantom"

(*Haeckel-Supreme*)

HOLLYWOOD, May 3. — Combining elements of mystery, suspense and romance, this picture emerges as an interesting action melodrama.

Johnny Mack Brown, a traveling ammunition salesman, is seeking the bandit responsible for the death of his sister. During his journey he meets Sheila Mannors, a ranch owner whose property is being attacked by a "phantom" killer. Ted Adams, Brown's bandit enemy, soon shows up, and a series of battles between the two follow.

When it seems most likely that Adams will also turn out to be the phantom, a switch is made in the plot, and the mysterious killer is revealed as Hal Price, who has appeared before this as a respectable town merchant. S. Roy Lubin, who directed, has handled these situations nicely, developing a suspense which does not suffer because of the trick denouement.

Karl Hackett, Charles King and Nelson McDowell give good performances in support. The screen play is by Earle Snell from an original story by E. B. Mann. The production is suitable throughout, and some good camera work has been done by Bert Longenecker. The picture should please followers of outdoor stories.

Production Code Seal, No. 2,046. Running time, 65 minutes. "G."

Overseas Preview

"The Robber Symphony"

(*Concordia*)

LONDON, April 25.—For specialized publics and for "art" theatres this is probably the biggest attraction offered from Europe since the outstanding post-war work from Germany.

Original to the point of freakishness, musically brilliant and pictorially of very great beauty, it is every bit as different as one would expect the first "composed" film to be. Music, story and direction are all by one man, Friedrich Feher, and the unity achieved is more than a skilful blending of sound, picture and dialogue. These three elements are used, in turn and together, to express a single artistic conception with a consistent rhythm.

The shortest description of the film is that it is a fantastic screen interpretation of a musical theme. Presenting a wildly impossible story of the theft and recovery of a fortune-teller's stockingful of money, it employs the methods of opera and of ballet and draws its incident and settings from the most far-fetched imaginings of the fairy-story teller. Its acting, definitely stylized, is on an amazingly high level.

Typical of the atmosphere is the whimsically absurd strategem adopted by a robber band to steal from the vagabond boy-hero the wheeled piano in which the stocking has been hidden. Scores of precisely similar pianos, drawn by identically seeming donkeys, are lined up by the side of the original and later driven after it through snow-drifts and over Alpine mountain tops.

This wild and light-hearted departure from the dullness of real life is the feature of many scenes, notably one in which the gendarmes are distracted in the search for the robbers by pianos which play to the left, right, front and rear in snow-drift, forest and precipice.

This delightful air of fantasy,—sometimes almost of nightmare,—attaches also to the characters, among whom are a clarinet and bassoon player, in Chaplin headgear, who bob in and out of the picture in company with a Main in a Straw Hat, a puppet maker's idea of a villain.

It will certainly delight, and puzzle a bit, the public that goes for Continental films. But don't, without seeing it, write it down as just an "art" film. It may be a real proposition, if it is handled right. See it, anyway, as a fine piece of screen imagination, backed by amazing technique.

Running time, 125 minutes. "G."

ALLAN

(*Additional reviews on page 22*)

Copeland on Vacation

DES MOINES, May 3. — R. M. Copeland, Paramount exchange manager here, is spending his first vacation in 10 years at Excelsior Springs, Mo.

Remodel M. & P. Office

BOSTON, May 3. — The home offices of M. & P. Theatres Corp. at 60 Scollay Square are being remodeled to the tune of some $20,000.

Short Subjects

"Adventures of Popeye"

(*Paramount*)

A novel departure from the regular procedure of cartoon, this strikes a new note for an entertaining short. Standard photography is used at the start and finish to illustrate what spinach will do for the young. A child is shown buying a copy of a Popeye cartoon book and later is roughed up by an older boy. As he sits on the ground crying, Popeye, on the book's cover, comes to life and shows him a few of his exploits in past pictures. A few shots from some old efforts are used to illustrate how spinach has always revived the sailor. The child is shown again eating spinach and encountering his former opponent. Production Code Seal No. 0613. Running time, 10 mins. "G."

"Underground Farmers"

(*Van Beuren-RKO*)

No. 5 in the "Struggle to Live" series, produced ably by H. L. and Stacy R. Woodward, this pictures, under the microscopic lens, the truly amazing activity of an ant colony in the South American jungle, which, seemingly organized with the utmost modern skill, yet behaving solely by instinct, carries on a completely self-contained community. Divided into various types of workers, the colony builds its underground stronghold, held against attack by large ants which are soldiers, and nothing else. The climax is an exciting and almost thrilling sequence, as two ant colonies fight to the death for possession of a new home. Production Code Seal No. 2,142. Running time, 9 mins. "G."

"Victoria and Vancouver"

(*FitzPatrick-M-G-M*)

This is another sterling travel film, done in Technicolor, from the traveling cameras of James FitzPatrick. The western metropolis and its neighboring city covered in the delightful manner as other places have been done in the past. The film is highlighted by a drill by the Royal Mounted Police in their brilliant uniforms. Production Code Seal No. 0817. Running time, 10 mins. "G."

"Hippodrome" Planned

HOLLYWOOD, May 3. — Universal, encouraged by the reception accorded "Show Boat" on the coast, is laying plans for another large-scale musical next season. It will be "Hippodrome" and R. H. Burnside, former manager of the New York Hippodrome, will act as technical director.

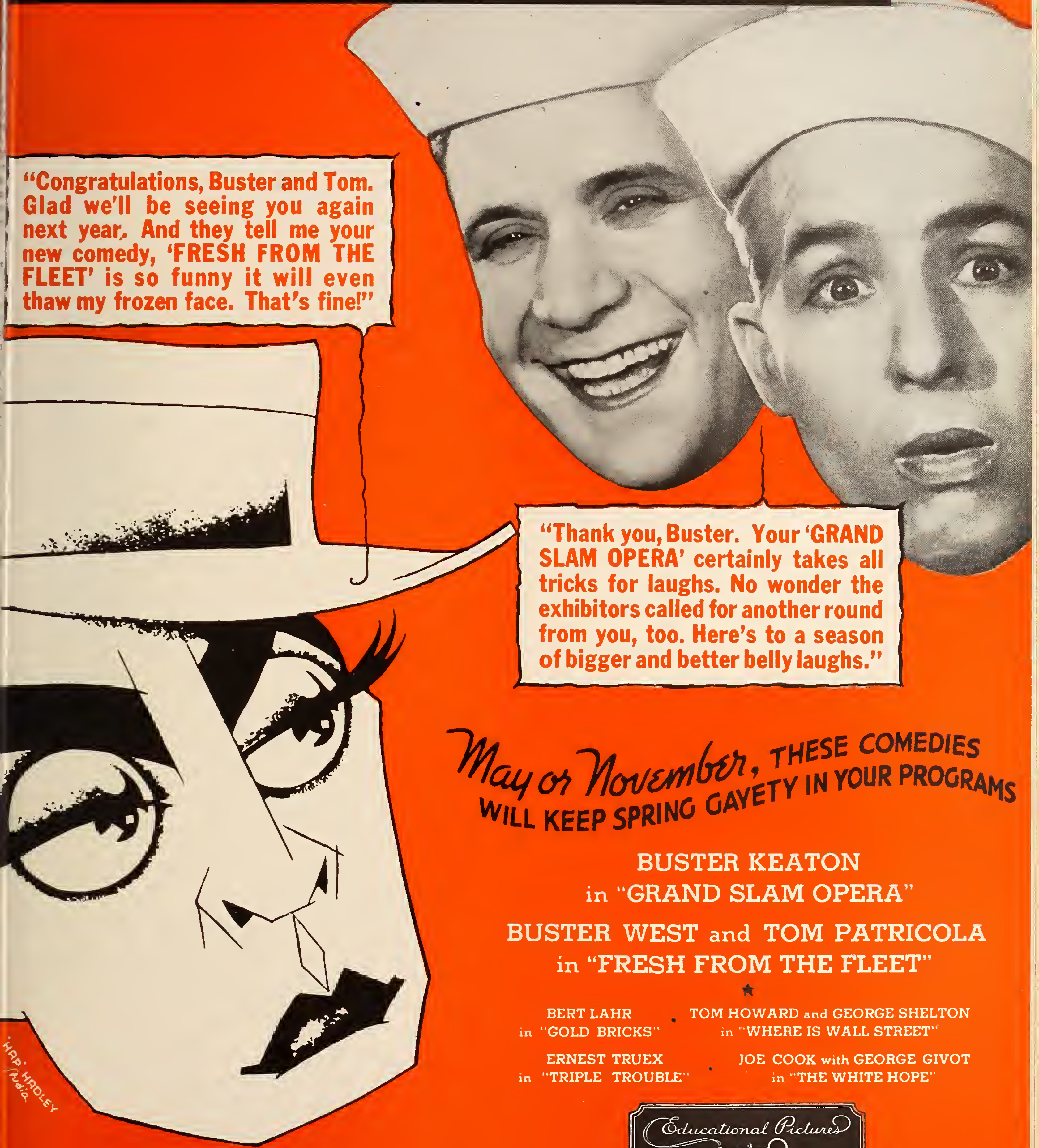
Charter Two Concerns

ALBANY, May 3. — Two new incorporations here are Weber & Gordon, Inc., by Bob Gordon, Will Weber and Nathan H. Reich, and Current Theatre, Inc., by Herbert S. Ortman, Beatrice K. Rose and Elizabeth Leavenworth.

Evans Heads New Unit

Harry H. Evans, at one time managing editor of *Life*, has been made manager of the eastern talent department, a newly formed division of Universal. He has a roving commission to seek talent wherever it is likely to be found.

PENNANT WINNERS IN LAUGHS FOR THIS SEASON—*and Next!*



"Congratulations, Buster and Tom. Glad we'll be seeing you again next year. And they tell me your new comedy, 'FRESH FROM THE FLEET' is so funny it will even thaw my frozen face. That's fine!"

"Thank you, Buster. Your 'GRAND SLAM OPERA' certainly takes all tricks for laughs. No wonder the exhibitors called for another round from you, too. Here's to a season of bigger and better belly laughs."

May or November, THESE COMEDIES WILL KEEP SPRING GAYETY IN YOUR PROGRAMS

BUSTER KEATON
in "GRAND SLAM OPERA"

BUSTER WEST and TOM PATRICOLA
in "FRESH FROM THE FLEET"

★

BERT LAHR
in "GOLD BRICKS"

TOM HOWARD and GEORGE SHELTON
in "WHERE IS WALL STREET"

ERNEST TRUEX
in "TRIPLE TROUBLE"

JOE COOK with GEORGE GIVOT
in "THE WHITE HOPE"

Presented by
E. W. HAMMONS

Educational Pictures
"THE SPICE OF THE PROGRAM"

DISTRIBUTED IN U.S.A. BY 20th CENTURY-FOX FILM CORPORATION

Hollywood Race Club May Be Given Permit

SACRAMENTO, May 3. — Governor Merriam indicated recently that he favored the granting of a permit for a horse racing track to the Hollywood Horse Racing Ass'n., rather than to the Golden State Jockey Club. Film stars and executives are represented in both organizations, Wallace Beery being president of the latter group.

The Governor's reason for favoring the Hollywood H. R. A. was the club's decision to give the major portion of its take to an old age pension fund after paying off the investment and taking six per cent interest.

Rosenzweig Closes For Mineola House

Dave Rosenzweig, independent circuit operator, yesterday closed a deal for the acquisition of the Mineola, Mineola, L. I. Surrogate James A. Delehanty owns the theatre and recently had completed an arrangement with Walter Reade to assume operation.

Matty Chrystamos operated the Mineola until recently when a fire ruined the interior. Alterations started by Reade will be continued by Rosenzweig.

Crescent Starts Soon

HOLLYWOOD, May 3.—Crescent Pictures, which recently signed Tom Keene for a series of eight pictures, will get the first, "The Glory Trail," into production within the next four weeks. John T. Neville is currently completing the script from his own original, and E. B. Derr, president, will supervise production. As yet no deal has been closed for a studio. Lynn Shores will direct.

Le Roy Prinz Re-Signed

HOLLYWOOD, May 3. — Paramount has signed Le Roy Prinz to a new term contract. His first assignment will be the dances in "The Big Broadcast of 1937." Prinz will accompany Lewis Gensler, producer, and the authors and song writers of the script to New York. Mitchell Leisen has been assigned to direct the picture.

Set Legislative Areas

OMAHA, May 3.—Allied of Iowa and Nebraska is setting up legislative districts with local chairman in order to obtain the maximum activity on the recent trade practice and legislative program outlined in conferences here and at Des Moines. District meetings of exhibitors will be held shortly, according to Leo F. Wolcott, president.

Radio Borrows Kibbee

HOLLYWOOD, May 3. — Radio has borrowed Guy Kibbee from Warners and Douglas Dumbrille from Columbia for the cast of "M'liss," next Anne Shirley picture. "Mary the Girl," Barbara Stanwyck's next, is also scheduled to start the same day.

Para. Will Feed More

HOLLYWOOD, May 3. — Paramount will close down the studio commissary on May 15 for one week. During the shutdown the seating capacity will be increased by 300 seats, and the place will be air conditioned throughout.

Looking 'Em Over

"The Criminal Within"

(Invincible-Chesterfield)

A murder story with plenty of clews strewn about and many trails to follow, this melodrama is average entertainment for a double bill. The action and comedy are well mixed and there is enough excitement to satisfy.

John Miljan, a detective of some note, is on his vacation, at the same time doing some literary work. He gets himself involved with neighbors and is invited out. At a party all sorts of hints for possible crimes are evidenced and soon after he leaves Irene Ware three people are killed. The case is taken by the local police and soon solved, to their way of thinking. However, Miljan does further investigating for Miss Ware's satisfaction and uncovers new angles. There is a rather thrilling trap set and foiled and the piece gradually comes to a satisfactory conclusion when the real killer is found, shielded, and brings about her own end.

The performances by Miljan and Miss Ware are convincing. Iris Adrian delivers an excellent job, blending comedy with her interpretation of a golddigging blackmailer. The rest of the cast, including Noel Madison, Oscar Apfel and Barry Norton, deliver the goods.

Frank R. Strayer directed. Morton Lippincott penned the adequate screen play from a story by John W. Kraft.

Reviewed without production code seal. Running time, 65 minutes. "G."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Dracula's Daughter"

(Universal)

HOLLYWOOD, May 3.—A creditable successor to the original, "Dracula's Daughter" makes its debut as an efficient chiller, packing a nightmare twist that is certain to please the horror patrons. Backed with appropriate exploitation, the film should have little trouble packing them in where mystery chillers go.

Situations are built adequately for edge-of-the-seat suspense, with Gloria Holden showing potential promise and beauty in the sinister role of Dracula's blood relation. Like its predecessor, the story deals with a vampire who creates a reign of terror by emerging at night to satisfy a blood-curdling obsession and leaving a trail of dead.

Otto Kruger, as a psychiatrist, with the aid of Edward Van Sloan and Scotland Yard, uncovers Miss Holden as the vampire after a thrilling chase by plane from London to a mythical hamlet in Transylvania.

Dracula's daughter and her assistant, Irving Pichel, are effectively destroyed at the fadeout with a romantic thread linking Kruger and his secretary, Marguerite Churchill, at the finale.

Performances of the principals and the supporting cast are excellent. Lambert Hillyer has done a creditable job of directing, with George Robinson's photography aiding substantially. Garrett Ford did the story and screen play.

Production Code Seal, No. 2,019. Running time, 74 minutes. "G."

Baranco Is Promoted

Moe Baranco, who has been with Skouras for the past four years managing the Rivoli, Hempstead, L.I., and the Embassy, Port Chester, N.Y., in addition to other houses, has been named Jersey City district manager for the circuit, succeeding Al E. Kaye, resigned.

Prior to Baranco's joining Skouras, he was with Warners in Philadelphia.

Goldstein in Own Firm

BOSTON, May 3.—Jack Goldstein, who recently resigned as exploitation manager for United Artists, has opened an independent publicity office here. Goldstein was formerly publicity head for the RKO theatres in this territory, leaving the position to succeed Hal Horne in New York.

Flushing Preview Off

Loew's Prospect in Flushing will not put on a preview show tonight, as scheduled. The theatre last week added a third picture to the regular dual feature show, creating quite a furore with other first runs in the vicinity. RKO was prepared to add vaudeville to its regular twin bill program in the event Loew's did not discontinue the preview policy.

Theatre Is Damaged

CAMBRIDGE, O., May 3.—A 62-foot wooden beam, supporting the fly loft and roof of the Colonial, broke and fell 55 feet shortly after the house closed for the night. It narrowly missed the projection booth, and crashed through the west wall of the theatre.

Short Subjects

"Bridge Ahoy"

(Paramount)

Bluto operates a ferry in this cartoon which features the spinach-eating mariner. His treatment of passengers disturbs Popeye who decides to build a bridge nearby where patrons may pass free. Bluto becomes enraged and starts to wreck the structure and Popeye, after the usual business has transpired, subdues him. A good cartoon offering. Production Code Seal, No. 0812. Running time, 9 mins. "G."

"The Poodle"

(Paramount)

Having to do with the raising, care, training and exhibition of curly-haired dogs, this short is an appealing bit of entertainment. The dogs go through their paces, many fine types are shown and the photography does the rest. An intelligently spoken narrative blends humor with the interpretation of the finer points of the breed. It is tasteful and effective. Production Code Seal, No. 0799. Running time, 10 mins. "G."

"Dream" Spotted in Dozen More Houses

(Continued from page 1)

not included in the original deal, which embraced 13. The other nine are made up of three Century circuit units and six Walter Reade houses.

Two of the three RKO theatres are second run. They are the Yorktown and Costello on upper Broadway. The third is the Strand, Yonkers, a first run, which will play the picture for four days at a date to be set shortly. The Yorktown will run the Max Reinhardt spectacle for a full week, beginning May 15. The Costello will start a three-day run on May 19.

Although the dates have not been decided upon, the Century trio in Long Island to play the picture for two and three days the latter part of the month are the Huntington, Huntington; Strand, Rockville Center; Beacon, Port Washington.

The half dozen Reade houses have not been definitely set, but one of the circuit's theatres in each of the towns listed will show the picture for three and four days the latter part of the month and early in June. The towns are: Asbury Park, Red Bank, Plainfield, Long Branch, Freehold and Perth Amboy in New Jersey. All situations will be first runs.

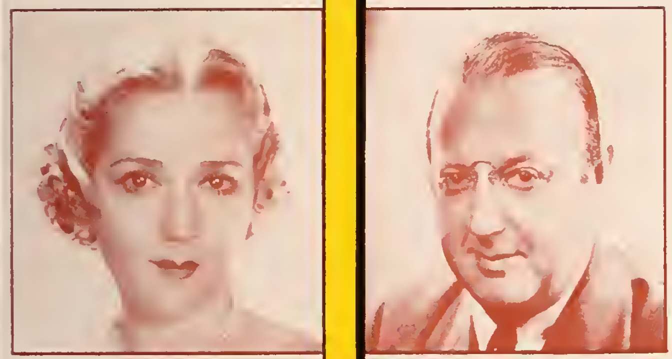
In practically all instances the two-a-day policy at upped prices will be a radical departure from programs which have been in vogue since the theatres opened.

Epstein, Sage to Marry

HOLLYWOOD, May 3.—Frances Sage, actress under contract to Radio, will marry Julian Epstein, Warner writer on Thursday. The couple will have a short honeymoon at Yosemite and return to their jobs the following Monday morning.

20th-Fox Buys Three

HOLLYWOOD, May 3. — Twentieth Century-Fox has acquired three stories. They are, "Death in Paradise Canyon" by Philip Wylie, "Reunion" by Bruce Gould, and "The Ship Master" by Boris Ingster. The Wylie story will be published as a magazine serial this fall. The other two are screen originals.



Two of the industry's greatest names present the first offering of their new enterprise. Two names that have spelled "Box-office" to thousands of exhibitors for years . . . Two names that *know* box-office and *how* to produce pictures that click financially.

Mary Pickford and Jesse Lasky present the first of their

PICKFORD-LASKY PRODUCTIONS . . .

. . . AND HERE'S V
SAID ABOUT THEIR

"'One Rainy Afternoon' sets new standard in screen entertainment. Keeps audience roaring throughout. Undoubtedly one of ace attractions of year, if not cinematic sensation. An impressive beginning for the new producing alliance of Mary Pickford and Jesse L. Lasky."
—RONALD WAGONER,
United Press.

"'One Rainy Afternoon' should hit handsomely with prospects of fat grosses. Impressive initial production for Pickford-Lasky organization. Brilliantly projected in every respect."
—DAILY VARIETY

"Mary Pickford and Jesse L. Lasky can feel justly proud of their first celluloid offering. It is grand entertainment every foot of the way! If you have been saving up your money for a rainy day, take my advice and spend a little of it fo 'One Rainy Afternoon.'"
—WARREN STO
Editor Hollywood Low

"It is revolutionary! It is thoroughly delightful! In all respects bespeaks taste and skill of its producers. Francis Lederer delivers performance that will stand unchallenged for long time."
—HOLLYWOOD REPORTER.

"A brilliant recognition of the fact that entertainment is still the first purpose of a motion picture."
—TIME MAGAZINE.

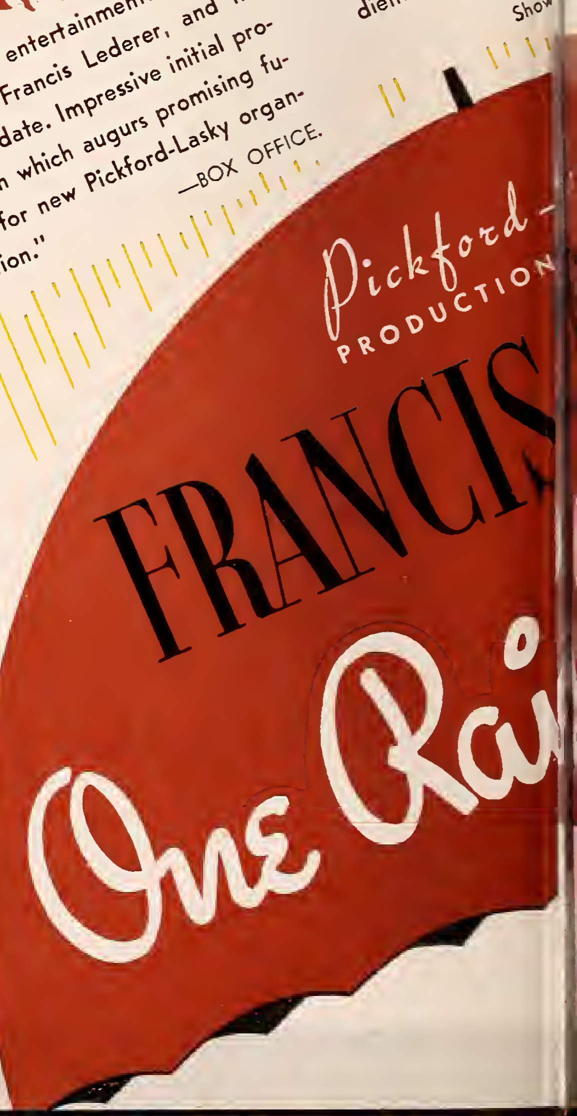
'This picture sure-fire. diences chuckling al'
Show

"Excellent entertainment! Perfect part for Francis Lederer, and his best to date. Impressive initial production which augurs promising future for new Pickford-Lasky organization."
—BOX OFFICE.

"It's great! It literally panicked hard-boiled audience of Hollywood critics. For sheer entertainment it is tops. One of the outstanding romantic comedies that has come out of Hollywood."
—RELMAN MORIN,
Associated Press.

"Magnificent entertainment! A treat for all classes of moviegoers. Mary Pickford and Jesse L. Lasky deserve every congratulation for giving the public such perfect pleasure in their initial offering. It is truly one of the outstanding films of the year."
—HOLLYWOOD FEATURES.

"Immensely entertaining! Should be a box office smash. A laugh riot from start to finish."
—WALLACE X. RAWLES,
International News Service.



HAT THE CRITICS
IRST PRODUCTION!

type of sophisticated com-
. delightful lot of nonsense,
y entertaining from begin-
to end. Should be a terrific
mmercial success."
—MAYME OBER PEAK,
Boston Globe.

"Newly organized Pickford-Lasky company gets off in brilliant blaze of glory. 'One Rainy Afternoon' is maddest, cleverest, and whatever other superlatives you can summon up, for its description. Preview audience stopped show many times with howls that nearly shook walls of theatre." —HOLLYWOOD LIFE.

"Grand entertainment! Superlative performances by entire cast. A distinguished beginning for the new producing alliance of Mary Pickford and Jesse L. Lasky." —PAUL HARRISON (N. E. A.)

"This picture rates tops. Big box-office returns. Swell entertainment for any type of audience." —FILM DAILY

" 'One Rainy Afternoon' is an honest to goodness hit. Best yet for Francis Lederer."
—JAMES FRANCIS CROW,
Hollywood Citizen News.

"Has everything the audience or exhibitor will want . . . popularity with both masses and classes." —MOTION PICTURE DAILY

"Outstanding romantic comedy since talkies began. A cinematic champagne cocktail. Superlative entertainment. Brillliant beginning for new and potent producing combination, Mary Pickford and Jesse Lasky. It will panic any audience."
—JIMMY STARR,
Los Angeles Herald-Express.

"Mary Pickford and Jesse Lasky were entitled to their post-preview smiles. Leave it to troupers and pioneer producers to know their stuff." —ROB WAGNER, Script

T

DERER

y Afternoon

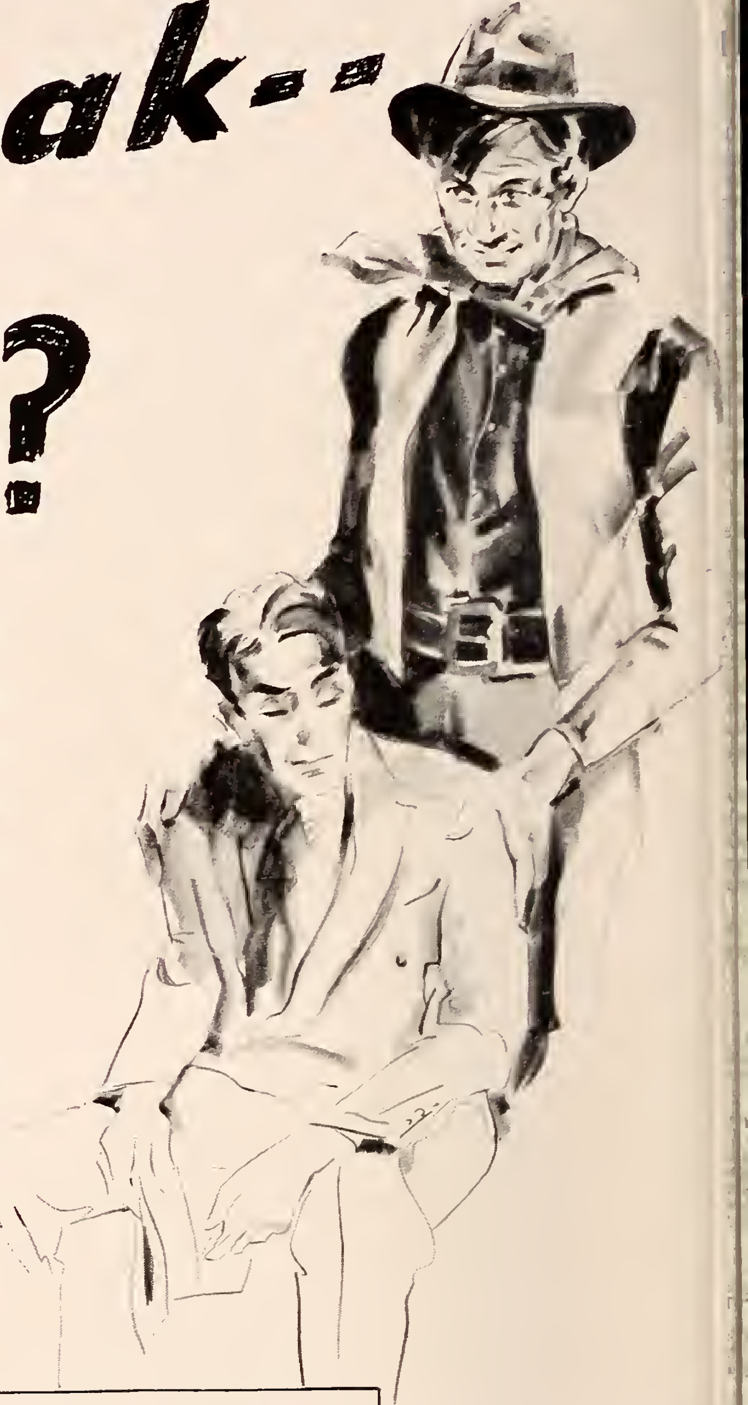
WITH

IDA LUPINO · HUGH HERBERT
ROLAND YOUNG · ERIK RHODES
JOSEPH CAWTHORN

Directed by ROWLAND V. LEE

UNITED ARTISTS

He'd give 'em an even break--will you?



During the week of May 22nd-28th, the entire motion picture industry will stage a coast-to-coast drive for funds for the Will Rogers Memorial Hospital at Saranac Lake, New York. At that time, the hospital, formerly the N. V. A. Sanitorium, will be dedicated, not only as a memorial to the beloved humorist-philosopher, but as a haven for the ill and needy of the entire motion picture industry. Mr. Exhibitor, you, like all the other big-hearted people in show-business, have given your aid to hundreds of causes outside the industry. *This one is your own!* We needn't say more.

CAMPAIGN
HEADQUARTERS
WILL ROGERS
MEMORIAL HOSPITAL
FUND — ROOM 414
1619 Broadway
New York

L. E. THOMPSON, *Chairman*

I HEREBY APPLY FOR MEMBERSHIP IN THE WILL ROGERS MEMORIAL HOSPITAL FUND AS FOLLOWS:

1. I will take collections three times daily in my theatre / theatres and run the trailer with Lowell Thomas, Bing Crosby, Shirley Temple, Irvin Cobb and May Robson, during the week of May 22nd - 28th. ☐ YES ☐ NO

2. I will subscribe memberships for my theatre / theatres on the seating basis, and enclose my check for $____________ ☐ YES ☐ NO
(Each theatre seating 500 or less $10) (Each theatre seating 1000 to 2000 $20)
(" " " 500 to 1000 $15) (" " " over 2000 $25)
I will also invite patrons to leave contributions at box office.

NAME______________________________

ADDRESS______________________________

NAMES AND CAPACITIES OF THEATRES____________________

ADOPT ONE OF THESE PLANS AND BE 100 PER CENT

PAR.

READ THIS COUPON CAREFULLY!

Many theatres are not able to take collections, due to lack of personnel, policy set up, etc. If this is so in your case—the membership plan is open to *you!* Get behind it!

'Deeds," Show Grab $25,000 In Washington

WASHINGTON, May 3.—"Mr. Deeds ioes to Town" at the Earle, with a tage show composed of Jan Garber nd his orchestra, reached the rarified eights of $25,000, to top the house verage by $6,600.

Opening April 16 with a premiere, Rhodes" at the Metropolitan sent 7,000 to the bank, or $2,700 more han average. This gross includes he special opening plus the regular even days. Loew's Fox took $22,500 n "The Country Doctor," to better ar by $1,600. "Charlie Chan at the Circus" did well by Loew's Columbia, oing $1,700 over the average for a ross of $5,300.

Five days and a half of a revival of "Catherine the Great" at the Belasco bettered the week's average y $500, grossing $3,500 on the short un, which gave way to a special American premiere showing of "Ecstacy," which started phenomenally.

Six days on the second week of 'Captain January" at Loew's Palace id $9,000, under the first week's par by $6,900. "Love on a Bet" at RKO-Keith's took $9,500, dropping below the average $1,100.

"The Great Ziegfeld," playing a two-a-day roadshow at the National, opened big and stayed that way at night, but slipped on matinees. A gross of $18,500 was run up on this first week of a fortnight's run.

Total first run business, exclusive of the National, was $81,800. Average is $76,700.

Estimated takings, exclusive of tax:

Six Days Ending April 23:

"CAPTAIN JANUARY" (20th-Fox)
LOEW'S PALACE—(2,370), 35c-55c, 6 days, 2nd week. **Gross:** $9,000. (Average, first week, $15,900)

Week Ending April 23:

"MR. DEEDS GOES TO TOWN" (Col.)
EARLE—(2,218), 25c-77c, 7 days. Stage: Jan Garber and His Orchestra, with Judy Randall, Charlie Foster, Grace Palmer, Lee Bennett, Col. Luke Oliver, Lorraine Santschi & Josephine Buckley. **Gross:** $25,000. (Average, $18,400)

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
LOEW'S COLUMBIA—(1,264), 25c-40c, 7 days. **Gross:** $5,300. (Average, $3,600)

"THE COUNTRY DOCTOR" (20th-Fox)
LOEW'S FOX—(3,434), 25c-66c, 7 days. Stage: Jimmy Savo, Benay Venuta, Elida Ballet, 2nd week, Stone-Vernon Foursome. **Gross:** $22,500. (Average, $20,900)

"RHODES" (G.B.)
METROPOLITAN — (1,591), 25c-40c, 7 days (plus special premiere). **Gross:** $7,000. (Average, $4,300)

"LOVE ON A BET" (Radio)
RKO-KEITH'S—(1,836), 25c-55c, 7 days. **Gross:** $9,500. (Average, $10,600)

Six Days Ending April 23:

"CATHERINE THE GREAT" (U.A.)
BELASCO — (1,140), 25c-65c, 5½ days. **Gross:** $3,500. (Average, 7 days: $3,000)

Week Ending April 25:

"THE GREAT ZIEGFELD" (M-G-M) (Roadshow)
NATIONAL—(1,744), 55c-$1.65, 7 days, 13 performances. **Gross:** $18,500. (Estimated 80 percent of possible maximum.)

Interstate Men Meet

DALLAS, May 3.—Interstate's city managers held a two-day meeting here to discuss current problems. Those present were: Louis Nove, Austin; Edward Collins, Houston; Raymond Willie, San Antonio; Arthur Esberg, Albuquerque. James Cherry was in charge.

"Deeds" Tops Kansas City; Gets $8,300

KANSAS CITY, May 3.—"Mr. Deeds Goes to Town" stepped out front in the box-office procession with a take of $8,300, above normal by $1,300, at the Tower. A stage show was headed by Reis & Dunn.

"Captain January" went $800 over the line on a gross of $4,300 at the Uptown in the last seven days of a 16-day run.

"The Moon's Our Home" topped average $500 at the Newman by taking $6,500 in six days.

"These Three" at the Midland took the big money, $9,100, but fell below $11,500 average.

"Special Investigator" at the Mainstreet did only fair, taking $5,600, $2,400 under par.

Total first run business was $33,800. Average is $36,000.

Estimated takings:

Week Ending April 23:

"SPECIAL INVESTIGATOR" (Radio)
MAINSTREET—(3,100), 25c-40c, 7 days. **Gross:** $5,600. (Average, single bills, $8,000)

"THESE THREE" (U.A.)
MIDLAND—(4,000). 25c-40c, 7 days. **Gross:** $9,100. (Average, $11,500)

"THE MOON'S OUR HOME" (Para.)
NEWMAN—(1,900), 25c-40c, 6 days. **Gross:** $6,500. (Average, 6 days, $6,000)

"MR. DEEDS GOES TO TOWN" (Col.)
TOWER—(2,200), 25c-35c, 7 days, 2nd week. Stage: Reis & Dunn, Dick & Edith Barstow, Betty Lee and the Serenaders. **Gross:** $8,300. (Average, $7,000)

Week Ending April 24:

"CAPTAIN JANUARY" (20th-Fox)
UPTOWN—(2,000), 25c-40c, 7 days (last 7 of 16 days). **Gross:** $4,300. (Average, $3,500)

"Deeds" a $13,500 Winner in Buffalo

BUFFALO, May 3.—"Mr. Deeds Goes to Town" did turnaway business in its first week at the Lafayette. It drew $13,500, more than doubling par for the house.

At the Century, an exceptionally strong dual, "Robin Hood of El Dorado" and "Widow from Monte Carlo," set the turnstiles clicking to the tune of $8,600, over average by $2,800. The Buffalo's "Small Town Girl" was $2,000 to the good with a take of $14,000.

A roadshow of "The Great Ziegfeld" was popular enough at the Erlanger to warrant a third week.

Total first run business was $50,500. Average is $42,000.

Estimated takings for the week ending April 25:

"SMALL TOWN GIRL" (M-G-M)
BUFFALO — (3,000), 30c-50c, 7 days. **Gross:** $14,000. (Average, $12,000)

"LITTLE LORD FAUNTLEROY" (U.A.)
HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $5,400. (Average, $7,300)

"LIFE OF LOUIS PASTEUR" (F.N.)
GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $5,800. (Average, $7,300)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"WIDOW FROM MONTE CARLO" (W.B.)
CENTURY—(3,000), 25c, 7 days. **Gross:** $8,600. (Average, $5,800)

"MR. DEEDS GOES TO TOWN" (Col.)
LAFAYETTE—(3,300), 25c, 7 days. **Gross:** $13,500. (Average, $6,000)

"DOUGHNUTS AND SOCIETY" (Invincible)
STATE — (1,600), 15c-25c-35c, 7 days. Stage: "The Bugletown Revue." **Gross:** $3,200. (Average, $3,600)

Rain Popular

Kansas City, May 3.—Exhibitors from out of town and even those in town are doing something extraordinary. They are singing the praises of rain.

"Never before in my time," commented one distributor, "have exhibitors expressed themselves as pleased over being rained out, but they are doing it since the rain over the week-end."

The truth is the entire area has been for some months badly in need of moisture, and general conditions had been looking increasingly gloomy as a consequence.

"Deeds" Hits Big $22,400, Los Angeles

LOS ANGELES, May 3.—"Mr. Deeds Goes to Town" was outstanding at the Paramount with a gross of $22,400. This was over normal by $4,400.

"The Great Ziegfeld" took a fine $17,500 in its second week at the Carthay Circle. "Special Investigator" and "Don't Get Personal" garnered $6,200 at the Pantages, nearly 100 per cent over normal. Other spots were weak.

Total first run business was $92,200. Average, without the Carthay Circle, is $86,150.

Estimated takings for the week ending April 29:

"THE GREAT ZIEGFELD" (M-G-M)
CARTHAY CIRCLE—(1,518), 50c-$1.50, 7 days, 2nd week. **Gross:** $17,500.

"SMALL TOWN GIRL" (M-G-M)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
CHINESE—(2,500), 30c-55c, 7 days. **Gross:** $8,500. (Average, $12,500)

"M" (G.B.)
FILMARTE—(800), 30c-40c, 7 days. **Gross:** $2,400. (Average, $2,000)

"EVERY SATURDAY NIGHT" (20th-Fox)
4 STAR—(900), 30c-55c, 7 days, 2nd week. **Gross:** $2,500. (Average, $3,250)

"HALSINGAR" (Foreign)
GRAND INTERNAT'L—(750), 35c-40c, 7 days. **Gross:** $1,700. (Average, $1,200)

"SPECIAL INVESTIGATOR" (Radio)
"DON'T GET PERSONAL" (Univ.)
HILLSTREET—(2,700), 25c-40c, 7 days. **Gross:** $6,800. (Average, $8,000)

"SMALL TOWN GIRL" (M-G-M)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $13,000. (Average, $14,000)

"SPECIAL INVESTIGATOR" (Radio)
"DON'T GET PERSONAL" (Univ.)
PANTAGES—(3,000), 25c-40c, 7 days. **Gross:** $6,200. (Average, $3,200)

"MR. DEEDS GOES TO TOWN" (Col.)
PARAMOUNT—(3,595), 30c-55c, 7 days. Stage: F. & M. revue, with Judy Starr, 3 Berry Bros., Ethel Davis, Al Lyons orchestra. **Gross:** $22,400. (Average, $18,000)

"TIMES SQUARE PLAYBOY" (W. B.)
WARNER BROS. (HOLLYWOOD)—(3,000), 25c-40c, 7 days. **Gross:** $5,950. (Average, $14,000)

"TIMES SQUARE PLAYBOY" (W. B.)
WARNER BROS. (DOWNTOWN)—(3,400), 25c-40c, 7 days. **Gross:** $5,250. (Average, $12,000)

Pilot to Rockville

ROCKVILLE, CONN., May 3.—William Pilot has replaced William Preston as manager of the Princess.

"Petticoat" $15,100 Hit In St. Louis

ST. LOUIS, May 3. — "Petticoat Fever" led the first run parade last week with a gross of $15,100 at Loew's. This topped normal by $6,100.

"Captain January" and "Roaming Lady," a dual at the Fox, pulled $15,600, thereby going over normal by $3,600. "Mr. Deeds Goes to Town" made an excellent showing at the Ambassador with $8,400, and "The Great Ziegfeld," roadshowing at the American, pulled $12,000 in its second week.

Among the opposition of the week was Lily Pons in a grand opera attraction at the Municipal Auditorium.

Weather for the week was favorable.

Total first run business was $69,050. Average is $55,300.

Estimated takings for the week ending April 23:

"MR. DEEDS GOES TO TOWN" (Col.)
AMBASSADOR — (3,018), 25c-35c-40c, 7 days. **Gross:** $8,400. (Average, $6,000)

"THE GREAT ZIEGFELD" (M-G-M)
AMERICAN—(1,500), 55c-84c-$1.11-$1.65, 7 days, 2nd week. **Gross:** $12,000. (Average, $10,000)

"CAPTAIN JANUARY" (20th-Fox)
"ROAMING LADY" (Col.)
FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $15,600. (Average, $12,000)

"COMING 'ROUND THE MOUNTAIN" (Republic)
GRAND OPERA HOUSE—(2,200), 15c-25c-35c, 7 days. Stage: Vaudeville. **Gross:** $3,300. (Average, $3,300)

"PETTICOAT FEVER" (M-G-M)
LOEW'S — (3,162), 25c-35c-55c, 7 days. **Gross:** $15,100. (Average, $9.000)

"TILL WE MEET AGAIN" (Para.)
"BRIDES ARE LIKE THAT" (F.N.)
ORPHEUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $7,650. (Average, $8,500)

"ROAD GANG" (F.N.)
"FARMER IN THE DELL" (Radio)
SHUBERT-RIALTO—(1,723), 25c-35c-55c, 7 days. **Gross:** $7,000. (Average, $6,500)

"January" $8,000 Portland Leader

PORTLAND, May 3. — "Captain January," in its second week at the Paramount, secured a take of $8,000, well over the usual average by $3,000.

A premiere of "The Harvester" at the Broadway with a personal appearance of Anne Rutherford raised the week's gross to $7,000, bettering average by $2,000.

"Little Lord Fauntleroy" at the United Artists secured $7,000, over normal by $2,000.

Total first run business was $38,000. Average is $24,700.

Estimated takings for the week ending April 26:

"THE HARVESTER" (Republic)
BROADWAY—(1,912), 30c-35c-40c, 7 days. **Gross:** $7,000. (Average, $5,000)

"MUTINY ON THE BOUNTY" (M-G-M)
"IN PERSON" (Radio)
(2nd Run)
BLUE MOUSE — (1,700), 20c-35c-40c, 7 days. **Gross:** $3,000. (Average, $1,700)

"THREE LIVE GHOSTS" (M-G-M)
MAYFAIR—(1,700), 30c-35c-40c, 7 days. Stage: Major Bowes' Unit. **Gross:** $7,000. (Average, $3,000)

"MESSAGE TO GARCIA" (20th-Fox)
"EVERYBODY'S OLD MAN" (20th-Fox)
ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

"CAPTAIN JANUARY" (20th-Fox)
PARAMOUNT — (3,008). 30c-35c-40c, 7 days, 2nd week. **Gross:** $8,000. (Average, $5,000)

"LITTLE LORD FAUNTLEROY" (U.A.)
UNITED ARTISTS—(945), 30c-35c-40c, 7 days. **Gross:** $7,000. (Average, $5,000)

"Brown Eyes" And Big Show Boston's Top

Boston, May 3. — "Big Brown Eyes," helped by Jack Benny and Mary Livingston in a big revue on the Metropolitan stage, made a remarkable showing. The $37,000 take was over par by $15,000.

"Petticoat Fever," on a dual with "Hell Ship Morgan," at Loew's Orpheum and State made the best straight film showing. The former's gross, $15,000, was up by $2,000, and the latter's, $14,000, was over the line by $2,000.

"The Ex-Mrs. Bradford" pulled $13,000 at Keith's Memorial and was held over for a second week.

Total first run business was $109,000. Average is $87,500.

Estimated takings for the week ending May 1:

"BOULDER DAM" (W.B.)
"TOO MANY PARENTS" (Para.)
FENWAY—(1,382), 25c-50c, 7 days. **Gross:** $4,500. (Average, $4,500)

"THE EX-MRS. BRADFORD" (Radio)
KEITH'S MEMORIAL—(2,907), 25c-55c, 7 days. **Gross:** $13,000. (Average, $12,000)

"PETTICOAT FEVER" (M-G-M)
"HELL SHIP MORGAN" (Col.)
LOEW'S ORPHEUM—(2,970), 25c-55c, 7 days. **Gross:** $15,000. (Average, $13,000)

"PETTICOAT FEVER" (M-G-M)
"HELL SHIP MORGAN" (Col.)
LOEW'S STATE—(3,537), 25c-55c, 7 days. **Gross:** $14,000. (Average, $12,000)

"BIG BROWN EYES" (Para.)
METROPOLITAN — (4,332), 35c-65c, 7 days. Stage: Jack Benny, Mary Livingston, Kenny Baker, and huge revue. **Gross:** $37,000. (Average, $22,000)

"BOULDER DAM" (W.B.)
"TOO MANY PARENTS" (Para.)
PARAMOUNT—(1,793), 25c-50c, 7 days. **Gross:** $6,500. (Average, $7,000)

"THE RETURN OF JIMMY VALENTINE" (Republic)
RKO BOSTON—(3,246), 35c-65c, 7 days. Stage: Earl Carroll Vanities featuring Billy House, Buster West and Lou Cody. **Gross:** $19,000. (Average, $17,000)

Jefferson City Aims Taxes at Carnivals

Kansas City, May 3. — A bill providing for a license of $25 a day for carnivals carrying minstrels, athletic shows, riding devices and soft drink stands, with an additional $10 or $15 for each concession that does not quite assume the character of gambling, will be introduced in the City Council at Jefferson City, Mo., at its first meeting in May.

"It is, in effect," one of the proponents of the ordinance said, "a method of easing carnivals out of the picture in Jefferson City. Few carnivals will 'light' here with such an ordinance, nor will many concessions pay such a license."

Coast Club Party Set

Los Angeles, May 3.—A picnic at the Riverside Breakfast Club is planned by the Film Row Exchange Club for June 30 with golf, tennis, baseball, swimming and riding.

Ohio House Damaged

Defiance, O., May 3.—A fire of undetermined origin here caused damage of $10,000 to the Strand, a Mallers Bros. house.

"Deeds" Sets Fast $11,000 Pace, Denver

Denver, May 3.—"Mr. Deeds Goes to Town" bowled over the ticket-sellers and ushers at the Denver and piled up $11,000 on the week. This was $3,500 on the profit side of the line, and the picture was moved to the Paramount.

Music week got off to a good start with fine weather prevailing, but the competition was not harmful as many visitors were attracted to town.

Total first run business was $30,000. Average is $28,500.

Estimated takings for the week ending April 30:

"THESE THREE" (U.A.)
ALADDIN—(1,500), 25c-40c-50c, 7 days, 3rd week. **Gross:** $3,000. (Average, $3,000)

"THE SINGING KID" (F.N.)
BROADWAY—(1,500), 25c-40c, 7 days. **Gross:** $1,000. (Average, $1,500)

"FORCED LANDING" (Republic)
"COMING 'ROUND THE MOUNTAIN" (Republic)
CENTER—(1,500), 15c-25c-35c. Stage show. **Gross:** $2,000. (Average, $2,500)

"BIG BROWN EYES" (Para.)
DENHAM—(1,500), 25c-35c-40c, 4 days. **Gross:** $2,000.

"THE SKY PARADE" (Para.)
DENHAM—(1,500), 25c-35c-40c, 3 days. **Gross:** $1,500. (Average, $4,500)

"MR. DEEDS GOES TO TOWN" (Col.)
DENVER—(2,500), 25c-35c-50c, 7 days. **Gross:** $11,000. (Average, $7,500)

"THE WITNESS CHAIR" (Radio)
"FARMER IN THE DELL (Radio)
ORPHEUM—(2,600), 25c-35c-40c, 7 days. **Gross:** $5,500. (Average, $6,000)

"THE COUNTRY BEYOND" (20th-Fox)
"GENTLE JULIA" (20th-Fox)
PARAMOUNT—(2,000), 25c-40c, 7 days. **Gross:** $4,000. (Average, $3,500)

"January" Winner In Montreal Gain

Montreal, May 3.—"Captain January," on a dual bill with "The House of a Thousand Candles," led a general post-Easter pickup by getting $13,000 at the Palace. This was $2,000 over par.

"Preview Murder Mystery," with a second run of "Modern Times" at the Imperial, garnered $4,500, up by $1,000. "The Great Ziegfeld" at $1.50 top in His Majesty's was good for $9,500 in its first week.

Total first run business was $52,000. Average is $50,000.

Estimated takings for the week ending April 25:

"THE BOHEMIAN GIRL" (M-G-M)
"EVERYBODY'S OLD MAN" (20th-Fox)
CAPITOL—(2,547), 25c-35c-40c-50c-60c, 7 days. **Gross:** $9,500. (Average, $9,500)

"THE GREAT ZIEGFELD" (M-G-M)
HIS MAJESTY'S — (1,700), 50c-75c-$1.-$1.50, 7 days. **Gross:** $9,500. (Average, $9,500). Held over.

"PREVIEW MURDER MYSTERY" (Para.)
IMPERIAL — (1,914), 15c-20c-25c-34c, 7 days. Added: Second run of "Modern Times." **Gross:** $4,500. (Average, $3,500)

"EXCLUSIVE STORY" (M-G-M)
"SKY PARADE" (Para.)
LOEW'S — (3,115), 30c-34c-40c-50c-60c, 7 days. Stage: Six vaudeville acts. **Gross:** $9,500. (Average, $10,500)

"CAPTAIN JANUARY" (20th-Fox)
"HOUSE OF A 1,000 CANDLES" (Republic)
PALACE — (2,600), 25c-35c-40c-50c-65c, 7 days. **Gross:** $13,000. (Average, $11,000)

"THESE THREE" (U.A.)
"PRIDE OF THE MARINES" (Col.)
PRINCESS—(2,272), 25c-30c-35c-50c-65c, 7 days, 2nd week. **Gross:** $6,000. (Average, $7,000)

Can Film Jitters

Evanston, Ill., May 3.—Films and science have reached the point where it is possible to photograph a case of jitters. The Mid-Western Psychological Ass'n. has just found this out from Dr. Edmund Jacobson, assistant professor of psychology of the University of Chicago.

The apparatus measures the electric voltage of nervous shocks. It will be a big help to those who want to make a film record of a hang-over.

"Deeds" Holdover Strong in Houston

Houston, May 3.—With a take of $7,500 for the second week at the Metropolitan, "Mr. Deeds Goes to Town" really went to town, grossing a total of $18,000 for 14 days. Average is $7,000 for seven days.

"The Unguarded Hour" at Loew's barely reached the average of $7,000, and "A Connecticut Yankee" at the Majestic for five days hit par with $5,000. "Personal Appearance," stage play, brought an estimated $3,000 in three performances to the Majestic.

"Charlie Chan at the Circus" broke into the profit class at the Kirby with a margin of $300 over the usual $3,000 and "Brides Are Like That" did $600 in one day, topping the average by $200. "Every Saturday Night" hit mid-week par at the Kirby with $1,500.

The week was balmy, and Texas Centennial visitors crowded the streets.

Total first run business was $28,900. Average is $26,000.

Estimated takings for the week ending April 30:

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $3,300. (Average, $3,000)

"BRIDES ARE LIKE THAT" (F. N.)
KIRBY—(1,450), 15c-35c, 1 day. (Bank Night). **Gross:** $1,600. (Average, $400)

"EVERY SATURDAY NIGHT" (20th-Fox)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $1,500. (Average, $1,500)

"THE UNGUARDED HOUR" (M-G-M)
LOEW'S STATE—(2,750), 25c-40c, 7 days. **Gross:** $7,000. (Average, $7,000)

"A CONNECTICUT YANKEE" (20th-Fox) (Reissue)
MAJESTIC—(2,250), 25c-50c, 5 days. (Road show, 2 days). **Gross:** $8,000. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)
METROPOLITAN—(2,600), 25c-50c, 7 days, 2nd week. **Gross:** $7,500. (Average, $7,000)

Strong Pictures Not To Interrupt Duals

(*Continued from page 1*)

of the films described will be grouped on the same bill. Although no decision has been reached on the policy to be pursued in the booking of "The Great Ziegfeld," it is reported the Loew houses may two-a-day it at increased admissions, following the plan adopted by Warners for "A Midsummer Night's Dream."

RKO within the next few weeks will dual "Under Two Flags" as it did "The Country Doctor."

Amos 'n' Andy And 'Conquer' Frisco Leader

San Francisco, May 3.—A combination of Amos 'n' Andy and "I Conquer the Sea" at the Golden Gate ran away with the big business of the week here by grossing $18,000, over normal by $3,500. Some of the other houses suffered as a result.

"A Message to Garcia" and "Gentle Julia" went $3,500 over the line on a take of $15,000 at the Paramount, and "Small Town Girl" with "Till We Meet Again" were $1,000 up on a take of $16,000 at the Warfield. "The Great Ziegfeld" garnered $8,500 in its second week.

Total first run business was $82,500. Average is $74,400.

Estimated takings:

Week Ending April 21:

"I CONQUER THE SEA" (Academy)
GOLDEN GATE—(2,850), 15c-25c-40c-55c 7 days. Stage: Amos 'n' Andy. **Gross:** $18,000. (Average, $14,500)

Week Ending April 22:

"SILLY BILLIES" (Radio)
"YELLOW DUST" (Radio)
EMBASSY—(1,400), 15c-25c-35c, 7 days. **Gross:** $3,500. (Average, $3,600)

"MR. DEEDS GOES TO TOWN" (Col.)
ORPHEUM—(2,440), 15c-30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average $6,800)

"MESSAGE TO GARCIA" (20th-Fox)
"GENTLE JULIA" (20th-Fox)
PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $15,000. (Average, $11,500)

"GHOST GOES WEST" (U. A.)
UNITED ARTISTS—(1,200), 15c-25c-35c-40c-55c, 4 days, 2nd week. **Gross:** $3,500 (Average, $9,000)

Week Ending April 23:

WALKING DEAD" (W. B.)
"CALL OF THE PRAIRIE" (Para.)
FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $4,500. (Average, $6,000)

"SINGING KID" (F. N.)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days. **Gross:** $6,500. (Average, $7,000)

"SMALL TOWN GIRL" (M-G-M)
"TILL WE MEET AGAIN" (Para.)
WARFIELD—(2,680), 15c-30c-35c-40c, 7 days. **Gross:** $16,000. (Average, $15,000)

Week Ending April 24:

"LA MATERNELLE" (French)
CLAY—(400), 15c-35c, 7 days, 3rd week. **Gross:** $900. (Average. $1,000)

"GREAT ZIEGFELD" (M-G-M)
GEARY—(1,400). 55c-85c-$1.10-$1.65, 7 days, 2nd week. **Gross:** $8,500.

Wall Street

Fractional Gains on Board

	High	Low	Close	Net Change
Columbia, vtc.....	32½	32½	32½	+ ½
Consolidated Film	4⅝	4⅝	4⅝	.....
Loew's, Inc........	45½	45	45½	— ⅛
Loew's, Inc., pfd..	106	106	106	+ ⅛
Paramount	8¾	8½	8⅝	.....
Paramount 1 pfd..	71⅜	70	70	+ ¼
Paramount 2 pfd..	10	9¾	9⅞	+ ⅛
RKO	5⅞	5⅝	5¾	+ ⅛
20th Century-Fox.	23½	23½	23½	— ½
20th Century, pfd.	31⅞	31⅞	31⅞	— ¼
Warner Bros......	9⅞	9⅝	9⅝	— ¼

Curb Shares Dull

	High	Low	Close	Net Change
Sontone	2¾	2¾	2¾	.....
Technicolor	27	26½	27	.....
Trans Lux........	3⅝	3⅝	3⅝	— ⅛

Bonds Are Indifferent

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	23⅝	23⅝	23⅝	— ⅜
Paramount Broadway 3s '55......	56½	56½	56½	+ ½
Paramount Pictures 6s '55.....	86½	86	86	.....
RKO 6s '41 pp...	63	63	63	.....
Warner Bros. 6s '39 wd..........	91⅞	91¾	91¾	— ¼

(Quotations at close of May 2.)

Legion Approves All Of 13 New Pictures

The National Legion of Decency, in its new pictures reviewed during the current week, has approved, for general patronage or adults, all of the 13 new films classified. None is classified as objectionable in part. The new films, and their classification, are listed as follows.

Class A-1, Unobjectionable for General Patronage—"Alte Kameraden," "Avenging Waters," "Ein Ganzer Ker," "The Ex-Mrs. Bradford," "The Harvester," "Schwarzwaldmaedel," "Sundown Saunders." Class A-2, Unobjectional for Adults—"Absolute Quiet," "August Week-End," "Champagne Charlie," "The Last Journey," "Murder by An Aristocrat," "Roaming Lady."

Clevelanders Name Fund Drive Leaders

Cleveland, May 3.—Frank Drew, local chairman for the Will Rogers Memorial Fund drive, has appointed three committees to handle this territory. Nat Holt, RKO division manager; Harry E. Long, Loew division manager; Nat Wolf, Warner zone manager; Earl Johnson, chairman of the first Rogers' drive, and Ernest Schwartz will take care of the major circuits.

Another committee composed of all Cleveland branch managers has zoned the territory with each manager taking charge of one or more zones.

The Cleveland M. P. Exhibitors' Ass'n. makes up the third committee.

Three collections a day during the peak hours will be made during the week of the drive, May 22-28, inclusive.

"Deeds" at $72,000 In Its Second Week

"Mr. Deeds Goes to Town" garnered $72,000 in its second week at the Music Hall. It was succeeded by "Under Two Flags" on Thursday. According to Twentieth Century-Fox, the picture had a big opening day.

"The Amateur Gentleman" ended its week at the Roxy with a fair $24,500. The Palace, with "Singing Kid" and "Two in Revolt," tallied around $7,000. "Special Investigator" at the Rialto did a fair business, grossing approximately $8,500.

"Champagne Charley" goes into the Center next Wednesday, succeeding "The Country Beyond."

Twentieth Century-Fox has booked "A Connecticut Yankee" into the Manhattan RKO houses for the week May 19 and into the Brooklyn string starting May 25.

"Captain January" at the Capitol wound up with an indifferent $21,500.

Thomas Expected to Complete Deal Today

Harry H. Thomas, who last week stepped out of First Division, the company he founded 10 years ago, is expected to complete negotiations either today or tomorrow on a product deal for his new distribution venture.

Thomas has a deal virtually set to take over a number of independently-produced pictures which he will dispose of through state rights exchanges, possibly holding the Greater New York rights for himself.

Purely Personal

DICK WATTS is in line for Percy Hammond's post as drama critic of *The New York Herald-Tribune*. Howard Barnes, now in the drama department, would assume the post of film critic. Watts is on his way to China at the moment.

•

Doris Zinkeisen, British portrait painter and costume designer, who designed the costumes for "Show Boat," will arrive in New York on the first voyage of the *Queen Mary*.

•

George Gammel of the Gammel circuit, Buffalo; Abe Stone, Albany; and John Gardner, Schenectady, have returned to their respective cities after a short visit here.

•

Sylvia Sidney arrives in New York today from Hollywood en route to the G. B. studios to star in a picture tentatively titled "Sabotage." She sails on the *Berengaria* Friday.

•

Dave Lewis, former M-G-M branch manager at Havana, will leave today to take charge of the company's Tokio office.

•

Robert Edmond Jones, who has just finished work on "Dancing Pirate" for Pioneer, will get into town today.

•

Joseph G. Samartano, assistant manager of Loew's Bedford, Brooklyn, will be married Sept. 20 to Marie Interrante.

•

Paul Kelly and wife, Dorothy, are due here from the coast today by private plane as guests of the Roy Gordons.

•

Ben Grauman Kohn, Jerome Horwin and Allen Rivkin have sold their original, "Man Must Live," to Radio.

•

Milt Kusell plans to plane to Buffalo Thursday. One of those short trips.

•

Harold Schilz of the Department of Justice has arrived in Buffalo from St. Louis.

•

David V. Picker, son of Eugene of Loew's, is minus his tonsils these days.

•

Jack Goldstein, former U.A. exploitation director, has opened his own publicity bureau in Boston.

•

Katherine Locke, stage player, has been signed to a personal management contract by B. P. Schulberg.

•

Fred Meyers returns today from New England after giving the RKO theatres the once-over.

•

Sid Rechetnik is busy these days poring over circulars dealing inviting data for a Caribbean cruise.

•

Charlie Moskowitz is remaining in Florida for another week.

•

William Shapiro plans to leave for the coast in about three weeks.

•

V. I. Verlinsky of Amkino sails next month for Moscow.

•

Bill Scully is in Charlotte.

BURGESS MEREDITH goes to Hollywood and RKO in July. Margo, the feminine lead in "Winterset," stage play, opposite Meredith, will head for studios in London at the same time.

•

Kitty Carlisle and Francis Lederer are being discussed for the new Dietz-Schwartz musical which Max Gordon will produce.

•

Clyde Lucas and his orchestra open at the Hotel New Yorker on May 8 for the summer. They will broadcast twice weekly.

•

Harry Sherman will remain in town for a week. Then back to Hollywood.

•

John C. Flinn, general manager of Pickford-Lasky Prod., will head for Hollywood in about a week.

•

Rube Jackter and his new green Buick are anxiously awaiting the opening of the picnic season.

•

Ernie Morrell of M-G-M's transportation department is handling convention details.

•

Buster West and Tom Patricola have been signed to new long-term contracts by Educational.

•

. . . London

Norman File quits Reunion to become adviser to John Henry Iles, Margate and Blackpool amusement enterprise operator and backer of Joe Rock Prod.

John Downing, press contact for Herbert Wilcox Prod., handling publicity for Robert T. Kane's New World Pictures.

W. B. Levy named as Walt Disney's representative in the United Kingdom and Continental Europe.

Richard Haestier and Bill Cee of *The Star*, en route to New York and Hollywood.

Patrick J. Fryer is new publicity manager for RCA Photophone.

I. W. Schlesinger of South African Theatres, en route here.

•

. . . Pittsburgh

Sunnie O'Dea's cousin, Tommy Steele, is in this year's Pitt Cap and Gown show, like his celebrated film relative a tap-dancer, too.

Mike Cullen and his wife are leaving shortly for a two-week vacation at Daytona Beach where the Penn manager will rest.

"Waddy" Watson in town doing the exploitation for the roadshow engagement of "The Great Ziegfeld."

Harold Lund back at the Ross Federal office after a week's visit on the coast with Dick Powell.

Mike Cullen driving to Daytona Beach, Fla., the end of this month for a two-week vacation.

Ed (Hip) Segal, manager of the Ritz, and Sylvia Steiner to be married May 10.

Lew Lefton and family have just celebrated their 18th wedding anniversary.

Wade Whittman from Cleveland is the new assistant manager at the Penn.

Charlie Rich, Warner exchange manager, down with the flu.

Harry Harris back after several months in Miami.

Films to Cooperate On Playwright Plan

Film companies are cooperating with a new bureau organized by Theresa Helburn, one of the heads of the Theatre Guild, to discover and aid new play-writing talent in American universities.

Six prizes of $500 each, fellowships of $2,500 and scholarships of $1,200 will be awarded annually for plays of merit submitted to the bureau by students. Film companies will participate in the financing of any of the plays deemed suitable for production and will also contribute to the prize funds.

Film company sponsors cooperating with the new bureau are Richard Aldrich, Columbia; J. Robert Rubin, M-G-M; Russell Holman, Paramount; Leta Bauer, RKO; Franklin Underwood, Twentieth Century-Fox; Willard McKay, Universal and Jacob Wilk, Warners. Plays selected for production will be purchased on the terms of whatever contract may be adopted as a result of the negotiations under way between the League of N. Y. Theatres and the Dramatists' Guild, or, if no agreement is reached, the league's contract will be used, Miss Helburn said.

Film companies sponsoring the bureau will, in rotation, finance the production of the plays.

Ross Federal Mushes Northward to Alaska

New Deal colonization of Alaska has forced exhibitors in the territory to keep the lights up through the six-months Arctic night, boosting business to new all-time high levels and presenting distributors with a new headache through their inability to check on the increased receipts.

The problem will be solved for the distributors in about two months, for northward with the course of percentage deals goes Ross Federal Service. W. H. Earles, manager of the Ross Seattle office, leaves today for Alaska to direct and train a new field force to operate in the chilblain belt. Headquarters will probably be established in Juneau and by July 1 there should be a Ross checker near the entrance to every cinematic igloo along the Bering seacoast.

Last reports mushed out of the territory handed Alaska a count of 17 theatres with a total seating capacity of about 10,000. Juneau, Nome and Ketchikan had three each.

Exhibitors Protest Free Gimbel Films

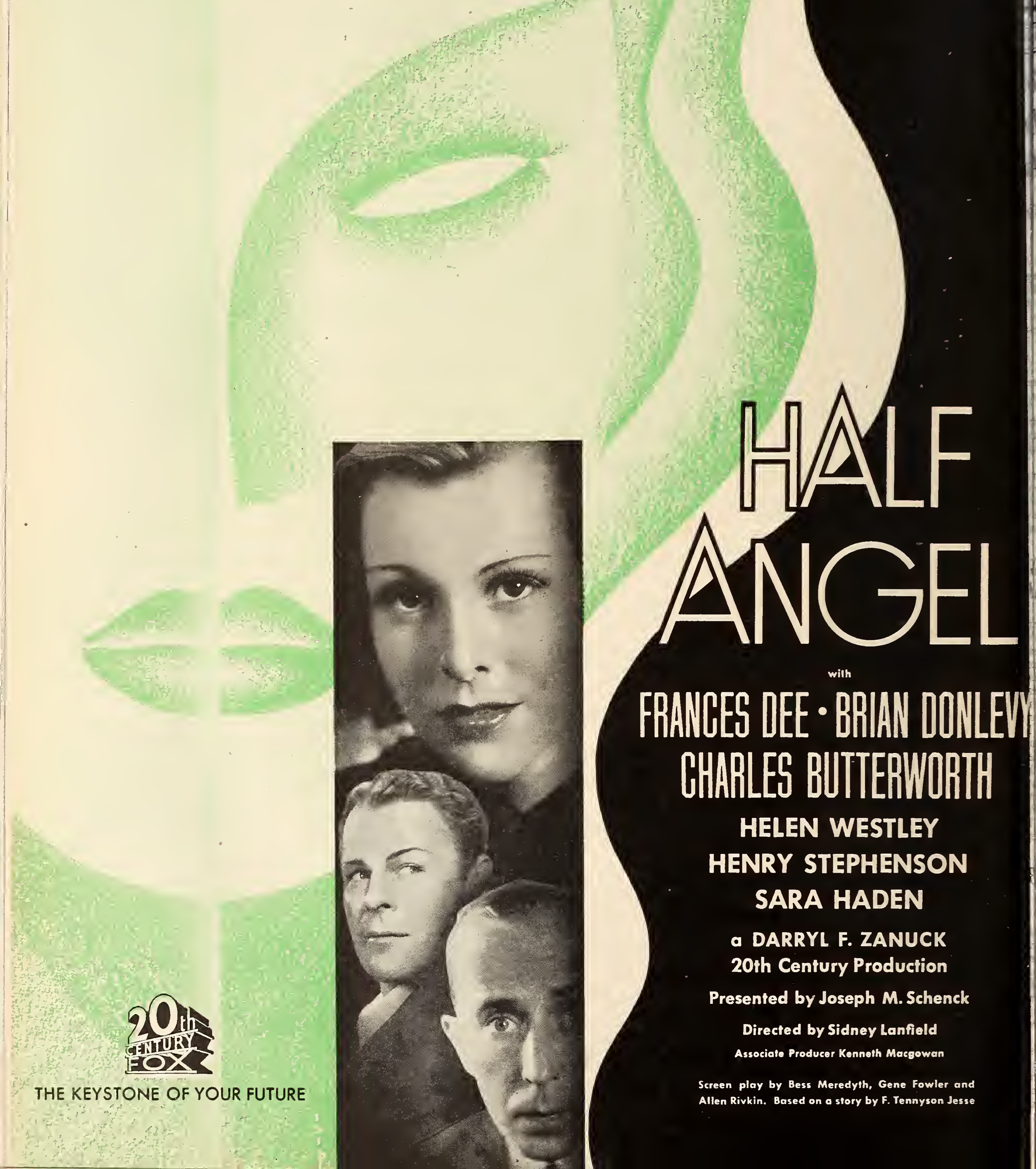
Philadelphia, May 3.—Downtown exhibitors have begun to object to Gimbel Brothers' free films to be shown four times daily for a month by the department store. The program consists of about an hour of screen entertainment culled from old-time films, including a William S. Hart western, a Chaplin and a collection of early newsreels.

Exhibitors are complaining that the shows will cut into their matinee grosses as they depend on the shoppers for much of their business. One exhibitor stated that he was going to advertise a "January White Sale." On the other hand, another exhibitor chalked it up to retribution. "If theatres give away dishes and home supplies, I suppose we can't object to a store giving away films," he said.

IT WILL KEEP THEM GUESSING...

and they'll laugh as they're baffled and thrilled!

This puzzled girl — was she a poison queen? This scoffing reporter — did he believe her innocent? His muddle-minded stooge — would his snooping snare the killer? The answer is spelled e-n-t-e-r-t-a-i-n-m-e-n-t!



HALF ANGEL

with

FRANCES DEE · BRIAN DONLEV

CHARLES BUTTERWORTH

HELEN WESTLEY

HENRY STEPHENSON

SARA HADEN

a DARRYL F. ZANUCK
20th Century Production

Presented by Joseph M. Schenck

Directed by Sidney Lanfield

Associate Producer Kenneth Macgowan

Screen play by Bess Meredyth, Gene Fowler and Allen Rivkin. Based on a story by F. Tennyson Jesse

20th CENTURY FOX
THE KEYSTONE OF YOUR FUTURE

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

'OL. 39. NO. 106 | NEW YORK, TUESDAY, MAY 5, 1936 | TEN CENTS

306-Allied Merger Moves Are Suspended

'ross-Picketing Resumed In Many Sections

After several months of palavering, egotiations between Local 306 and llied are off. The latter charges ocal 306 walked out on every prom- e made. Cross-picketing has been esumed on Broadway.

Only George E. Browne, head of the A. T. S. E., of which Local 306 is unit, can bring about a coalition of ie two unions, it was intimated by 1 Allied representative yesterday.

"The last time I sat down with rowne," the Allied spokesman de- lared, "he said the original deal was oing through.

"However, since then Local 306 has roken its promise, walked out on very agreement made. I will not sit own with them again on merger ilks. If the I. A. T. S. E. wants to iake a deal with Allied, that's okay;

(Continued on page 4)

'rand Nat'l Takes Far West Exchanges

Grand National Films has completed rrangements to take over the operaon of Far West Exchanges on or efore Sept. 1. Far West operates xchanges in Los Angeles, San Franisco, Seattle and Portland. This eal marks the first step in Grand 'ational's recently announced plans or a national distribution setup.

Mel Hulling and Sam Berkowitz ame on from the coast last week and ie deal was closed with Edward L. lperson. Alperson has stated that oth Hulling and Berkowitz will coninue their association with the new rganization.

It is not improbable that other inependent exchanges will be acquired

(Continued on page 7)

B&K Adopt Double Bills Outside Loop

CHICAGO, May 4.—John Balaban old MOTION PICTURE DAILY today hat Balaban & Katz have definitely letermined to adopt a double feature olicy in all of their theatres outside f the Loop within the next two or hree weeks. The success of twin bills n other cities. he added, has prompted he policy change.

Aaron Saperstein, president of Alied of Illinois, said: "If B. & K. tart a dual policy Allied will fight hem in every way possible. Our organization is violently opposed to dual ills."

Judges Decide Awards for Ampa Members' Work Today

Today is the day when judge and committees named by Ampa will meet in the College Room of the Astor to decide the winners of the best trade ad, the foremost advertisement addressed to the public, the best poster and the most practical press sheet. Each classification will be determined by a separate list of judges.

Trade paper publishers and editors and advertising agency executives who will figure out the ace trade ad will be Jack Alicoate, *Film Daily;* Martin Quigley, *Motion Picture Herald;* Elias E. Sugarman, *Billboard;* Jay Emanuel, the *Exhibitor;* Charles Lewis, *Showmen's Trade Review;* Joe Gallagher, *Box Office;* Tom Hamlin, *Film Curb;* Joseph E. Hanson, executive vice-president of the Frank Presbrey Advertising Agency; Gerald Lauck, vice-president in charge of the New York office of N. W. Ayer & Son, and Red Kann, MOTION PICTURE DAILY.

The best ad addressed to the public will be judged by the following advertising agency executives, magazine publishers, newspaper executives and heads of large advertising concerns: Bernarr Macfadden and George T.

(Continued on page 8)

KAO and Keith 3-Mo. Profits In Huge Jump

Profits nearly 10 times larger than those for the same period last year are shown in reports just issued by Keith-Albee-Orpheum Corp., and B. F. Keith Corp. and subsidiaries for the first three months of this year ending March 28.

This year the three-month net for KAO is $274,049.04 after all charges. Last year it was $28,954.95 for the same period. The B. F. Keith net, also after all charges, is $238,326.40 for the first 1936 quarter. For the 1935 first quarter the net was $29,820.13.

Gross profits for KAO before provision for depreciation and income taxes this year was $521,103.59. Last year for the same period it was $252,203.99.

Depreciation totaled $184,014.55, considerably less than for the same period in 1935, when it was $210,-

(Continued on page 4)

Pact Limitation Voted by Writers

HOLLYWOOD, May 4.—The Screen Writers' Guild has voted unanimously for Article 12 of the constitution and bylaws at the annual meeting at the Hollywood Athletic Club. Article 12 provides for amalgamation of the Guild with the Authors' League, and prohibits the signing of any contract by a writer with a producer beyond May 2, 1938.

The vote was taken without the

(Continued on page 7)

Kuhn, Loeb; Cravath Win On Para. Fees

Kuhn, Loeb & Co., former Paramount bankers, and Cravath, de Gersdorff, Swain & Wood, attorneys for the bank, were allowed fees for their services in the Paramount Publix reorganization under a decision handed down yesterday by the U. S. Circuit Court of Appeals, in a reversal of Federal Judge Alfred C. Coxe, who had disallowed the applications of the two for fees.

The circuit court sustained Judge Coxe in refusing to grant increases in the allowances made by him to Root, Clark, Buckner & Ballantine, counsel to the Paramount trustees; Cook, Nathan & Lehman, attorneys for the Paramount stockholders' committee and for Paramount, and Coverdale & Colpitts, industrial engineers, retained by the stockholders' committee.

The circuit court awarded Kuhn,

(Continued on page 7)

Producers Active, 40 Films in Work

HOLLYWOOD, May 4.—Despite rumblings of trouble brewing between writers and producers, 20 scripts were being whipped into shape last week for production within two weeks, indicating heavy shooting schedules for at least another month.

Actual feature work dropped slightly with 40 pictures in work as compared to 43 for the previous week. Short subjects showed an increase to six

(Continued on page 7)

Highest Court Denies Metro "Lynton" Plea

Plagiarism Ruling Stands In Domain Case

By **BERTRAM F. LINZ**

WASHINGTON, May 4.—The U.S. Supreme Court today refused an interpretation of the copyright act as it applies to material in the public domain, in denying a petition by M-G-M, in which a number of other producers joined, for a review of the decision of the N.Y. Federal courts in the action involving the M-G-M picture, "Letty Lynton."

The suit, which was brought against the company by Edward Sheldon and Margaret Ayer Barnes, authors of the play, "Dishonored Lady," charged the film plagiarized the stage play. The U.S. District Court in 1934 found in favor of M-G-M, but the U.S. Circuit Court of Appeals reversed the lower court decision on Jan. 17, this year. The petition to the Supreme Court

(Continued on page 7)

Molyneaux's Ruling Goes to High Court

WASHINGTON, May 4.—A U.S. Supreme Court review of the action of Judge Molyneaux in dismissing the St. Louis suit without prejudice was asked today by the companies involved in the proceeding.

At the Dep't. of Justice the filing of the petition was considered "legal strategy."

Officials of the department pointed out that the stipulation reached last week in New York was based on the condition that the companies would supply product to the houses which had complained, and the Government reserves the right to have the suit

(Continued on page 8)

Report F. & M. Deal For Warner Interest

ST. LOUIS, May 4.—Following the purchase of Warners' 42 per cent stock interest in the St. Louis Amusement Co. for $195,000, F. & M. is understood to be making a deal with the same company for an outright buy of Skouras Bros. Enterprises, which owns 52 per cent of the circuit of 20 neighborhood houses. One of the houses is in Granite City, Ill.

Harry C. Arthur, who negotiated the settlement of the Government's anti-trust suit against Warners, Paramount and RKO in New York last

(Continued on page 7)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 5, 1936 No. 106

Martin Quigley
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: Remo House, 310 Regent Street, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Film Board Meeting Time May Be Shifted

Members of the New York Film Board of Trade will hold a special meeting today at the Cinema Club to discuss the holding of regular meetings during the day rather than at night. The new plan is to be a summer policy and will most likely be approved.

Currently, local branch managers meet every other Wednesday night at the Paramount Bldg. to map out week-to-week operations.

Roxy Fee Is Allowed

Judge Francis G. Caffey in Federal Court yesterday granted an allowance of $47,000 to the law firm of Proskauer, Rose & Paskus for services to receivers of the Roxy Theatres Corp. The period of service was from July 1st, 1932, to June 14th, 1934. H. S. Cullen, as trustee for the Roxy Theatres Corp., was empowered to make the payments from time to time.

Paul Muni Honored

Recognition for "the finest dramatic performance of the year" has been awarded Paul Muni for his work in "The Story of Louis Pasteur" by *Stage Magazine* in its current issue.

ITOA Merger Move Delayed to May 13

Ratification of the T.O.C.C.-I.T.O.A. merger by the latter exhibitor organization will not be made until May 13, it was learned yesterday. A committee composed of Maurice Fleischman, Louis Meyers, Hyman Rachmil and Bernard Barr, appointed at the last I.T.O.A. general meeting to work out the details, will report to the board of directors tomorrow.

The board, in turn, will report to the members at the regular May 13 session at the Hotel Lincoln. At this conclave the membership will formally ratify the amalgamation. Harry Brandt, head of the I.T.O.A., will be reelected to the presidency next week.

Although Howard S. Cullman, trustee of the Roxy, is being sought to head the combined units, it is understood he will not accept the post, having been offered another proposition which he is said to be considering.

Two Bronx Managers Are Held for Trial

After having been arrested for allegedly conducting a lottery, Gus Bouzis, manager of the Rosedale, and Frank Valente, operator of the Boro, have been paroled by Magistrate Ford in Bronx Magistrate's Court for hearing in Special Sessions.

The arrest of the two men is in line with the campaign by District Attorney Foley to end chance games.

Louis Weber, attorney for Skouras Theatres, yesterday was successful in having a complaint against the Park Plaza on Bank Night dismissed in the Bronx Magistrates' Court by Magistrate Murphy. Last week a similar case against the Valentine was thrown out by Magistrate Ford.

Yates Paid $75,000, SEC Report Reveals

Washington, May 4.—H. J. Yates last year received $75,000 as president of Consolidated Film Industries, Inc., it is shown in the annual report of the company filed with the Securities and Exchange Commission.

M. H. Levenstein received $39.000 for legal services, and R. I. Poucher, vice-president, was paid $19,746. Finlayson, Bennett and Morrow, attorneys, were paid $45,000.

The company was shown to have as 100 per cent owned subsidiaries the American Record Corp., Brunswick Record Corp., Studio Camera Co. (inactive), Lubin Publishing Corp., Cinema Patents Co. and Biograph Studios.

J. J. Milstein Made Republic Vice-Pres.

Los Angeles, May 4.—J. J. Milstein, western division sales manager for Republic, was today made vice-president of the organization in charge of sales. He had resigned from M-G-M a month ago to take the Republic divisional post.

Milstein left by plane today for New York where he will make his headquarters.

Milder, Griffiths Coming

London, May 4.—Max Milder and D. E. Griffiths sail for New York on the *Berengaria* May 20 to attend the Warner sales convention.

France Honors Kent

Paris, May 4.—One of the surprises of the Twentieth Century-Fox international convention which closed here Saturday was the presentation of the cross of an officer of the Legion of Honor to S. R. Kent. He was already a chevalier.

Benjamin Miggins, European manager, made the announcement and the presentation was made by M. Bigot in behalf of Foreign Minister Pierre Flandin.

Four-Weeks' Music Strike Is Settled

The strike of members of Local 802 of the A. F. M., originally called four weeks ago against 92 music publishers in the city, was settled yesterday at the last of a series of conferences between a strike committee headed by William Feinberg, vice-president of the union, and a committee of publishers led by John G. Paine, of the Music Publishers' Protective Ass'n.

Under the terms of the settlement, union recognition was obtained and an average increase in wages, including both weekly and piece work arrangements, of about 33 per cent was agreed upon. The union members, including copyists and arrangers, are expected to return to work today. Individual settlements had been made during the course of the strike with about 30 independent publishers. About 20 of the major publishers were represented in the Protective Ass'n. Other independent companies are expected to fall in line rapidly, it was indicated. A closed shop for New York was assured.

Cinema Club Board Asked to Induction

The 20 governors of the Cinema Club have been invited to be guests of the club today when the personnel of the board will be formally inducted. The governors are: Neil F. Agnew, Jack Alicoate, Joseph Bernhard, Harry D. Buckley, Jack Cohn, Sam Dembow, Ned E. Depinet, Stanleigh P. Friedman, Earle W. Hammons, Austin C. Keough, Willard S. McKay, Joseph H. Moskowitz, Louis Nizer, Charles C. Pettijohn, Martin Quigley, Phil Reisman, J. Robert Rubin, Louis K. Sidney, Frank C. Walker and Herbert J. Yates.

"Trail" Suit to Start

Trial of the suit brought against Paramount by the Trail Co., alleging that some of the vital production rights to "The Trail of the Lonesome Pine" were not acquired by Paramount, may be reached in N. Y. Supreme court here today or tomorrow.

Paramount asserts that it purchased all of the dramatic rights necessary to the production of the film.

Approve Fox Judgment

A judgment for $188, approved by Justice Charles B. McLaughlin, was filed in N. Y. Supreme Court yesterday on behalf of Fox Film Corp. against Hygrade Amusement Co., Inc., as money due on three checks.

20th-Fox to Drop English Quota Films

By BRUCE ALLAN

London, May 4.—Twentieth Century-Fox will drop quota pictures in England as a result of its arrangement for four from Robert T. Kane's New World Films and six from an unnamed producer, declared Joseph M. Schenck, chairman of the board today.

Kane's first will be "The Sport of Kings" in Technicolor.

Schenck said he hoped to complete the deal with the British producer before sailing for New York May 20 on the *Berengaria* with S. R. Kent and W. J. Hutchinson.

Kent for Honest Business

Paris, May 4.—Honesty and friendship in business were urged by S. R. Kent as the highlight of his address before the international convention of Twentieth Century-Fox sales representatives here.

Kent told the convention that the production schedule was the biggest in the company's history and that increased business is expected.

The four-day convention is regarded as a huge success. It was the first European convention of the company and was attended by 80 representatives from 26 countries. "Under Two Flags," "The Road to Glory" and "Poor Rich" were screened.

Kent, W. J. Hutchinson, Ben Miggins and others followed Schenck to London, where the London convention will open May 7 and close May 9 with a dinner at the Savoy.

F. L. Harley, managing director in England, will preside.

Annabella Signed

London, May 4.—New World Films, which will produce for Twentieth Century-Fox, has signed Annabella, French player, on a three-year contract. Her first will get under way after she makes "Ballerina" for A. T. P.

Allied Cash $2,114,569

Allied Owners Corp., which owns the Brooklyn Paramount, Loew's Pitkin, Valencia and Kings, and theatres at Birmingham, Ala., Fremont, O., and Glens Falls, N. Y., reported cash on hand as of April 1 amounting to $2,114,569.

Operations for the month of March resulted in receipts of $78,292, disbursements of $62,699, or a profit of $25,593 for the month. Allied Owners is just completing its reorganization under Section 77-B.

Schaefer Going West

George J. Schaefer, slated to go west last night, will await first bulletins today on Samuel Goldwyn's operation and leave tonight.

The sole purpose of the trip is to line up United Artists' program for next season and to set the annual sales convention.

Donat Denies Deal

London, May 4.—Robert Donat denies he has signed a two-picture deal with Max Schach of Capitol Prod. as stated by Schach recently.

WHY WE ARE NOT USING "SHOW BOAT" AS A ROAD-SHOW:

We are not entirely crazy in refusing to yield to the temptation to use "Show Boat" as a road-show.

Everybody who has seen it says it should be a road-show, with openings at high prices.

Under our contracts, we could do this, but we have a feeling that it would not be quite the proper thing to do.

We are asking all exhibitors who have "Show Boat" under contract to improve the terms of their contracts and they are doing it. They know as well as we do that we undersold it.

In fact they are so decent about it, so willing to meet us more than half way, that it would be a rather indecent thing for us to milk their territories with road-shows.

Therefore "Show Boat" will go to regular movie theatres when they need it most.

The new Universal starts off by offering the finest picture it has ever made without a single road-show—and it does so solely for the purpose of showing its good faith.

When you see "Show Boat" you will still think we are crazy for not road-showing it!

R. H. COCHRANE,
President, Universal Pictures

"Small Town" Philadelphia Top, $17,000

PHILADELPHIA, May 4.—Top figure in town was scored by "Small Town Girl" with $17,000 after a steady build at the Boyd. It was held a second week. Also good for eight days at the Fox was "Message to Garcia," with $18,000, while the $15,500 which "Mr. Deeds" got on its second week at the Stanley almost made Warners hold it over. A slump in the last two days resulted in its being pulled.

Going into its fourth roadshow week at the Chestnut, "The Great Ziegfeld" is still clicking big with capacity night shows. Matinees are weaker, holding down the total gross. The figure for the third week was $13,500.

Total first run business was $96,300. Average (excluding "Great Ziegfeld") is $81,360.

Estimated takings for the week ending April 30:

"THESE THREE" (U.A.)

ALDINE—(1,200), 40c-55c-65c, 7 days, 3rd week. **Gross:** $7,500. (Average, $8,160)

"THE UNGUARDED HOUR" (M-G-M) (2nd run)

ARCADIA—(600), 25c-40c-55c, 7 days. **Gross:** $2,300. (Average, $2,800)

"SMALL TOWN GIRL" (M-G-M)

BOYD—(2,400), 40c-55c, 7 days. **Gross:** $17,000. (Average, $14,000)

"THE GREAT ZIEGFELD" (M-G-M)

CHESTNUT—(1,500), 55c-86c-$1.10-$1.65, 7 days, 3rd week. **Gross:** $13,500.

"BIG BROWN EYES" (Para.)

EARLE—(2,000), 25c-40c-55c, 6 days. Stage: "Revue Parisienne" with Roger Pryor, Bert Walton, Nellie Arnaut and Bros., Ray Royce, Helen Denizon, Gypsy Roma-je. **Gross:** $12,500. (Average, $12,000)

"MESSAGE TO GARCIA" (20th-Fox)

FOX—(3,000), 40c-55c-65c, 8 days. Stage: Don Costello, Prof. Lamberti, Roy Campbell's Royalists. **Gross:** $18,000. (Average, 7 days, $14,000)

"HOUSE OF A THOUSAND CANDLES" (Republic)

KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,000. (Average, $4,000)

"SINGING KID" (F.N.) (2nd run)

KEITH'S—(2,000), 30c-40c-50c, 6 days. **Gross:** $2,000. (Average, 7 days, $4,000)

"MR. DEEDS GOES TO TOWN" (Col.)

STANLEY—(3,700), 40c-55c, 7 days, 2nd week. **Gross:** $15,500. (Average, $14,000)

"THE WALKING DEAD" (W.B.)

STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $6,000. (Average, $7,000)

"Deeds" Is Omaha Smash at $6,700

OMAHA, May 4.—"Mr. Deeds Goes to Town" had what it takes to bring out the cash customers here. At the end of seven days the Brandeis gross had gone up to $6,700. Normal is $3,500.

"Captain January" and "Boulder Dam" on a dual at the Orpheum pulled in a big way with a take of $9,100, over the line by $1,600.

Total first run business was $20,050. Average is $14,750.

Estimated takings:

Week Ending April 29:

"A MESSAGE TO GARCIA" (20th-Fox)
"F-MAN" (Para.)

OMAHA—(2,200), 25c-40c, 5 days. **Gross:** $4,150. (Average, $3,750)

"MR. DEEDS GOES TO TOWN" (Col.)

BRANDEIS—(1,200), 25c-35c-40c, 7 days. **Gross:** $6,700. (Average, $3,500)

Week Ending April 30:

"CAPTAIN JANUARY" (20th-Fox)
"BOULDER DAM" (W.B.)

ORPHEUM—(3,000), 25c-40c, 7 days. **Gross:** $9,100. (Average, $7,500)

"Unguarded," Show, Leader In Pittsburgh

PITTSBURGH, May 4. — "The Unguarded Hour" and a Major Bowes amateur unit went out front in a general spring pickup here last week by taking $21,000 at the Stanley. This topped normal by $3,000.

"The Ghost Goes West" proved its drawing powers by getting $7,000 at the Alvin, up by $2,000, in six days. "The Trail of the Lonesome Pine" was still $1,000 over the line at $6,000 in the Warner.

"Petticoat Fever" was a disappointment at the Penn on a take of $9,000.

Total first run grosses were $44,800. Average is $41,500.

Estimated takings for the week ending April 30:

"GHOST GOES WEST" (U. A.)

ALVIN—(2,000), 25c-40c, 9 days. **Gross:** 7,000. (Average, for 6 days, $5,000)

"WE'RE ONLY HUMAN," (Radio)
"DRAKE THE PIRATE" (First Division)

CASINO—(1,800), 20c-25c, 7 days. **Gross:** $1,800. (Average, $1,500)

"THE GREAT ZIEGFELD" (M-G-M)

NIXON — (2,100), 55c-$1.65, 12 performances. **Gross:** $14,500.

"PETTICOAT FEVER" (M-G-M)

PENN—(3,300), 25c-40c, 7 days. **Gross:** $9,000. (Average, $12,000)

"THE UNGUARDED HOUR" (M-G-M)

STANLEY—(3,600), 25c-55c, 7 days. Stage: Major Bowes' amateurs. **Gross:** $21,000. (Average, $18,000)

"TRAIL OF THE LONESOME PINE" (Para.)

WARNER—(2,000), 25c-40c, 7 days, 2nd week downtown. **Gross:** $6,000. (Average, $5,000)

"Small Town" Dual Best in Milwaukee

MILWAUKEE, May 4.—"Small Town Girl" and "Garden Murder Case," a dual bill at Fox's Wisconsin, took top money, $8,300, in what proved to be a skidding week soaped by several days of spring weather. This take was just $300 above par.

Second honors went to "Sutter's Gold" and "The Widow from Monte Carlo" with a $5,800 take at the Warner. Other business slumped, "Everybody's Old Man" and "The Moon's Our Home," being pulled at Fox's Palace after a five-day play in favor of "Mr. Deeds Goes to Town" and "'Till We Meet Again."

Total first run business was $23,400. Average for four houses is $23,000.

Estimated takings:

Week Ending April 28:

"EVERYBODY'S OLD MAN" (20th-Fox)
"THE MOON'S OUR HOME" (Para.)

PALACE—(2,800), 25c-40c, 5 days. **Gross:** $3,000. (Average, $5,000)

Week Ending April 30:

"DON'T GAMBLE ON LOVE" (Col.)

RIVERSIDE—(2,300), 20c-25c-30c, 7 days. Stage: Joe Frisco, Brown & Ames, Paul Kirkland, Lee Murray & Peggy Reese, Peggy Geary Girls. **Gross:** $4,500. (Average, $5,000)

"SUTTER'S GOLD" (Univ.)
"WIDOW FROM MONTE CARLO" (W.B.)

WARNER — (2,400), 25c-40c, 7 days. **Gross:** $5,800. (Average. $5,000)

"SMALL TOWN GIRL" (M-G-M)
"GARDEN MURDER CASE" (M-G-M)

WISCONSIN—(3,200), 25c-40c, 7 days. **Gross:** $8,300. (Average, $8,000)

Week Ending May 1:

"A MESSAGE TO GARCIA" (20th-Fox)
"GENTLE JULIA" (20th-Fox)

STRAND — (1,400), 25c-40c, 7 days. **Gross:** $1,800. (Extended first run after one week in Wisconsin).

Poetic Justice

Thomasville, Ga., May 4.—Nat Williams, manager of the Rose and a former member of the City Council, twice arrested in connection with his attempt to operate the theatre on Sunday for a charity benefit, is being boomed for mayor.

Previn Heads "U" Music

HOLLYWOOD, May 4.—Charles Previn has been signed as musical director at Universal, the first time since 1931 that post has been filled with other than conductors signed for one picture at a time. Previn, who has been conducting the Real Silk radio program for the last two years, was associated formerly with the Shuberts, Florenz Ziegfeld, Klaw & Erlanger, Charles Dillingham, George Gershwin, the Roxy and the Music Hall.

Milliken at Princeton

Carl E. Milliken, secretary of the M.P.P.D.A., will address a class at Princeton on Friday on "The Motion Picture in Public Opinion," as the guest of Prof. Harwood Childs of the Dep't. of Social Science. Milliken will take the place of Will H. Hays, who was scheduled to address the class, but has been delayed on the coast.

"Things" Gets $20,000

The second week of "Things to Come" at the Rivoli approximated $20,000. "I Married a Doctor" in its second stanza at the Strand tallied around $9,500.

Warners Buy Drama

Warners have secured world film rights and American stage rights to "The White Horse Inn," Erik Charell play which has been a sensation in Europe and Australia.

Wall Street

Eastman Best Board Gain

	High	Low	Close	Net Change
Columbia, vtc ...	32	32	32	— ½
Consolidated	4½	4½	4½	— ⅛
Consolidated, pfd	15⅝	15½	15½	— ½
Eastman	159¼	158½	159	+2¼
Loew's, Inc.	46	45⅛	46	+ ½
Paramount	8⅝	8½	8⅝	.....
Paramount 1 pfd.	67⅞	67⅞	67⅞	—2⅛
Paramount 2 pfd.	9⅝	9⅜	9½	— ⅜
Pathe	8⅞	8⅝	8⅝	— ⅛
RKO	5⅞	5⅝	5¾	.....
20th Century-Fox	23½	23	23½	.....
Universal, pfd ...	97	97	97	.....
Warner Bros.	10	9¼	9⅞	+ ¼

Little Curb Action

	High	Low	Close	Net Change
Sonotone	2¾	2⅝	2¾	.....
Technicolor	27	26½	27	— ¼
Trans-Lux	3¾	3⅝	3¾	+ ⅛
Universal	10	10	10	.....

Bonds Move Fractionally

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	23¾	23¼	23¼	— ½
General Theatre Equip. 6s '40 ctf	23¾	23¾	23¾	— ¼
Keith B. F. 6s '46	93	92	92	— ½
Loew's 6s '41 ww deb rights	96⅜	96¼	96⅜	+ ¼
Paramount Pict. 6s '55	87	85¾	86½	+ ½
Warner Bros. 6s '39 wd	92	91⅝	91⅞	— ⅜

(Quotations at close of May 4)

306-Allied Merger Moves Are Suspended

(Continued from page 1)

but for us, the word of Local 306 doesn't mean anything any more," the spokesman said.

When Allied and Local 306 began a cross-picketing campaign in the Bronx recently, the latter organization viewed the rupture as minor holding that this would not interrupt negotiations at the time. Local 306's attitude today has undergone a complete change.

Meanwhile, the Century circuit and Rugoff & Becker over the week-end went into Kings County Court and obtained an injunction against picketing by wives, relatives and friends of several Empire operators let out at the Midwood, Patio and Sheepshead. As soon as the operators were discharged, pickets began parading the three houses and Mitchell Klupt, attorney for Century, went into court.

In answer to Allied's charges, Local 306 yesterday stated:

"We are out to unionize every theatre in Greater New York. The so-called truce between Allied and Local 306 has been broken repeatedly by the action of Allied in reducing the wage scale of men employed in non-union houses. In accordance with the truce we said nothing, but when Allied began to picket our houses in the Bronx with the avowed object of reducing wages and increasing hours we determined to fight."

The rupture is said to have started when the University in the Bronx, employing Allied, changed ownership and switched to Local 306. Under the truce neither union was to bid for unionizing theatres employing the other union. When the Allied men were ousted at the University, the union's executives became irked and started to picket Loew's Grand, on the same street.

The number of houses Local 306 is picketing in the Bronx and Manhattan totals 21; in Brooklyn, 20; in Queens, five.

K-A-O and Keith Profits in Jump

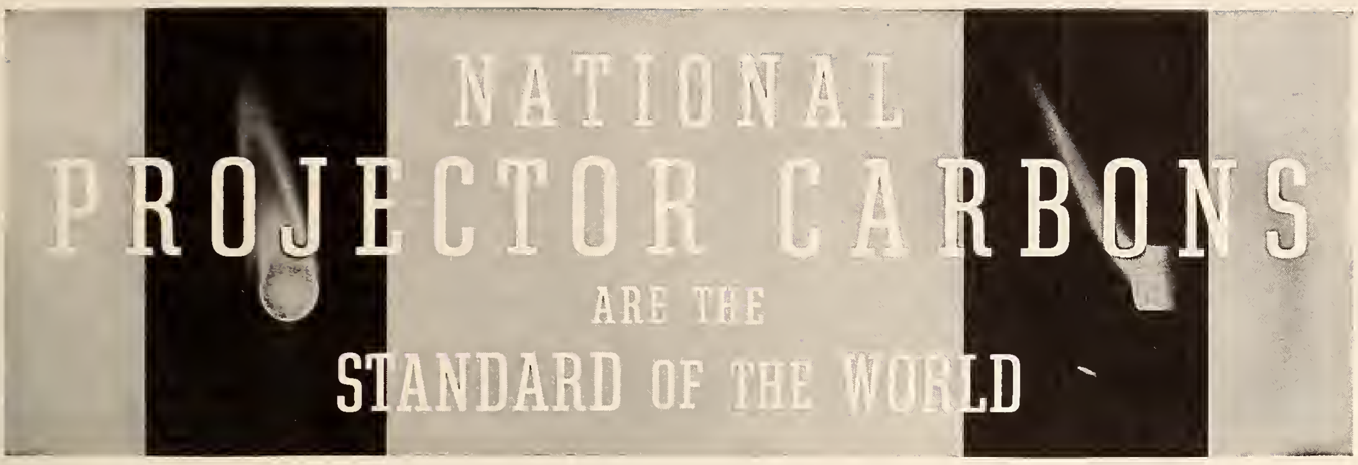
(Continued from page 1)

414.04. Income taxes for the first 1936 quarter were $63,040. For the same 1935 period they were $12,835.

For the 52 weeks ending March 28, 1936, KAO and subsidiaries had a net profit of $648,167.49 after all charges. This is equal to $10.07 per share for the 64,304 shares of seven per cent cumulative preferred stock outstanding.

For B. F. Keith the operating profit in the first quarter reached $426,751.48 before depreciation and income taxes, with $142,275.08 set aside for depreciation and $46,150 for income taxes. For the opening three months of 1935 operating profit, also before depreciation and taxes, was $204,923.81, with $169,103.68 for depreciation and $6,000 for income taxes.

For the 52 weeks ending March 28 B. F. Keith and subsidiaries had a net of $673,151.21 after deduction of all charges.



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Only the selection of the picture exceeds in importance the quality of your projection light as a means of assuring satisfied patrons.

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NATIONAL PROJECTOR CARBONS

HIGH INTENSITY · LOW INTENSITY

Theatres using low intensity, D.C., reflecting arc lamps will obtain best results by operating under conditions shown in the following table.

National SRA Projector Carbons give a steady arc at higher currents than are permissible with regular low intensity carbons.

National Cored and Solid Projector Combinations for Low Intensity D. C. Reflecting Arc Lamps

Arc Current Amperes	Approx. Arc Volts	Polarity	SIZE and KIND		
			National Cored Projector		National Solid Projector
10-15	54-57	Positive	9 mm x 8″		....
		Negative	....		6.4 mm x 8″
16-20	54-57	Positive	10 mm x 8″		....
		Negative	....		7 mm x 8″
21-25	54-57	Positive	12 mm x 8″		....
		Negative	8 mm x 8″	or	8 mm x 8″
26-30	54-57	Positive	13 mm x 8″		....
		Negative	9 mm x 8″		....
31-35	54-57	Positive	14 mm x 8″		....
		Negative	10 mm x 8″		....
			National SRA Cored Projector		
28-32	54-57	Positive	12 mm x 8″		
		Negative	8 mm x 8″		
32-42	54-57	Positive	13 mm x 8″		
		Negative	8 mm x 8″		

NATIONAL

PROJECTOR CARBONS

NATIONAL CARBON COMPANY, INC.

Carbon Sales Division, Cleveland, Ohio
Unit of Union Carbide UCC and Carbon Corporation

Branch Sales Offices
New York ◆ Pittsburgh ◆ Chicago ◆ San Francisco

"Deeds" Smash Cleveland Hit With $17,500

CLEVELAND, May 4.—"Mr. Deeds Goes to Town" was a smash hit at Warners' Hippodrome, more than doubling the average take with a gross of $17,500. This almost equalled record business at the Hipp. It moved over to the Allen for a continued downtown run.

"Captain January," in its second week, won second place, topping the usual $3,000 take by $1,000 at the Allen.

"The Trail of the Lonesome Pine," also playing a second week, took $1,000 more than par at Loew's Stillman. "These Three" grossed the usual $12,000 average at Loew's State.

Total first run business, exclusive of "The Great Ziegfeld," was $50,000. Average is $42,000.

Estimated takings for the week ending May 1:

"CAPTAIN JANUARY" (20th-Fox)
ALLEN—(3,300), 30c-35c-42c, 7 days, 2nd week. **Gross:** $4,000. (Average, $3,000)

"THESE THREE" (U.A.)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $12,000. (Average, $12,000)

"TRAIL OF THE LONESOME PINE" (Para.)
LOEW'S STILLMAN—(1,900), 30c-35c-42c, 7 days, 2nd week. **Gross:** $5,000. (Average, $4,000)

"THE WITNESS CHAIR" (Radio)
RKO PALACE—(3,100), 30c-42c-60c, 7 days. Stage: Horace Heidt and his Brigadiers. **Gross:** $11,500. (Average, $15,000)

"MR. DEEDS GOES TO TOWN" (Col.)
WARNERS' HIPPODROME — (3,800), 30c-35c-42c, 7 days. **Gross:** $17,500. (Average, $8,000)

"THE GREAT ZIEGFELD" (M-G-M)
HANNA—(1,500), 50c-75c-$1.00-$1.50, 7 days. Roadshow. **Gross:** $16,750.

Rumanian Duties on Film Are Increased

WASHINGTON, May 4.—The increase in the "established value" of films and a corresponding increase in the ad valorem duty will have an adverse effect on distribution in Rumania, according to a report received by the U. S. Dep't of Commerce from Consul Sheldon T. Mills in Bucharest.

According to the new regulations, all imported merchandise is subject to a new 12 per cent ad valorem tax in addition to existing duties. An increase in the turnover tax was also effected by the adoption of new forms for determining value. It raises the "established value" on films from 1,500 lei per 100 kilograms to 2,300 lei, at which rate the regular 12½ per cent ad valorem tax is to be assessed.

Royer Distribution Set

HOLLYWOOD, May 4. — Fanchon Royer, who recently returned to the independent production field, has completed a deal to distribute six pictures of her 1936-37 program through Nate Soland. Miss Royer will start producing early in June.

Wellington to National

Duke Wellington, former art director for Publix Theatres, has been signed by Charles L. Casanave as art director for National Screen Accessories, Inc. Wellington's headquarters will be in the home office.

Key Grosses Dip Slightly After Easter Week Boom

After their swift Easter week comeback grosses fell off slightly for the week ending April 20-24 to $1,703,822 in the 29 key cities reporting to MOTION PICTURE DAILY. This was $28,278 below the previous week.

The slight drop, however, still left the total well up among the high spots recorded since the opening of the current theatrical season last September. Grosses have been higher only seven times during this period; in mid-November, Christmas week, New Year's, in late February, mid-March and last week.

Pleasant spring weather usually has an adverse effect upon grosses, but so far this has not been apparent. At present 179 key city first runs are open. This figure compares with 180 first runs which were listed as open during the prevous week.

Comparative grosses for the latest available periods:

	Week Ending April 23-24		*Week Ending April 16-17*	
	No Theatres	*Gross*	*No Theatres*	*Gross*
Boston	7	$106,000	7	$93,500
Buffalo	6	50,500	6	57,800
Chicago	9	132,100	9	130,500
Cincinnati	7	59,100	9	58,400
Cleveland	5	52,500	5	73,700
Denver	7	31,500	7	35,500
Detroit	6	73,700	6	77,000
Houston	4	31,100	4	28,200
Indianapolis	5	40,150	5	29,500
Kansas City	5	33,800	5	55,400
Lincoln	5	11,800	5	12,900
Los Angeles	9	96,422	9	69,700
Louisville	7	28,700	7	23,300
Milwaukee	5	30,900	4	32,100
Minneapolis	4	29,000	5	25,000
Montreal	5	52,000	5	50,500
New Haven	4	21,600	4	23,400
New York	10	257,200	9	282,950
Oklahoma City	4	14,600	4	12,600
Omaha	3	18,000	3	23,400
Philadelphia	10	100,800	10	108,700
Pittsburgh	4	40,400	6	36,600
Portland	6	39,000	5	27,500
Providence	5	48,700	5	53,400
San Francisco	10	82,400	10	96,900
St. Louis	7	69,050	7	71,550
St. Paul	5	20,000	4	14,000
Seattle	7	32,500	7	36,100
Washington	8	100,300	8	92,100
	179	$1,703,822	180	$1,732,100

Key city grosses from September to the last week in April:

	No. Theatres	*Gross*
Sept. 26-27	164	$1,655,050
Oct. 3-4	178	1,572,310
Oct. 10-11	178	1,452,499
Oct. 17-18	178	1,563,750
Oct. 24-25	180	1,534,575
Oct. 31-Nov. 1	186	1,544,724
Nov. 7-8	185	1,545,710
Nov. 14-15	183	1,722,305
Nov. 21-22	181	1,578,550
Nov. 28-29	181	1,593,860
Dec. 5-6	183	1,766,910
Dec. 12-13	180	1,434,785
Dec. 19-20	171	1,321,385
Dec. 26-27	175	1,228,199
Jan. 2-3	179	1,918,729
Jan. 9-10	179	1,901,455
Jan. 16-17	176	1,722,400
Jan. 23-24	173	1,539,065
Jan. 30-31	177	1,515,300
Feb. 6-7	168	1,591,350
Feb. 13-14	174	1,680,180
Feb. 20-21	175	1,558,185
Feb. 27-28	178	1,777,650
Mar. 5-6	179	1,689,550
Mar. 12-13	181	1,761,547
Mar. 19-20	174	1,502,583
Mar. 26-27	172	1,521,800
Apr. 2-3	174	1,373,875
Apr. 9-10	177	1,354,624
Apr. 16-17	180	1,732,100
Apr. 23-24	179	1,703,822

(*Copyright*, 1936, *Quigley Publications, Inc.*)

"Deeds" 2nd. Week Leader, Minneapoli

MINNEAPOLIS, May 4.—"Mr. Deed Goes to Town" stood them up at th Orpheum in its second week and ra the take up to $7,500. The only com petition to speak of was "The Moon' Our Home" at the big Minnesot where the gross reached a par $10,00

"Deeds" also was strong at th Orpheum in St. Paul, going $2,00 over par for a take of $6,000. "Wif vs. Secretary" was over par by $50 on a gross of $6,000 at the St. Pau Paramount.

Total first run business in Minne apolis was $27,500. Average is $25, 500. Total first run business in S Paul was $17,500. Average is $16,00

Estimated takings:

Minneapolis:

Week Ending April 30:

"THE GHOST GOES WEST" (U.A.)
WORLD—(400), 25c-35c, 7 days, 2n week. **Gross:** $3,500. (Average, $3,000)

Week Ending May 1:

"THE GARDEN MURDER CASE" (M-G-M)
LYRIC—(1,238), 20c-25c, 7 days. **Gross** $1,500. (Average, $1,500)

Week Ending May 2:

"THE MOON'S OUR HOME" (Para.)
MINNESOTA—(4,000), 25c-55c, 7 days Stage: Dave Appollon. **Gross:** $10,000 (Average, $10,000)

"MR. DEEDS GOES TO TOWN" (Col.)
ORPHEUM—(2,900), 25c-40c, 7 days, 2n week. **Gross:** $7,500. (Average, $5,500)

"MODERN TIMES" (U.A.)
STATE—(2,300), 25c-40c, 7 days. **Gross:** $5,000. (Average, $5,500)

St. Paul:

Week Ending May 2:

"WIFE VS. SECRETARY" (M-G-M)
PARAMOUNT—(2,300), 25c-40c, 7 days. **Gross:** $6,000. (Average, $5,500)

"THE GARDEN MURDER CASE"
RIVIERA—(1,000), 25c-40c, 7 days. **Gross:** $3,000. (Average, $3,500)

"MR. DEEDS GOES TO TOWN" (Col.)
ORPHEUM—(2,000), 25c-40c, 7 days. **Gross:** $6,000. (Average, $4,000)

"BOULDER DAM" (W.B.)
TOWER—(1,000), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

"THE PASSING OF THE THIRD FLOOR BACK" (G.B.)
WORLD—(400), 25c-35c, 7 days, 2nd week. **Gross:** $2,000. (Average, $1,500)

K. C. Insurance Rate For Robbery Raised

KANSAS CITY, May 4.—Costs of theatre operation have been increased here. Rates for holdup and robbery insurance have been increased from $27 to $50 per $1,000. This is applicable to Greater Kansas City, including Kansas City, Kan.

The rates, promulgated by the National Board of Surety & Casualty Underwriters approximately every two years on experience of the preceding three to five years, did not change for theatres in the out-state Kansas and Missouri territory. The St. Louis rate remained the same.

Burglary (forceful entry to the premises after closing) rates were reduced 25 per cent last July, and this reduction remains effective.

Kansas City now becomes one of the five places in the United States in which the highest rate is applied to risks under the robbery-holdup heading.

Highest Court Denies Metro "Lynton" Plea

(*Continued from page 1*)

as for review of the Circuit Court f Appeals decision, which awarded e plaintiffs $21,000, plus attorneys' es, as damages for 84 showings of e film, based on the $250 minimum amage clause in the copyright laws.

In its petition, M-G-M pointed out at on the minimum damage basis, might be subject to penalties runng as high as $2,000,000 since the lm was played in 8,000 theatres.

Both the play and the picture were ased on the account of a poisoning rial in Scotland about 80 years ago, nd the material, it was contended by M-G-M, was in the public domain. he case was held to be of major imortance to the industry because of e effect of the decision on other picures founded on material in the pubc domain which is used by authors nd playwrights.

"The questions decided are of great nportance because they involve the onstruction of the copyright act, and heir decision directly affects the purose of said act as declared by the onstitution, and because of their effect pon a great industry of international cope which through the medium of notion pictures is engaged in the ramatization of historical events and tandard works in the public domain," M-G-M asserted in its petition. "They re of great importance in the trial f all copyright cases in the Federal ourts."

Plea Made by 18 Producers

The company was joined in its lea for review by 17 other producers nd distributors, including Twentieth entury-Fox, Warners, First Naional, Paramount, RKO, Columbia, Republic, Liberty, Resolute, B. F. Zeidman Prod., Stage and Screen Prod., Spectrum, DuWorld, Academy, Talisman, Aeolian and Aladdin.

"The film industry could not long ive nor progress without the free use of public domain material and treatments; nor do we think it was the purpose of the copyright act to restrict the legitimate use of the prior art nor the free and untrammeled use of existing dramatic rules and natural forms of treatment," the companies told the high court in their plea.

In their brief opposing the granting of the review, the authors declared that, "if even a 'very modest grade of art has in it something irreducible which is one man's alone,' the apprehension of *amici curiae* seems unwarranted, and if authors can be secure for limited times to the exclusive right to their writing, the useful arts will be promoted and the dearth of material visioned by the petitioners and *amici curiae* will in some measure be alleviated by stimulating their own writers to individual effort and encouraging other authors by the protection thus afforded."

"Deeds" Set in Portland

PORTLAND, Ore., May 4.—Michael A. Newman, Columbia exploitation head, held a trade preview of "Mr. Deeds Goes to Town" at the Paramount here over the week-end, after three weeks in Seattle.

Number Two

Universal has closed with the Frank H. Durkee circuit for all of its 1936-37 product. The deal embraces 18 theatres and was signed for the distributor by James R. Grainger, who returned from a two-day visit to the Washington exchange over the weekend.

This is Universal's second major deal for next season. The first was with the Butterfield circuit.

Expect Reelection Of Universal Heads

The new board of Universal Pictures Co., Inc., will meet Thursday to elect officers. The reelection of J. Cheever Cowdin as chairman of the board, R. H. Cochrane as president, and all other officers is expected.

The monthly meetings of the boards of Universal Pictures Corp., the wholly owned subsidiary, and of Universal Corp., the company organized by Standard Capital for its Universal holdings, will also be held Thursday.

The form of application for approval by the S. E. C. of the new capitalization of Universal Pictures Co., Inc., will probably be approved by the company's board on Thursday. If so, the application will be forwarded to Washington before the end of the week.

Report F. & M. Deal For Warner Interest

(*Continued from page 1*)

Thursday, is here to complete arrangements for the purchase of Skouras Bros. Enterprises, which is in receivership. This deal is expected to be completed this week. When the transaction goes through F. & M. will have 94 per cent of the neighborhood circuit, the outstanding six per cent being in the hands of the public.

Completion of the reorganization of the Theatre Realty Co., owner of the Fox and adjoining Humboldt Bldg., is expected before June 1.

The bondholders' committee will form a new corporation and F. & M., through a subsidiary, will sign a new lease at a rental of $2,000 per week, plus 15 per cent of the profits.

Grand Nat'l Takes Far West Exchanges

(*Continued from page 1*)

by Grand National. Alperson told MOTION PICTURE DAILY when the company was formed that he intended proceeding along no set lines and that it was not at all unlikely that existing exchanges, some of them perhaps operating under First Division franchises, may be purchased in the plan to make Grand National a nationwide distributor.

Lyda Roberti Signed

HOLLYWOOD, May 4.—Lyda Roberti was placed under long-term contract by Hal Roach after he saw her work in a Patsy Kelly short, still untitled. Miss Roberti has gone into another Kelly short. After that, she will be featured with Patsy Kelly and Rosina Lawrence in a feature, "Girls Go West."

Producers Active, 40 Films in Work

(*Continued from page 1*)

over four for the preceding week. Forty-nine films on the current year's schedules were in the cutting rooms. Paramount continued to lead the field with nine features in work.

Columbia had two features shooting, three in preparation and nine editing. M-G-M had five, one and 10; Paramount, nine, two and five; Republic, zero, four and four; Radio, three, two and two; Roach, one, one and two; Twentieth Century-Fox, six, four and four; Universal, three, zero and two; Warners, seven, one and seven; independents, four, two and four.

In the shorts division Columbia had one in work, none preparing and three cutting. M-G-M had two, one and three; Radio, one, one and two; Roach, one, one and four; Warners, zero, zero and one; independents, one, one and zero.

Pact Limitation Voted by Writers

(*Continued from page 1*)

casting of a ballot. However, only the principle of Article 12 was voted on, with the legal phase awaiting changes in the Guild constitution, as stipulated by the conservative element, which is now represented on the Guild board of directors.

The major producers, in an earlier meeting attended by Will Hays, Fred Beetson and Edwin Loeb and presided over by Irving Thalberg, met for a general discussion of the situation and declared they would fight any Guild effort to put through Article 12. There is no change in the producers' attitude with regard to the proposals to establish a closed shop for writers. It was declared that any plan to curb the free and independent relationship of producer and writer will be resisted to the utmost.

Paramount in Shift Of Managers in N. E.

BOSTON, May 4.—A drastic shakeup among Paramount branch managers in New England began here today. Al Kane was shifted from New Haven to Boston, where he was formerly located. J. H. Stevens goes from Boston to Portland, Me., to handle the office there. Edward Ruff has been transferred from Portland to New Haven.

The changes were made by William Erbb, Paramount district manager with headquarters here.

Kuhn, Loeb; Cravath Win On Para. Fees

(*Continued from page 1*)

Loeb & Co. a $25,000 fee. The bank had asked $100,000 and its petition had been denied in toto by Judge Coxe. Cravath, de Gersdorff, Swaine & Wood, whose petition for $150,000 was also denied in toto by Judge Coxe, was allowed $60,000 by the higher court, which found that both had been engaged by the Paramount bondholders' committee to prepare a reorganization plan and had substantially advanced such a plan by the time of the withdrawal of the two from the reorganization proceedings. The withdrawal followed the naming of officials of Kuhn, Loeb as defendants in an action for recovery brought on behalf of Paramount by the trustees in bankruptcy against former officers and directors of the company. Judge Coxe ruled that the withdrawals disqualified Kuhn, Loeb as reorganization managers and held that, therefore, neither the bank nor its attorners was entitled to fees.

Root, Clark, Buckner & Ballantine had asked a fee of $700,000 and were appealing from Judge Coxe's allowance of $200,000. Cook, Nathan & Lehman had petitioned $250,000 and were appealing from Judge Coxe's allowance of $150,000. The stockholders' committee appealed on behalf of Coverdale & Colpitts, which had asked $30,000 and was awarded $18,000.

Five additional petitioners are appealing from Judge Coxe's rulings on fees and their arguments will be heard by the circuit court during the first week of June.

It was reported yesterday that Paramount might ask a writ of certiorari of the U. S. Supreme Court in a further contest of the allowances made yesterday to Kuhn, Loeb and its counsel.

Kennedy Leaves for Coast

Joseph P. Kennedy left for the coast by plane yesterday to begin his survey of Paramount production activities, his first assignment in his newly designated capacity of special adviser to the company. He was accompanied by C. J. Scollard, former executive vice-president of Pathe under Kennedy, and Arthur B. Poole, Kennedy's former Pathe treasurer. The two will assist Kennedy in his study of the Paramount situation. Kennedy is expected on the coast this morning.

IN PREPARATION-THE PICTURIZATION OF-
"Hit-The-Trail" HICKORY
ADAPTED FROM FICTION'S MOST FAMOUS AND COLORFUL CHARACTER
"DEADWOOD DICK"
The ROBIN HOOD Of The West
Note: ALL RIGHTS AND TITLE TO THE CHARACTER "HIT-THE-TRAIL HICKORY" OWNED BY HERMAN J. GARFIELD

Purely Personal

IN and around "21" yesterday, a substantial cross-section of the industry. For instance:

Bill Goetz with **Joe Moskowitz**, and, of course, **Bob Goldstein**; **Ben Goetz** and his brother, **Jack**, just returned from the coast; **Sally Eilers, Harry Joe Brown** and **Herb Yates**; **Phil Reisman**; **Jack Cohn** and **Nate Spingold** with **Harold Lloyd**; **Mrs. Chico Marx** and **Mrs. Hal Horne** combining for lunch with **Frankie James**; **Jack Connolly, Louis Shurr, Frank Orsatti, George Hirliman, Leonard Goldstein, Nell Farnol**, missing her **Lynn**; **Margot Grahame**, informing **Ben Goetz** she'd probably next see him in London; **Willard McKay, Jeffrey Bernerd**, and **Arthur Lee**.

Later: **Lloyd** declaring he leaves for the coast today; **Ben G.**, ditto unless there are complications; **Bill**, with **Joe Moskowitz** on Friday; the **Harry Joe Browns** (**Sally Eilers**) abandoning a European jaunt, maybe, for a visit to Montreal and the westward return via Banff and Lake Louise.

•

John W. Hicks, Jr., sails tomorrow on the *Washington* for a six-week visit to Paris, Berlin, London, Rome, Vienna, Budapest and Barcelona. It's his regular semi-annual trip and he doesn't expect to make any changes in Paramount's foreign set-up.

•

George J. "Jess" Willard, American National professional badminton champ, and **Bill Hurley**, coast champ, will play the game for a week on the Roxy stage, starting Friday.

•

William A. Scully, M-G-M district manager, returned from the south over the week-end to attend Capt. Harry Miller's silver wedding. He's now in Boston.

•

C. C. Ryan, Paul Benjamin, Clint Weyer, Pete Woodhull and **Louise Molitch** gathered at **Snowden & Bergen's** yesterday for a noon day snack.

•

Fred Keating arrived from the coast over the week-end. He begins a month's engagement as master of ceremonies in the Rainbow Room tomorrow.

•

Louis B. Mayer and **Al Lichtman** had a tough time of it dodging taxis as they crossed Broadway yesterday afternoon.

•

Wolff M. ("Gus") Henius, export manager of Imperial Film of Bombay, is in New York en route to India.

•

Adolph Zukor arrived on the coast yesterday for conferences. Walter B. Cokell, assistant treasurer of Paramount will also participate.

•

Tom Waller has got himself a used Cadillac for the summer.

•

George Lefko, RKO Pittsburgh branch manager, and **Leo M. Devaney**, Canadian district manager of the same company, are in New York here for conferences with **Jules Levy**.

•

Andy Smith, Jeff Bernerd, Arthur Lee, Sam Dembow, Phil Reisman, Cress Smith and **Spyros Skouras** glimpsed at the Westchester Country Club over the week-end.

•

Harry Rubin, chief projectionist at the Paramount, who was taken ill in Chicago during the S. M. P. E. meet a few weeks ago, returns to his post today.

•

Watterson E. Rothacker, Paramount studio executive, arrives here from the coast tomorrow, and will sail shortly for a two-month vacation in Europe.

•

Nicholas M. Schenck is a director in 109 corporations, according to the 1936 edition of *Directory of Directors*, just published.

•

Zac Freeman has been named managing director of Sho-Window, **Gus Edwards'** Broadway two-a-day vaudeville spot.

•

Jay Emanuel arrives today from Philadelphia and sails June 5 on the *Queen Mary* for England.

•

Sam Hammer of General Electric's exploitation department, has left on a 12-day South American cruise.

•

C. L. Brookheim, Universal manager in the Far East, is due here tomorrow from the coast.

•

Hugh O'Connell will be interviewed by **Buddy Cantor** tonight over WMCA at 7:30.

•

A-Mike Vogel returned yesterday from the coast.

•

Katharine Hepburn in town from the coast.

Looking 'Em Over

"F-Man"

(*Paramount*)

Taking a few comedy pokes at the G-Man type of film yarn, this picture has some amusing moments, for which Jack Haley, an entertaining comedian, is chiefly responsible. As the small town soda jerker who goes to the city to be a G-Man, Haley succeeds in getting in the way, but emerges victorious—and cured.

The film should be good general audience stuff, and probably will get best results if it is sold for what it is, comedy, with accent on Haley as the big-little G-Man.

Haley is given a big sendoff by the townsfolk and his best girl, Adrianne Marden. when he goes off to be a G-Man. But to the Federal men in town he is a first class pest. He gets a job behind a soda fountain, and is disconcerted when Miss Marden drops in upon him unexpectedly. When the Federal man, William Frawley, in order to dispose of him once and for all, puts him through a framed "test," in a gymnasium, the result is really entertaining comedy.

Mistaking a picture of the head of the office for a wanted desperado, Haley the ambitious knocks out the Federal chief and finds himself without the "F-Man" designation Frawley had given him. Meanwhile, without knowing it, he had been running errands for the criminal, living nearby. His final example of detection comes when he spoils Frawley's attempt to trap the gangster, who takes Frawley and Miss Marden in attempting to escape. Haley follows them, and finally aids Frawley in making his capture, although he is wounded. Then, with Frawley's congratulations in his ears, Haley and Miss Marden plan to open a drug store after they are married.

Production Code Seal, No. 1,930. Running time, 62 minutes. "G."

Set Quiz on Alleged Fraud on Bank Night

LEXINGTON, Ky., May 4.—County Judge W. E. Nichols tentatively has set tomorrow for a court of inquiry to determine if frauds have been perpetrated in the awarding of Bank Night prizes at Lexington theatres. Commonwealth's Attorney James Park requested Judge Nichols to hold the inquiry after John B. Elliott, president and general manager of the Phoenix Amusement Co., had asked him to make a thorough investigation, after hearing reports that the name of the winner of a $500 prize had been known to a number of persons as early as 11 A. M. the day of the drawing.

Mrs. J. C. Carrier, the winner, told Park she had been informed that she would be permitted to win the $500 if she would agree to turn back all but $50 of the prize money to those "fixing" the drawing. This "fixing." Park said, was done without the knowledge of the theatre management. Elliott said he wanted the entire matter exposed, no matter who might be guilty of the fraud. He said the Phoenix Amusement theatres here immediately will discontinue Bank Nights. as well as Screeno and Sweepstakes.

Rosenthal Promoted

William Rosenthal has been promoted to the post of manager of the United Artists Indianapolis office. He was formerly manager of the U.A. exchange at Pittsburgh.

Re-Sign Miss M'Donald

HOLLYWOOD, May 4.—Jeanette MacDonald has been signed by M-G-M to a new term contract. The star will again be teamed with Nelson Eddy in "Maytime,'' based on Sigmund Romberg's operetta.

Judges Pickin Ampa Membe Awards Today

(Continued from page 1)

Delacorte, Jr., magazine publishers Frank W. Walton, advertising director of Wanamaker's; Karl Egge advertising head of Bloomingdale's Robert L. Johnson, vice-president i charge of advertising of *Time*, Charles McD. Puckette, assistant t the publisher of the *New York Times*; Lauck and Hanson.

The poster award will be in the hands of artists, designers, agency executives and advertising managers handling large volumes of poster work. The committee is composed of Hugh Philbin, assistant to Barron G. Collier; Frank Quinn, New York metropolitan advertising manager for Philco radio; Fred G. Cooper, poster designer and color expert; Ben Nash, expert in color work and designer; F. S. Dieterich. advertising director of Mennen's; William A. Adriance, art director, Dorrance Sullivan & Co., and Hanson.

The exhibitor group who will vote on the most practical press sheet of the year will include Ed Kuykendall, head of the M.P.T.O.A.; Walter Vincent of the Wilmer & Vincent circuit; Edward M. Fay of the Fay circuit; Harry Brandt, head of the Brandt group of theatres in Greater New York; W. G. Van Schmus, director of the Music Hall; Si Fabian, head of the Fabian circuit; Edward Hyman, of the Century circuit, and James H. MacFarland, publicity director of the Music Hall.

Presentation of the awards will be made at an Ampa luncheon later in the month.

Molyneaux's Ruling Goes to High Court

(Continued from page 1)

reinstated at any time should this condition not be met.

It was suggested that the companies think they can save their rights by fighting the St. Louis case through to the end, and, by securing a Supreme Court review, might forestall any further action in New York on the ground that the Government had brought them into court once and had moved for a dismissal.

No decision has been reached by department officials as to how they will meet this move, but it is expected they will call the court's attention to the effect of the New York agreement.

Postpone K. C. Hearing

KANSAS CITY, May 4.—The City Council hearing on the proposed ordinance to permit circus performances on Sunday has been postponed to May 8. The I. T. O., Fox Midwest and other exhibitor groups are protesting the ordinance.

Date Horlacher Outing

Horlacher's Film Delivery Service will hold its annual outing at Morris-on-the-Delaware, New Jersey, the middle of June. The picnic will be held either June 12 or June 19. James Clark is president of the Horlacher organization.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 107 NEW YORK, WEDNESDAY, MAY 6, 1936 TEN CENTS

Majors Charge Harassment in Appeal Papers

Government Insists It Had Dismissal Right

By **BERTRAM F. LINZ**

WASHINGTON, May 5.—Deliberate harassment of the industry is charged against the Dep't of Justice by the defendants in the St. Louis anti-trust suit in their brief in support of their petition for U. S. Supreme Court review of the dismissal of the case without prejudice by Judge Molyneaux.

While the Dep't. of Justice stated yesterday that no decision had been reached as to whether the case would be fought, it was disclosed today that it was opposing the granting of the petition on the ground that the Government has an "absolute right" to dismiss cases without prejudice.

In their brief, the distributors made it clear that they believe themselves to be the object of a definite campaign by the department to secure a decision in the Government's favor, regardless of how many courts it might have been necessary to appeal to had the New York suit not been terminated by stipulation.

Pointing out that the Government, in enforcing the Sherman Law, has a choice of either civil or criminal

(*Continued on page* 12)

Kent and Schenck Deny Gaumont Buy

By **BRUCE ALLAN**

LONDON, May 5.—Sidney R. Kent and Joseph M. Schenck, speaking for Twentieth Century-Fox, and Mark Ostrer, speaking for Gaumont British, today issued a joint denial of a story published in *The Daily Film Renter* that the former company was seeking to purchase the Ostrer family's interest in G. B.

Kent and Schenck said jointly:

(*Continued on page* 12)

F. P. Canadian Gives Nathanson an Option

TORONTO, May 5.—Shareholders of Famous Players Canadian Corp. have approved a bylaw which permits President N. L. Nathanson to purchase 10,000 shares of Famous Players' stock annually for a period of five years, the purchase price being graded. For the first year's purchase the price will be $13 per share. This

(*Continued on page* 12)

Fight Awaited Upon B. & K.'s. Dualing Plan

Other Chicago Operators Bitterly Opposed

CHICAGO, May 5.—B. & K. will have a fight on their hands in the light of their decision to go double feature in all of their theatres outside the Loop.

Independents and other circuit operators are drastically opposed to the policy shift which John Balaban told MOTION PICTURE DAILY on Monday was dictated by the success of twin bills in other cities. They assert they propose opposing the B. & K. proposal to the last ditch and cite the fact that all contracts for film service here provide for single feature programs, not doubles. Exchanges, on the other hand, assert contracts can be altered to meet the dual demands of B. & K., if necessary.

Doubles have been out of Greater Chicago since October, 1932. Their return inevitably will throw theatre business into an uproar particularly in view of the Balabans' plan to swing into them this season. Commitments already made B. & K. on next year's product would change the situation and make the reinstatement of duals an easy procedure. However, to start them at the tail end of this year is like lighting a keg of dynamite.

Ampa Award Result Ready in 3 Weeks

Winners of the Ampa contest for the best advertisement to the trade, the best piece of copy to the public, the best poster and the best, or most practical, press sheet, will be made public in about three weeks, Gordon S. White stated yesterday after judges in each division had cast ballots. The occasion was a luncheon in the College Room of the Hotel Astor.

All major companies submitted what

(*Continued on page* 12)

Sarnoff Off Board Of Radio Pictures

David Sarnoff, RCA president, resigned from the board of RKO Radio Pictures, Inc., at a meeting of the company's directors held late Monday. Sarnoff was succeeded by Lunsford P. Yandell, assistant treasurer of RCA.

Sarnoff's resignation from the board of the RKO picture holding company

(*Continued on page* 12)

Hirliman First

George A. Hirliman is indicated as the first producer enrolled in the ranks of Grand National Dist. Corp. in small advertising display copy which appears elsewhere in *Motion Picture Daily* this morning.

Designed to protect the title, the copy declares Hirliman will produce "Gorgeous" for the new Pathe-sponsored company.

Dissension in Writers Guild As 13 Resign

HOLLYWOOD, May 5. — Thirteen members have resigned from the Writers' Guild, it is admitted. Dissension is believed to have crept into the writers' ranks as a result of the insistence of some of the guild membership on a closed shop and the producers' ultimatum that they will fight any such demand.

Earlier this week it was stated by the guild that a unanimous vote had approved the plan to change the bylaws so the guild can affiliate with the Authors' League.

The guild admission that resignations had taken place was to silence

(*Continued on page* 10)

Giannini Bank Gets Last of RKO Notes

Dr. A. H. Giannini's Bank of America National Ass'n. yesterday acquired from Consolidated Film Industries $975,000 of secured gold notes of RKO, which constitute a lien on all of the principal assets of RKO, including the stock of subsidiary companies.

The transaction involves the granting of Bank of America National Ass'n. of a reduction of the interest

(*Continued on page* 12)

Brandt Is Reelected As Head of the ITOA

Harry Brandt yesterday was reelected president of the I.T.O.A. at the annual meeting held at the Astor. On the same slate and unopposed were Bernard S. Barr, first vice-president; George Rudnick, second vice-president; Leon Rosenblatt, treasurer; Maurice Brown, secretary; David Schneider, sergeant-at-arms; Louis

(*Continued on page* 12)

Zukor to Head Production in Company Shift

Will Be Made President Of Studio Subsidiary

Adolph Zukor will be placed in executive charge of Paramount's production operations under a plan of corporate "decentralization" which will accord increased authority to the heads of the company's six principal operating divisions, it was learned yesterday.

Zukor's coast trip is said to be in line with the current plan of departmentalized operations which, if the plan matures as proposed at this time, may require his presence at the studio for an extended period. Indications are that Zukor, who is at present chairman of the board of the studio subsidiary, Paramount Prod., Inc., will be elected president of that company in assuming his new production assignment. John E. Otterson, who is president of the subsidiary company, will replace Zukor as chairman of the board. The shift in the corporate executive posts does not affect William LeBaron's position as head of production.

In the corporate decentralization move Famous Theatres Corp., the Paramount theatre holding company,

(*Continued on page* 12)

Lesser-RKO-Breen Deal Is Completed

Sol Lesser has completed the signing of a distributing deal with RKO for four features starring Bobby Breen. The first, "Let's Sing Again," opens at the Roxy, May 8.

This marks the second contract for outside pictures arranged by Leo Spitz. The first is for the Joe E. Brown comedies which David L. Loew will produce.

Sheehan Was Paid $269,230 For 1935

By **CLARENCE LINZ**

WASHINGTON, May 5.—W. R. Sheehan, vice-president in charge of production, received $269,230 from Twentieth Century-Fox last year, the highest salary paid by the company, according to the corporation's annual statement, made public today by the Securities and Exchange Commission.

Runners-up to Sheehan were the late Will Rogers, who received $250,-

(*Continued on page* 15)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 6, 1936 No. 107

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address gpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: 4 Golden Square, London, W. 1. *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

New York Sales Tax Continued for Year

ALBANY, May 5.—New York City's sales tax which distributors have been battling in court for some time, will be continued until July 1, 1937, under the terms of a bill just signed by Governor Lehman. It returns a revenue of about $60,000,000 per year for unemployment relief.

Kennedy on Coast

HOLLYWOOD, May 5.—Joseph P. Kennedy arrived here today for Paramount studio conferences. He was accompanied by C. J. Scollard, auditor on his staff. They will examine studio production costs.

Koplar-Warner, May 26

WILMINGTON, Del., May 5.—The Koplar-Warner Bros. hearing was postponed today. The new date set is May 26.

Circle 7-7874
Golf Lessons
Practice Nets - Table Tennis
ROCKEFELLER CENTER
GOLF SCHOOL
Suite 402
1250 SIXTH AVENUE
RCA Building
NEAL FREY
PROFESSIONAL

Jones Sees Color as Only Screen Medium

Color as virtually supplanting the black and white technique, and the time when the latter will be as obsolete as silent pictures are today, were foreseen yesterday by Robert Edmond Jones, set designer for the stage and screen, who has just returned from the coast. Jones recently completed color work on "Dancing Pirate" for Pioneer and expressed more than a little enthusiasm for the medium. He declared there is a real necessity of complete standardization of projection lamps and screens in theatres in order to insure uniformity of reproduction of color films. At present, he said, such reproduction varies greatly in different theatres.

As sound followed the silent, color will follow black and white, and television will follow color as an entertainment medium, in Jones' opinion. The cost of color, now about one-third greater than black and white, will come down when there is a greater demand for its use, Jones said. He is firm in the belief that color will be as effective a medium for filming a modern story as it is for costume pictures, to which it has been confined for the most part up to now.

Jones is here now to discuss the planned production of "Othello" on the Broadway stage in the fall with Max Gordon, who will produce it. He will return to the coast in about two weeks for conferences with Walter Huston, who will star in the play. Jones expects to return here in July, but hopes to go back to Hollywood and pictures in the fall, although no definite arrangements have been made as yet.

Mo. Supreme Court Accepts State Suit

KANSAS CITY, May 5.—Sitting en banc, the Missouri Supreme Court has accepted the quo warranto proceedings of Attorney General Roy McKittrick. By issuing the writ the court assumes jurisdiction and will hear argument and testimony.

McKittrick recently filed the proceedings against General Theatrical Enterprises, Vitagraph, Paramount and RKO at St. Louis, and against Fox Midwest, Twentieth Century-Fox, Columbia, M-G-M, Paramount, RKO, Vitagraph, United Artists and Universal at Kansas City.

The St. Louis phase of the proceedings grew out of the Federal anti-trust suit there; the Kansas City phase out of the conspiracy suit of a group of independents headed by Emanuel Rolsky, president of the I. T. O., which, now in U. S. District Court here, is based on zoning and protection.

What effect the settlement of the Federal suit in St. Louis will have is not clear yet.

"Little Egypt" Case Will Be Heard Today

Hearing on the suit of Mrs. Frieda Spyropoulos of Chicago for an injunction against M-G-M to prevent the showing of "The Great Ziegfeld" and for an award of $25,000 damages is scheduled for this morning in N. Y. Supreme Court.

Mrs. Spyropoulos says she is the "Little Egypt" of the World's Fair of 1893 and that the portrayal of herself without her consent.

Mike Gets Back

A-Mike Vogel, manager of *Motion Picture Herald's* Managers' Round Table Club, is back from that flying trip to the coast.

He's a bit hoarse from trying to compete with one of those nine-cylinder Pratt & Whitney motors.

New Music Contract Sets a Closed Shop

A two-year contract calling for a closed shop, minimum wages and hours and a basic price list for arrangers on piece work was signed by Local 802 of the A. F. M. and officials of the Music Publishers' Protective Ass'n, effecting a settlement of the month's strike by the union, as published in MOTION PICTURE DAILY yesterday. Arrangers, copyists and proofreaders returned to work yesterday. The contract is with the 35 members of the M. P. P. A., but 44 independent publishers previously had signed individual agreements. There remain 13 firms still outside of the union agreements.

The agreement calls for the following minimum of $75 for arrangers, $40 for proofreaders, $35 for copyists and studio pianists; a 37-hour week for all employes, no reduction in existing salaries, a basic price list for piece work, two weeks' severance notice and the use of Local 802's stamp on all music manuscripts. All skilled workers not members of the union have until May 15 to join. After that date, the closed shop will go into effect.

Cantor Will Speak On Palestine Fund

Eddie Cantor will address a group of film executives at a luncheon of the Cinema Club at the Hotel Algonquin today, on behalf of the United Palestine Appeal. He will urge the support of the drive to aid in the development of Palestine as a refuge for Jews from various European countries.

Lee Studying Scripts

Rowland V. Lee, director of "One Rainy Afternoon," who arrived from the coast yesterday, has not yet determined on his next picture, he said. He is reading five or six scripts which he brought with him from Hollywood, and expects to make a decision within a few days. The scripts he is studying are from various producers, he said. He has no contract commitments at present. He will remain here for two weeks. during which he will attend the opening of "One Rainy Afternoon" at the Rivoli next Wednesday.

Hicks Shifts Managers

John W. Hicks, Jr., Paramount vice-president in charge of foreign-activities, has made the following changes abroad: L. Foldes, manager, from Budapest to Batavia, Java; Dr. N. G. Palugyay from Bucharest, Roumania, to Budapest; Franz Sieter to Bucharest; A. Lichtscheindl, district manager for Austria, Jugoslavia and Roumania, with headquarters in Vienna, takes over Hungary as well.

Howard to Produce And Act in a Film

CHICAGO, May 5.—Leslie Howard, en route to England with Mrs. Howard and their son, said today: "I'll be gone six months. My present plans call for my producing a picture myself. The story will be 'Bonnie Prince Charlie.'

"I'll try to hire myself for the lead," he added, "and will probably windup directing myself. The picture will be shot in Scotland early this fall for Warner release.

"Chicago must be a nice place; you don't have double features here."

John Considine, Jr., also en route to Europe with Mrs. Considine, said: "I am looking for backgrounds for my next film musical, 'Hats in the Air,' starring Eleanor Powell and Robert Taylor. Scenes will be laid in England. We have found the formula for musicals and expect to sign several novelty acts in England."

Considine has just signed a new long term M-G-M contract.

Hanbury Is Chosen Leishman Successor

LONDON, May 5.—Ralph Hanbury has been named to succeed E. D. Leishman as chairman and managing director of RKO Pictures, Ltd., Radio's British organization. Leishman resigned early last month.

Hanbury started in the industry with the Stoll Film Co., rising from branch manager to general manager and holding the latter position for five years. He joined the Welsh-Pearson Co. at its inception as general manager, and after three years went to M-G-M for a short while as branch supervisor, leaving there to join Radio when the firm was started here. He was general manager at the time of his promotion.

Bowles Here to Confer

Arch Bowles, San Francisco division manager for National Theatres, is in town for product conferences with Spyros Skouras and J. J. Sullivan, western film buyer. Sullivan returns to his desk today after recuperating from a recent operation. It is understood William T. Powers, Skouras attorney, will sit in on all product negotiated in the future.

Paramount Signs Boles

HOLLYWOOD, May 5. — Paramount has signed John Boles for one picture which William LeBaron will produce, though no story has been selected. Boles is now a free lance. He leaves soon for a five-week personal appearance tour and will report to Paramount on his return.

Grand Nat'l Dist. Corp.
announces
for immediate production
"GORGEOUS"
to be produced by
GEORGE A. HIRLIMAN

UNIVERSAL'S MAMMOTH MUSIC DRAMA

IRENE DUNNE

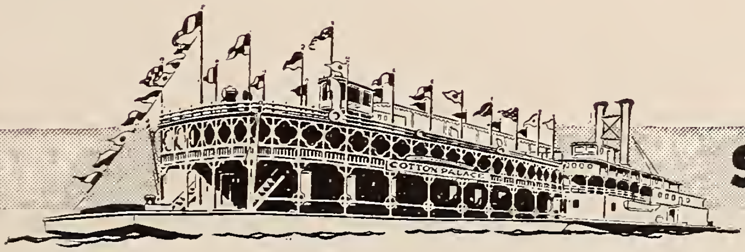
as

"MAGNOLIA"

in

SHOW BOAT

Management
CHAS. K. FELDMAN CORP.


COTTON PALACE

SHOW BOAT

"SHOW BOAT"

When the Motion Picture Herald devotes two pages to tip you off in advance – then it must be sumpin'!

'SHOWBOAT' and AMERICANA

"SYMPATHETIC, EMOTION INSPIRING! FOR EVERY MOMENT OF DRAMA, THERE ARE JUST AS MANY MINUTES OF GAYETY, LIFE AND JOY! . . . BUBBLING BRILLIANCE! . . . FUN!"

Daily Variety spreads the glorious word to waiting exhibitors!

Mon., April 27, 1936 VARIETY

Film Previews!

Show Boat

"A MONEY PICTURE! . . . THEATRES SHOULD HAVE NO TROUBLE SELLING IT! . . . BROUGHT CHEERS FROM THE PREVIEW MOB!"

Sidney Skolsky rushes to tell the millions who read his Hollywood column!

DAILY NEWS, MONDAY, APRIL 27, 1936

Hollywood

By SIDNEY SKOLSKY.

Hollywood, April 26, 1936.

* * *

Universal previewed "Show Boat" on Saturday night, and like the stage play, it is now one of the screen's greatest musicals . . . It was grand seeing "Show Boat" again, it had all the warmth of meeting an old friend . . . Helen Morgan proves definitely that she should be in pictures . . . and Paul Robeson's rendition of "Old Man River" is the greatest singing ever heard on the screen . . . I spoke to Oscar Hammerstein and Jerome Kern, who did both the stage and screen plays, after the preview . . . Said Hammerstein: "I'm more than satisfied. I liked it in the movies more than I did on the stage."

* * *

"THE GREATEST SINGING EVER HEARD ON THE SCREEN!"

OPENS SOON AS N. Y. MUSIC HALL'S GREATEST ATTRACTIO

OVERWHELMS!

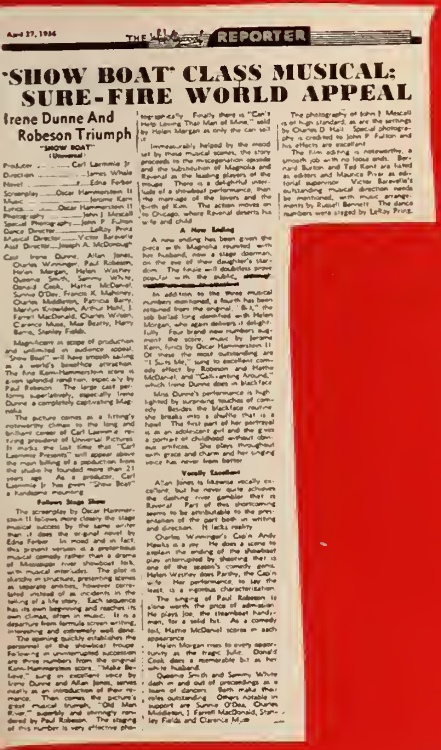
"GET READY FOR HAPPY DAYS! . . . AN INSURANCE POLICY FOR RECORD-SETTING BOX OFFICE GROSSES! . . . A NEW HIGH IN PRODUCTION VALUES AND APPEAL!"

Other pictures may get only a box in Box Office, but "Show Boat" rates a whole page review!

GET READY FOR HAPPY DAYS—HERE COMES THE "SHOW BOAT"

By IVAN SPEAR

The Hollywood Reporter goes overboard at the preview—and no wonder!



April 27, 1936 THE Hollywood REPORTER

'SHOW BOAT' CLASS MUSICAL: SURE-FIRE WORLD APPEAL

Irene Dunne And Robeson Triumph

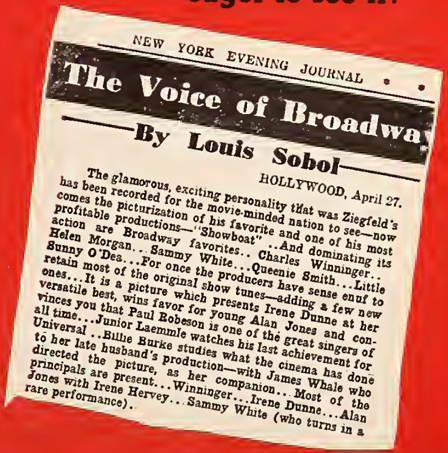
"SHOW BOAT"
(Universal)

Producer .... Carl Laemmle Jr.
Direction .... James Whale
Novel .... Edna Ferber
Screenplay .... Oscar Hammerstein II
Music .... Jerome Kern
Lyrics .... Oscar Hammerstein II
Photography .... John J. Mescall
Special Photography .... John P. Fulton
Dance Director .... LeRoy Prinz
Musical Director .... Victor Baravalle
Asst Director .... Joseph A. McDonough

"CLASS MUSICAL! SURE-FIRE WORLD APPEAL! . . . MAGNIFICENT IN SCOPE AND PRODUCTION AND UNLIMITED IN AUDIENCE APPEAL! . . . THE SINGING OF PAUL ROBESON IS ALONE WORTH THE PRICE OF ADMISSION!"

In his syndicated column Louis Sobol makes millions of potential patrons even more eager to see it!

"IRENE DUNNE AT HER VERSATILE BEST! . . . CONVINCES YOU THAT PAUL ROBESON IS ONE OF THE GREATEST SINGERS OF ALL TIME!"



NEW YORK EVENING JOURNAL

The Voice of Broadwa

By Louis Sobol

HOLLYWOOD, April 27.

The glamorous, exciting personality that was Ziegfeld's has been recorded for the movie-minded nation to see—now comes the picturization of his favorite and one of his most profitable productions—"Showboat" ..And dominating its action are Broadway favorites.. Charles Winninger.. Helen Morgan...Sammy White...Queenie Smith...Little Sunny O'Dea...For once the producers have sense enuf to retain most of the original show tunes—adding a few new ones...It is a picture which presents Irene Dunne at her versatile best, wins favor for young Alan Jones and convinces you that Paul Robeson is one of the great singers of all time...Junior Laemmle watches his last achievement for Universal ..Billie Burke studies what the cinema has done to her late husband's production—with James Whale who directed the picture, as her companion...Most of the principals are present....Winninger...Irene Dunne...Alan Jones with Irene Hervey...Sammy White (who turns in a rare performance)..

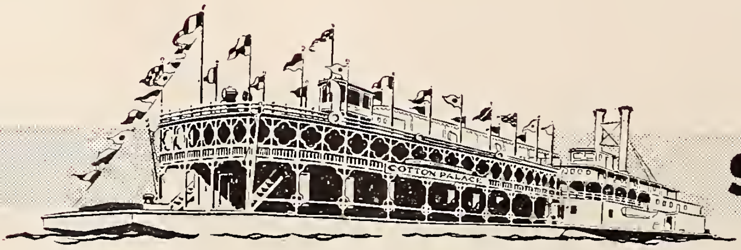
WATCH FOR NEW RECORDS! . . . STEP OUT WITH UNIVERSAL!

UNIVERSAL'S MAMMOTH MUSIC DRAMA

CARL LAEMMLE, JR.

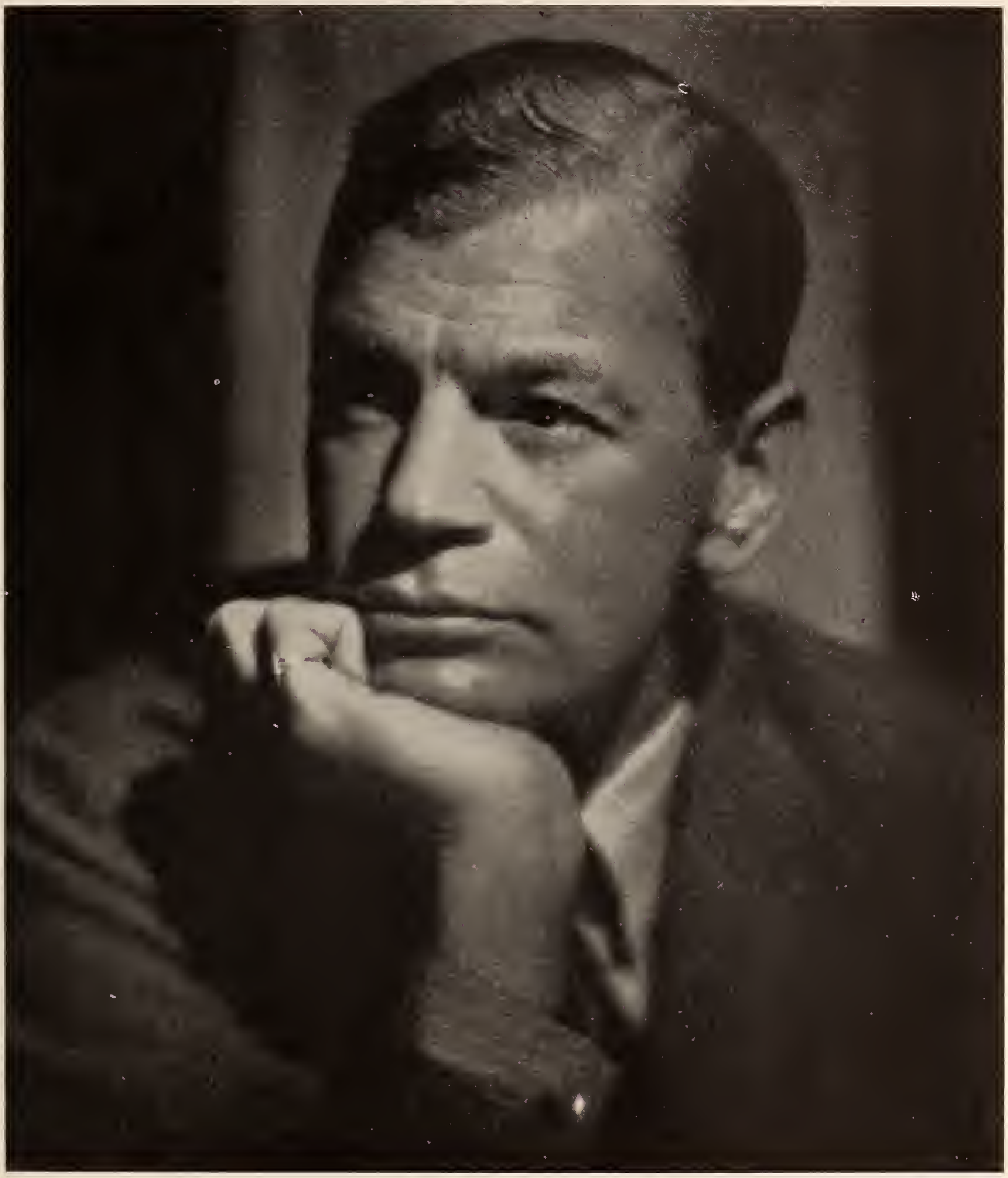
producer of

SHOW BOAT


COTTON PALACE

SHOW BOAT

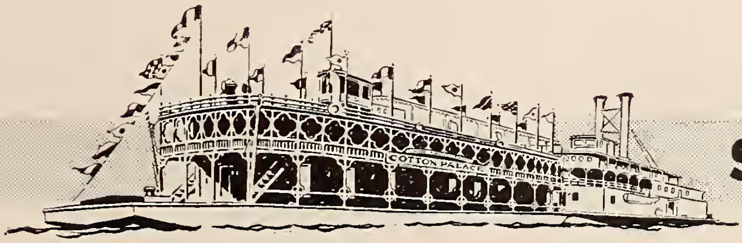
UNIVERSAL'S MAMMOTH MUSIC DRAMA



SHOW BOAT

A JAMES WHALE PRODUCTION

A Universal Picture


COTTON PALACE

SHOW BOAT

UNIVERSAL'S MAMMOTH MUSIC DRAMA

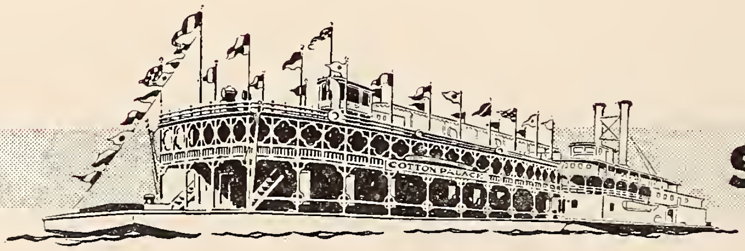
ALLAN JONES

as

"GAYLORD RAVENAL"

in

SHOW BOAT


COTTON PALACE

SHOW BOAT

UNIVERSAL'S MAMMOTH MUSIC DRAMA

SAMMY WHITE

White almost cops the picture in one scene where he sells Irene Dunne to a producer for a floor show. . . . Sammy White, in his cinematic launching, adds a new personality to the screen, and should go places.

VARIETY, April 27, 1936

Management
ZEPPO MARX

as "FRANK" in

SHOW BOAT

HELEN WESLEY

as

"PARTHY"

in

SHOW BOAT

COTTON PALACE

SHOW BOAT

Columbia's Midwest Sales Heads Confer

Kansas City, May 5.—Six Columbia branch managers from this district met at the Hotel Muehlebach in the first of the district's "sales cabinet" conferences.

With Max Roth, district manager, in charge, Harry Taylor, Kansas City; Ben Marcus, Omaha; Hi Chapman, Minneapolis; Oscar Ruby, Milwaukee; Mel Evidon, Des Moines, and Clarence Hill, St. Louis, were present and discussed their problems and experiences of the selling season just closed. They will be used in production and sales plans for next season.

Roth will go to New York again in two weeks for another conference of district managers with home office executives.

Columbia Will Make Ten Quota Pictures

London, May 5.—Columbia will produce around 10 quota pictures next season, it is learned here. Last year the requirements were six, but due to the increased releasing schedule, the number of pictures to be made locally has mounted to 10.

Joe Friedman, head of the company's activities here and on the continent, recently returned from New York and Hollywood after conferring with Harry and Jack Cohn on the new production plans.

Dissension in S. W. G. As Thirteen Resign

(*Continued from page 1*)

rumors that nearly 100 members had quit. Resignation letters will be answered by Lawrence Beilenson, guild attorney.

Rumors were rife in Hollywood today that a new guild was being discussed.

Those who have resigned are: Sam Engel, Bess Meredyth, Kenneth Earl, William Conselman, S. G. Duncan, Mark Kelly, Howard Ellis Smith, Gene Fowler and Milton Sperling, all of Twentieth Century-Fox, and Carey Wilson, William Slavens McNutt, Leon Gordon and E. Richard Schayer of M-G-M.

Elsie Wilkins Resigns

Hollywood, May 5.—Elsie Wilkins, assistant secretary of Screen Writers' Guild, tendered her resignation today after three years with the organization. Her successor has not been named.

A meeting of all voting members is planned as a result of threats now current to form a new guild.

Lesser Signs Howard

Hollywood, May 5. — Sol Lesser has signed David Howard to direct "Border Patrolmen," last of the George O'Brien series he will make for release by Twentieth Century-Fox. It is considered likely that Howard will go with O'Brien when the western star starts his series for George Hirliman.

Paramount Loans Two

Hollywood, May 5. — Paramount has loaned two players. Roscoe Karns goes to Warners for the Marion Davies picture, "Cain and Mabel," and Kent Taylor to Twentieth Century-Fox for "Ramona."

Purely Personal

ABE MONTAGUE, Jack Cohn, Nate Spingold and Abe Schneider, making a Columbia foursome of the Tavern, while Joe Moskowitz, Marc Lachmann and Bob Goldstein gathered at another table to discuss this and that. Something new has been adopted at this eatery by "Toots" Shorr. It's called the Drifter's Table and anyone unaccompanied can park himself among the gang and join in the topics of the day. Yesterday, the inauguration was spotlighted by Budd Rogers, Jack H. Hoffberg, Jack Barnstyn, Paul Greenhalgh and Herb Miller of the Emanuel Publications, Philadelphia; Harold Hopper and William Haeckell, from Hollywood; Dave Dubin and Henri Ellman, in from Chicago; John Golder, a Quaker City visitor; Joe Malcolm and Al Manheim. George Batcheller, Jr. and Sr., at another table with Maury Cohen, discussing Chesterfield and Invincible; Eddie Alperson and Bill Fitelson, talking over private matters; Leo Justin, Alec Moss, Al Selig, Leonard Goldstein and A. P. Waxman grouped at other spots. Ed Fay and Colvin W. Brown doing a twosome.

•

Lucius P. Ordway of the Wall Street investment firm of Harriman, Keech, accompanied Joseph P. Kennedy to the west coast on his Paramount studio survey assignment. Ordway, a close personal friend of Kennedy, is understood to be accompanying him in an unofficial capacity.

•

Milton Sachson, formerly with Warners, is now metropolitan salesman for Master Arts. Harry Charnass has been named salesman in Chicago. He is not the same Charnas who runs the Warner Broadway houses.

•

Sam Seidelman, U. A. manager in Mexico, gets into town today, and Harold Sugarman, U. A. manager in Panama, is due Sunday for home office conferences.

•

Louis Sobol, columnist of *The New York Evening Journal*, returned from the coast yesterday. He has been covering the Hollywood scene for the last couple of months.

•

Harry Sherman has arrived on the coast. He plans to make six Hopalong Cassidys, two Rex Beach westerns and one musical for Paramount release next season.

•

Ginette Marboeuf-Hoyet, the French prototype of Shirley Temple is due today on the *Paris*. She will go to Hollywood and will be the guest of the real Shirley.

•

Ted Curtis curbstone conferencing with Martin Quigley at 7th and 49th St. with Ben Goetz and Bill German standing by. Ben goes west today. Maybe.

•

Greta Garbo, who arrived Sunday on the *Gripsholm*, from Sweden, is slated to leave for Hollywood this afternoon.

•

Henry Sussman will open the new Central in Yonkers on May 14.

•

Col. Arthur Lucas and William Jenkins of Atlanta are in town.

HARRY GOLD, tired of waiting for Haskall Masters to show up, plunks himself down at the table where Irving Lesser, Harry Lewis and Morris Kinzler are ruminating on Hollywood at Lindy's. When Masters arrives he finds a luncheon partner in J. Arthur Hirsch, Canadian exhibitor. The Columbia crowd, as usual, occupies a table that is crowded by Joe Seidelman, Rube Jackter, Max Weisfeldt, Lou Weinberg, Louis Astor, Lou Barbano and Max Seligman. William Brandt comes in late to sit himself down with Jack Shapiro and Lou Blumenthal. Herb Ebenstein arrives to lament on the closing of Gus Edwards' Sho-Window. Harry Rathner eats by himself while Dave Miller, Cleveland; Nate Sauber, Buffalo; Pete Dana, Albany, and Al Barnett, Pittsburgh, the Buffalo alumnae, go for borscht and heavy sour cream.

•

Charles Herbert, "March of Time" cameraman, has left for a trip around the world, starting May 8 from the coast on the *President Garfield*. He will be gone about a year, filming general material en route.

•

Ben Kalmenson, assistant to Harry Kalmine, head of Warners' Pittsburgh circuit, returns May 18 from a cruise to Bermuda.

•

Louis B. Mayer, Nicholas M. Schenck, Ben and Bill Goetz among those at "Idiot's Delight" Monday evening.

•

George J. Schaefer, vice-president and general manager of U.A., left for the coast yesterday. He'll be gone several weeks.

•

E. C. Mills, Ascap general manager, is in California on a trip that will keep him on the west coast for several weeks.

•

Henry Randel, New Jersey Paramount branch manager, will leave by plane to morrow for the coast on a two-week vacation.

•

Carl Leserman is resting comfortably at the New Rochelle Hospital where he is recovering from a recent illness.

•

Morton and Mrs. Downey (Barbara Bennett) and his pianist, Hal Hoffer, sail today on the *Washington*.

•

Ike Libson, RKO theatre partner in Cincinnati, is back in the Ohio city after a week's home office conferences.

•

Hunt Stromberg has not shown up yet. Mail and wires are piling up for him at the Metro office.

•

Berthold Viertel, who has been directing for G.B. in London, to the coast any minute now.

•

Peter Lorre will be the guest of Rudy Vallee on the latter's broadcast tomorrow night.

•

D. A. Doran's summer will be devoted to conduct of the Red Barn Theatre at Locust Valley, L. I.

•

Oliver Messel, who came from London to advise M-G-M on "Romeo and Juliet" costumes and settings, will return to New York from the coast next week and sail for London, May 21.

•

William Anthony McGuire is due from the coast in about three weeks.

•

. . . Boston

Max Weisfeldt, short subject sales supervisor for Columbia, aided by Exchange Manager Tim O'Toole, induced the Mass. Federation of Women's Clubs to endorse the "Happy Hour" shorts.

Catherine Horace, secretary to Booking Manager Abraham Barry of Columbia, is convalescing from an operation.

Laurence J. O'Toole, publicity artist for the Metropolitan, is now contributing cartoon work to Esquire.

•

. . . New Orleans

R. H. Clements of the C. & C. Theatres, Shreveport, was here for a few days on film deals.

Sid Harp of the Grand, Donaldsville, reports an improvement in business and says prospects are good.

Henry Lazarus and Mrs. Lazarus have returned from Florida and Havana.

R. L. Bailey and his son with other relatives were on Film Row for a few days. He operates a circuit out of Bunkie, La.

Big Representation At Fox London Meet

London, May 5.—Practically the entire selling organization of Twentieth Century-Fox in England, Scotland and Ireland will be represented at the convention which gets underway here Thursday and continues through Saturday.

S. R. Kent, Joseph M. Schenck and W. J. Hutchinson have arrived from Paris.

Others who will be present will be: Robert T. Kane, executive producer; F. L. Harley, managing director, who will preside; R. S. Dawes, sales manager; C. V. Boag, assistant sales manager; R. Simmonds, publicity director; N. Gartside, managing director of Fox British Pictures; G. F. Sanger, producer of British Movietonews; Sir Gordon Craig, general manager of British Movietonews; K. N. Hargreaves, secretary; M. Lawrence, Leeds branch manager; H. T. Holdstock, Birmingham branch manager; R. W. Smith, Liverpool; A. Wesson, London; D. Thomas, Newcastle; V. R. Jones, Dublin; W. Carruthers, Glasgow; R. J. Parsons, Cardiff, and all the salesmen of the British branches.

Sessions are to be held at the Savoy.

Fox Men Going to Chicago

Joseph M. Schenck, Sidney R. Kent, Joe Moskowitz and William Goetz will attend the Twentieth Century-Fox annual sales meet in Chicago, starting May 30. Schenck and Kent, who are slated to return from abroad on May 15, may delay the trip a week, but will make the crossing in time for the Windy City sessions.

Goetz and Moskowitz plan to leave for Hollywood Friday. Moskowitz may not be able to get away this week end and may put off the coast trek until next week. In any event, Goetz will fly in from the studios for the sessions, while Moskowitz promises to be on hand for the sales palavers.

ROLLICKING!
UPROARIOUS!
MIRTH-PROVOKING!
TRIUMPHANT!
EXHILARATING!
SIDE-SPLITTING!
JUBILANT!
VIVACIOUS!
HILARIOUS!

IT'S ON EVERYBODY'S LIPS!

Everybody in the industry is talking about the unanimous critical acclaim which greeted he pre-view of Mary Pickford and Jesse Lasky's first offering of their new enterprise **FRANCIS LEDERER** in **"ONE RAINY AFTERNOON"** with Ida Lupino • Hugh Herbert • Roland Young.

Erik Rhodes • Joseph Cawthorn

Directed by Rowland V. Lee

. . Watch for the world-premiere
Rivoli Theatre, N. Y., Wednesday, May 13th

HAPPY-GO-LUCKY!

RELEASED THRU UNITED ARTISTS

Majors Charge Harassment in Appeal Papers

(Continued from page 1)

proceedings, the distributors told the court that in their case the department chose to invoke both, and after losing the criminal suit, instituted civil proceedings.

Discussing the dismissal of the case, it was explained that the court held it was without discretion to deny the Government's motion, but, the brief declared, explaining the situation which led up to the dismissal, "If there ever was a case in which a dismissal without prejudice should have been denied, it was this case."

"Clearly," it was contended, "if, in any situation, a plaintiff should be required to proceed or subject himself to a dismissal with prejudice, the situation existing at the time the Government's motion in this case was made is such a situation.

"If the Government is right in its contention that its right to dismiss without prejudice is absolute, then it can continue the process of bringing suit, trying its case, and then dismissing before it formally rests, thus indefinitely harassing and annoying the defendants with successive, unsuccessful efforts to prove them guilty, first in one court and then in another, on a charge of which they have already been acquitted.

"By this ingenious procedure the Government is at liberty to inflict upon the innocent persons pecuniary loss and damage far in excess of the maximum $5,000 fine provided by Congress for those found guilty of violating the Sherman Law."

The court is expected to announce whether it will grant the appeal before it adjourns its term next month, but, if granted, the case cannot be heard before next Fall.

Kent and Schenck Deny Gaumont Buy

(Continued from page 1)

"Twentieth Century-Fox had not at any time now or in the future contemplated buying control of Gaumont British, nor did they seek to do so."

A. C. Blumenthal, promoter, is generally credited with inspiring stories about the sale of the control of G. B. He has been here from New York for some months working on various deals of which G. B. appears to be his pet.

Bernerd Also Denies

Jeffrey Bernerd yesterday added to the official denial made in London of any move on the part of Twentieth Century-Fox to acquire control of G. B. He said, in part:

"In fact, far from contemplating retirement from the business, the company is going ahead with expansion plans of greater scope. In connection with these plans, the company's program of pictures for next season's release in America has been increased from 16 to 24 productions. Each one of these pictures will be of the 'A' type, first-line calibre; and the entire set-up of 24 have been budgeted accordingly."

Lightly Clad

Hollywood, May 5.—Walter Wanger has found that one of the colored boys working in "Spendthrift" is named Few Clothes.

And he looks it!

Ampa Award Result Ready in 3 Weeks

(Continued from page 1)

they considered their best efforts in one division or another. For example, while Universal was not represented in the trade paper display, it was in the pressbook division. Twentieth Century-Fox was the only major company which did not enter any phase of the competition.

Those of the judges who were not present yesterday will vote at a later date and all ballots will be kept secret until the decisions are announced at an Ampa luncheon later this month.

Judges who voted in the trade paper ad group yesterday were Martin Quigley, Jack Alicoate, Elias Sugarman, Tom Hamlin, Jay Emanuel, Charles E. Lewis, Joe Gallagher, Red Kann and Joseph E. Hanson, executive vice-president of the Frank Presbrey Advertising Agency. Gerald Lauck, vice-president in charge of the New York office of N. W. Ayer & Son, Philadelphia, was absent.

Judges who voted in the best ad addressed to the public were Hanson, Charles McD. Puckette, assistant to the publisher of *The New York Times*; Karl Egge, advertising manager of Bloomingdale's; George T. Delacorte, Jr., magazine publisher, and Harry Carey, assistant to Robert L. Johnson, vice-president in charge of advertising of *Time*. Bernarr Macfadden, Frank W. Walton, advertising director of John Wannamaker's, and Lauck were absent.

In the best poster field, votes were cast by the entire group aside from F. S. Dieterich, advertising director of Mennen's, who failed to appear. In this group were Hugh Philbin, assistant to Barron G. Collier; Fred G. Cooper, poster designer and color expert; Ben Nash, poster color designer; Frank Quinn, metropolitan advertising manager for Philco, and William A. Adriance, art director of Dorrance, Sullivan & Co., and Hanson.

The press sheet award will be determined by a straight exhibitor vote. Ballots were cast yesterday by Walter Vincent and Harry Brandt. W. G. Van Schmus appeared for a few minutes, but was represented by James H. MacFarland. Yet to vote in this classification are Ed Kuykendall, Ed Fay, Edward L. Hyman and Si Fabian.

Para. Re-Signs Dupont

HOLLYWOOD, May 5.—Paramount has signed E. A. Dupont, director, to a new term contract. His first assignment will be the direction of "A Son Comes Home" which will be produced by Albert E. Lewis. Production is scheduled to start May 7.

Goldwyn "Satisfactory"

At an early hour this morning the Doctors' Hospital told MOTION PICTURE DAILY that the condition of Samuel Goldwyn was "satisfactory and practically unchanged."

Giannini Bank Gets Last of RKO Notes

(Continued from page 1)

rate on the notes from six per cent to four per cent. This reduction has been consistently urged by Federal Judge William Bondy since early in the RKO receivership proceedings, but Consolidated Film had declined to agree to the reduction. The transaction was solely for the purpose of obtaining the lower interest rate, it was stated by A. H. McCausland, representative of Irving Trust Co. as RKO trustee. The deal was brought about by McCausland and Walton Ament of Donovan, Newton, Leisure & Lumbard, trustee's counsel.

The notes represent the unpaid balance of an original issue of $6,000,000 given to Commercial Investment Trust and Chemical Bank & Trust Co. on July 1, 1931. There was $1,825,208 of the notes outstanding when RKO went into receivership in January, 1932, and this had been reduced to $1,500,000 when Consolidated acquired them from the banks two years ago. Subsequent reductions brought the amount outstanding to $975,000 at the time of yesterday's transaction. Bank of America acquired the notes at par. The interest saving is estimated at $40,000 to $50,000.

The notes are subject to a retirement agreement which provides for $25,000 of face amount maturing on the first of every month up to March, 1937, and at $50,000 a month thereafter. RKO reserves the right to retire the balance outstanding at any time by a payment in full.

F. P. Canadian Gives Nathanson an Option

(Continued from page 1)

will continue upward to $17 per share for the fifth year.

If Nathanson retires from the company, or if he should die, the option will lapse.

An excellent public response has been reported on the new bond issue of Famous Players. All of the three per cent and three and one-half percent serial bonds, aggregating $2,100,000, were sold immediately, it was officially announced, and there has been a heavy demand from trust, insurance and other companies as well as private investors in all parts of Canada for the four and one-half per cent bonds maturing in 1951. The amount of these bonds is $5,000,000. No less than 22 bond houses are handling the issue.

Sarnoff Off Board Of Radio Pictures

(Continued from page 1)

is in line with his retirement from RKO activities in consequence of the sale of one-half of RCA's interest in RKO to Atlas Corp. and Lehman Bros. He resigned some time ago from the boards of RKO, the parent company, and from Keith-Albee-Orpheum, the principal theatre subsidiary, with Yandell succeeding him in each instance.

The meeting of the RKO Radio Pictures board is reported to have ratified the company's part in the recent settlement of the St. Louis suit, in which it was a defendant.

Zukor to Head Production in Company Shift

(Continued from page 1)

will be dissolved, it is planned. Y Frank Freeman will continue i charge of the company's theatre operations as head of the theatre department. He is a vice-president of the parent company, Paramount Pictures Inc., and will administer the theatre department under that title. John W. Hicks, Jr., also a vice-president of the parent company, continues in charge of the foreign operations. Paramount International, the subsidiary for foreign operations, has already been dissolved.

Neil Agnew continues as vice-president in charge of distribution. R. E. Anderson will continue to head the financial department as a vice-president of the parent company, and Austin C. Keough, secretary of the parent company, continues as head of the legal department.

Under this plan Otterson would remain as the over-all head in his post of president of the parent company.

Brandt Is Reelected As Head of the ITOA

(Continued from page 1)

Meyers, John Benas and Al Cooper finance committee.

Elected to the directorate were Maurice L. Fleischman, Hyman Rachmil, S. Rhonheimer, Rudy Sanders, Abe Leff, Jack Hattem, Arthur Rapf, Leo Brecher, David Weinstock, Louis Schiffman, Stanley W. Lawton, Abe Shenk, Bernard Pear, S. Seelenfreund, J. Rosenblum, Myers, Benas and Cooper.

Rapf, Benas and Hattem were named as a committee to work with Ed Kuykendall on fair trade practices.

No discussions were held on the merger with the T.O.C.C.

Brandt Asks Mayor To Settle Dispute

As a result of a rupture in the negotiations among the local operator unions, which has been followed by a renewed cross-picketing campaign in Manhattan, Bronx and Brooklyn. Harry Brandt, head of the I.T.O.A., yesterday sent Mayor LaGuardia a letter asking him to step into the situation in an effort to bring about a peace pact.

Brandt's letter goes into considerable detail about the negotiations between the I.T.O.A. and Local 306 and states that despite the approval by the exhibitors of increases from 15 to 30 per cent in their present scales, the union walked out on the deal.

In closing, Brandt states: "We would ask that you take some means of consolidating these unions, meaning Allied, Local 306 and Empire, and effectuate a contract with the theatre owners that would arrange for arbitration of any controversial point. I might say at this time that the theatre owners have always been willing to arbitrate and have always been willing to accept *your* arbitrator."

4 MORE PAGES OF PROFIT FOR YOUR DATE BOOK!

From 20th Century-Fox
. . . of course!

DATE BOOK
1935-36

20th CENTURY FOX

HALF ANGEL

Frances Dee's wistful beauty . . . Brian Donlevy's driving vitality . . . Charles Butterworth's sad-faced hilarity. Tight-lipped suspense . . . rousing thrills . . . capped with roaring laughter. An *extra dividend* hit!

ROBERT TAYLOR LORETTA YOUNG
in

PRIVATE NUMBER

Youth . . . and beauty. The screen's most exciting love team in the year's big romantic thrill. He a millionaire's son . . . she his secret sweetheart. *And when they kiss!!!*

JEAN HERSHOLT
in

THE SINS OF MAN

The star of "The Country Doctor" gives his most sensational performance. His heart speaks to your audiences' hearts . . . in the taut drama of a man weak against the desires that beset him . . . until he finds a love great enough to make him strong. And with Jean Hersholt . . . DON AMECHE . . . a find!

THE FIRST BABY

Johnny Downs as the impetuous young husband. Shirley Deane as his misunderstood wife. Dixie Dunbar who mixes up what she tries to fix. Swell little troupers all. They make you sob . . . cheer . . . laugh . . . sniffle! A picture for the young-in-heart! Extra-advertise it or you'll cheat yourself!

20th CENTURY FOX
THE KEYSTONE OF YOUR FUTURE

"Doctor" Best Chicago Draw With $15,000

CHICAGO, May 5.—"The Country Doctor," in its second week at the Roosevelt, made the best showing on the Loop. It garnered $15,000, over normal by $4,000.

"The Singing Kid" got into the money with a gross of $7,200, up by $1,700, and "Mr. Deeds Goes to Town" was strong on a take of $6,000 at the Apollo. "The Great Ziegfeld" held up to $11,800 in its third week at the Erlanger, but elsewhere there was very little to get excited about in spite of warmer weather.

Total first run business was $122,800. Average is $128,000.

Estimated takings:

Week Ending April 28:

"THE COUNTRY DOCTOR" (20th-Fox)
ROOSEVELT—(1,591), 30c-40c-60c, 7 days, 2nd week. **Gross:** $15,000. (Average, $11,000)

"LITTLE LORD FAUNTLEROY" (U.A.)
UNITED ARTISTS—(1,700), 30c-40c-60c, 4 days, 3rd week. **Gross:** $6,500. (Average, $17,000)

Week Ending April 30:

"RHODES" (G.B.)
PALACE—(2,509), 25c-35c-50c, 7 days. Stage: Abe Lyman and Band. **Gross:** $16,600. (Average, $19,000)

"13 HOURS BY AIR" (Para.)
CHICAGO—(4,000), 35c-50c-68c, 7 days. Stage: "Our Gang." **Gross:** $31,000. (Average, $32,000)

"PADDY O'DAY" (20th-Fox)
ORIENTAL—(3,490), 25c-40c, 7 days. Stage: George Givot, Jackie Heller and revue. **Gross:** $15,400. (Average, $15,000)

"THE SINGING KID" (W.B.)
GARRICK—(900), 30c-40c-60c, 7 days. **Gross:** $7,200. (Average, $5,500)

Week Ending May 1:

"MR. DEEDS COMES TO TOWN" (Col.)
APOLLO—(1,400), 30c-40c-60c, 7 days. **Gross:** $6,000. (Average, $4,500)

"KING OF THE DAMNED" (G.B.)
STATE-LAKE—(2,776), 20c-30c-35c, 7 days. Stage: "Revels Revue." **Gross:** $13,300. (Average, $13,000)

Week Ending May 2:

"THE GREAT ZIEGFELD" (M-G-M)
ERLANGER—(1,200), 50c-75c-$1-$1.50, 7 days, 3rd week, 2 shows daily. **Gross:** $11,800. (Average, $11,000)

Para. Claims Only Addis Ababa Shots

Exclusive newsreel shots of the rioting and evacuation of Addis Ababa are claimed by Paramount News as a result of advices from the British legation there that films were successfully despatched by John Dored, Paramount News cameraman, yesterday.

A. J. Richard, Paramount News editor, who received the communication from the British legation, said that Dored was the only newsreel cameraman left on the scene, other newsreels having withdrawn their representatives during the past few months.

Women's Clubs Aid Warner Dual Study

Warners have received word from the N. Y. State Federation of Women's Clubs and the Illinois Federation of Women's Clubs that they will assist in the move to test public sentiment toward dual bills.

Preliminary votes will be taken at nine regional meetings in New York state this week, and the Illinois women will vote at their annual convention in Chicago May 19-21.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Jailbreak"

(Warners)

HOLLYWOOD, May 5.—Despite the title, this picture is essentially a murder mystery laid within the walls of a state penitentiary. Joseph King, reformed racketeer, has had himself committed to the jail to avoid becoming involved in a fur robbery. A gang of fur robbers led by Richard Purcell is sent to the same prison after being turned in by Craig Reynolds, a reporter. Purcell, thinking that King has turned stool pigeon, swears vengeance. Charles Middleton, a prison guard, also has a grudge against King.

King is murdered in his cell and suspicion falls on two, after which a third motive for the slaying is introduced when it is discovered that King had confided to June Travis, his secretary, that he had a fortune cached on the outside. Reynolds, the reporter, then seeks the murderer on the theory that robbery was the reason for the crime. Meanwhile, Barton MacLane, police captain, is working on revenge as the motive. Eventually the Reynolds theory is proved correct and MacLane is made to look ridiculous. A mild romantic plot unites Reynolds and Miss Travis at the finish.

The acting in general is good, although stellar names are missing. Competent supporting performances are offered by George E. Stone, Joseph Crehan and Henry Hall. Robert D. Andrews and Joseph Hoffman did the screen play from a story by Jonathan Finn. Nick Grinde directed under the supervision of Bryan Foy. The picture makes good average entertainment.

Production Code Seal, No. 2,072. Running time, 60 minutes. "G."

"Sins of Man"

(Twentieth Century-Fox)

HOLLYWOOD, May 5.—Jean Hersholt scores a personal triumph in this beautifully produced tearjerker which reeks with sentimentality in its relentless determination to send the audience out red-eyed.

Hersholt plays a simple Swiss bellringer who disowns his older son when the lad insists on being an airplane mechanic instead of following his father as a church sexton. Hersholt's love centers on his youngest son, born deaf, and he journeys to New York in an attempt to arrange an operation for the child. The elder son is killed in a plane crash immediately after his reconciliation with his father, who is stranded in New York when war wipes out his native village and with it his younger son. Wonderful makeup shows Hersholt as an ancient derelict. At the end of the film he hears a symphony in which the melody of his church bells is dominant and in a highly emotional scene discovers the famous composer and conducter is his son whose hearing has been restored by the bombardment.

Don Ameche is assured an important screen career by his interestingly contrasted work as both brothers. J. Edward Bromberg and Ann Shoemaker are excellent as the simple peasant folk. The unusually fine cast includes Allen Jenkins, De Witt Jennings, Fritz Leiber, Francis Ford, Christian Rub, Adrian Rosley, Gene Reynolds, Mickey Rentschler, John Miltern, Paul Stanton, Edward Van Sloan, Egon Brecher, Fred Kohler, Jr., Maxine Reiner and Ruth Robinson under the joint direction of Otto Brower and Gregory Ratoff.

The screen play is by Samuel Engel, based on "Job" by Joseph Roth, and was adapted by Frederick Kohner and Ossip Dymow. Kenneth MacGowan produced handsomely.

Production Code Seal, No. 2,153. Running time, 86 minutes. "G."

20th-Fox Wins Suit

Twentieth Century-Fox yesterday was victorious in a suit brought against David Sohmer, operating the St. Albans, St. Albans, L. I., for $107 as a percentage allegedly due on the showing of "Thanks a Million." Louis Nizer, representing the distributor, claimed this money was due under an oral arrangement which provided for 30 per cent of the receipts. Sohmer held that an application he made for the picture had been rejected, but Joe Lee, Richard Gledhill and M. Seymour of the local exchange testified that the oral agreement supplanted the rejected application.

Night Meetings Stay

Periodical meetings of local branch managers will be held evenings at the New York Film Board, as heretofore, it was decided yesterday at a special meeting. Because of the summer and the desire of some branch heads to leave town early, the question of eliminating the night sessions was discussed and dropped.

David Loew on Coast

HOLLYWOOD, May 5.—David Loew has arrived here to start work on his first Joe E. Brown feature for Radio. He completed the distribution deal while in New York.

"Garcia" and Show Detroit Top, $23,60

DETROIT, May 5.—"A Message Garcia," with a vaudeville bill, we into top money at the Fox at $2 600, above normal by $3,600.

"The Moon's Our Home" was close second on a gross of $23,400, by $3,400, at the Michigan. "Spec Investigator" was $2,600 to the go on a take of $12,600 at the RK Downtown, with Buddy Rogers' ba heading the stage show. Other sp were weak.

Total first run business was $7 900. Average is $70,000.

Estimated takings for the week en ing April 30:

"A CONNECTICUT YANKEE" (20th-Fox)
ADAMS—(1,770), 10c-40c, 7 days. **Gros** $4,500. (Average, $5,000)

"A MESSAGE TO GARCIA" (20th-Fox
FOX—(5,100). 15c-75c, 7 days. Stag vaudeville. **Gross:** $23,600. (Averag $20,000)

"THE MOON'S OUR HOME" (Para.)
MICHIGAN—(4,100), 15c-75c, 7 day Stage, vaudeville. **Gross:** $23,400. (Ave age, $20,000)

"BRIDES ARE LIKE THAT" (F. N.)
"MOONLIGHT MURDER" (M-G-M)
STATE—(3,000). 10c-40c, 7 days. **Gros** $4,200. (Average, $5,000)

"THESE THREE" (U. A.)
UNITED ARTISTS—(2,070). 15c-65c, days. **Gross:** $9,600. (Average, $10,000)

"SPECIAL INVESTIGATOR" (Radio)
RKO DOWNTOWN—(2,950). 15c-75c, days. Stage: Buddy Rogers band. Jean Lang and vaudeville. **Gross:** $12,600. (A erage, $10,000)

Warner Outing Set

The Warner Club, home office or ganization, will hold its annual boa ride and outing on June 18. Thi year the trip will be to Playland, Ry N. Y., on the *Peter Stuyvesant*. Th entire boat has been chartered for th day.

Wall Street

Majority in Board Have Gains

	High	Low	Close	Net Chang
Columbia, vtc	34	33	33½	+1½
Columbia, pfd	45	45	45	— ¼
Consolidated Film	4⅞	4¾	4⅞	+ 3
Consolidated, pfd.	16	15⅞	16	+ ½
Eastman	162	161	161	+2
K.-A.-O., pfd	90	90	90	+2
Loew's, Inc.	47⅝	46⅜	47¼	+1¼
Paramount	8⅞	8⅝	8¼	.....
Paramount 1 pfd.	69⅞	69¾	69⅞	—1¾
Paramount 2 pfd.	9¾	9⅝	9¾	+ ¼
Pathe Film	9⅛	8¾	9	+ ⅜
RKO	6¼	6	6⅛	+ ⅜
20th Century-Fox.	24	23½	24	+ ½
20th Century, pfd.	33⅝	33¼	33⅝	+1¾
Warner Bros.	10⅜	9⅞	10	+ ⅛

Curb Issues Hold Levels

	High	Low	Close	Net Chang
Sonotone	2¾	2⅝	2¾	.....
Technicolor	27⅞	27	27⅞	+ ⅞
Trans-Lux	3¾	3¾	3¾	.....

Bonds Gain ⅛ to 2 Points

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40	24½	24	24½	+1¼
General Theatre Equip. 6s '40 ctf	24¾	24½	24½	+ ¾
Keith B. F. 6s '46	93	92⅜	93	+1
Loew's 6s '41 ww deb rights	96¾	96¼	96¾	+ ⅜
Paramount Pict. 6s '55	89	87	88½	+2
RKO 6s '41 pp.	65	64	65	+2
Warner Bros. 6s '39 wd	93	92	92	+ ⅛

(Quotations at close of May 5)

’Deeds” 3rd. Week Seattle Best, $5,950

SEATTLE, May 5.—"Mr. Deeds Goes Town" was still top attraction here its third week at the Liberty. It n the gross up to $5,950, over par $1,950, while all other houses were eling the effects of spring, or some- ing.

Even strong attractions like "Petti- at Fever" and "Everybody's Old an" at the Blue Mouse, "Small own Girl" at the Fifth Avenue, and 3 Hours by Air" with "Farmer in e Dell" at the Orpheum failed to ake the grade.

Total first run business was $30,400. verage is $33,500.

Estimated takings for the week end- g April 25:

"PETTICOAT FEVER" (M-G-M)
VERYBODY'S OLD MAN" (20th-Fox)
BLUE MOUSE—(950), 25c-40c-55c, 7 ys, 2nd week, extended run from pheum. **Gross: $3,100.** (Average, $4,000)

"SMALL TOWN GIRL" (M-G-M)
FIFTH AVENUE—(2,500), 25c-40c-55c, 7 ys. **Gross:** $6,400. (Average, $7,000)

IR. DEEDS GOES TO TOWN" (Col.)
LIBERTY — (1,800), 20c-25c-40c-55c, 7 ys, 3rd week. **Gross:** $5,950. (Average, 000)

"RHODES" (G.B.)
MUSIC BOX—(950), 25c-40c-55c, 7 days. **oss:** $2,750. (Average, $4,000)

"13 HOURS BY AIR" (Para.)
"FARMER IN THE DELL" (Radio)
ORPHEUM—(2,450), 25c-30c-40c, 7 days. **oss:** $5,200. (Average, $6,000)

"ROAD GANG" (F.N.)
MURDER ON THE BRIDLE PATH" (Radio)
PARAMOUNT — (3,050), 20c-25c-30c, 7 ys. **Gross:** $4,100. (Average, $5,000)

LEATHERNECKS HAVE LANDED" (Republic)
REX—(1,500), 15c-20c-30c, 7 days. Stage: audeville and band. **Gross:** $2,900. (Aver- e, $3,500)

Looking 'Em Over

"La Canzone Del Sole"

(Nuovo Mondo)

The latest importation from Italy by Nuovo Mondo, this romantic comedy-drama features the Italian opera star, Giacomo Lauri-Volpi and offers something for lovers of good music everywhere since the singer is in fine voice in the several numbers he renders. Subtitle translations of the Italian dialogue make it a simple matter to follow the trend of the story.

The music was written by Pietro Mascagni, and is entirely enjoyable. For Italian audiences anywhere the film should be easily sold and thoroughly enjoyed. Outside of the music and the appearance of Lauri-Volpi, there is comparatively little in the story itself to draw the patronage of the average American lacking a knowledge of the language.

The story, one of mistaken identity and romance, is set in Berlin, Venice, Rome and Capri. Lilliane Dietz, ambitious to be a singer, hears Volpi but does not see him. An agent seeks to sign the star to a contract, but is told to see the star's lawyer in Venice. But he is sentenced to three days in jail for insulting a policeman and asks the girl to go for him, mailing postcards en route, since he is afraid to tell his wife of his arrest. In Venice the girl mistakes the lawyer for the singer; he does not tell her who he is and they travel about Italy, falling in love.

The agent, released, goes to Italy, while his wife follows when she receives all the postcards at once, which are mailed together accidentally. When the girl learns the truth she leaves for Berlin, but stops off to hear Volpi sing. In return for reconciling the lawyer and the girl, the agent gets the contract and is able to appease his wife.

Reviewed without production code seal. Running time, 85 minutes. "G."

"We Are from Kronstadt"

(Amkino)

In 1919 the Red Army was faced with difficulty as it fought White troops in the vicinity of Petrograd. A detachment of marines from Kronstadt on the Baltic was enlisted and went to the relief of the embattled rebels. They were defeated and a lone survivor made his way back to the base, roused the remaining marines, returned to the scene and scored a victory as they relieved the intrenched troops who were about to be overcome. This is the historical background on which this Soviet importation is based. Of course it glorifies the revolution and may be of interest to the audiences who rabidly attend the "little" theatres for their entertainment.

The situations are well done after the Russian fashion and the camera work, particularly the scenes on the battlefields, is superb. The film has English subtitles which effectively transmute the thread of the story.

The scenario is by Vsevolod Vishnevsky. E. Dzigan directed and N. Naumov-Straj did the photography. In the cast are names perhaps somewhat familiar to American audiences. The outstanding performances are given by V. Zaichikov and G. Bushuev.

No production code seal. Running time, 93 minutes. "G."

"Champagne Charlie," previewed last night at the Center, was reviewed on April 28.

"Till We Meet Again," opening Friday morning at the Capitol, was reviewed by wire from Hollywood on April 12.

"Let's Sing Again," to be previewed tomorrow night at the Roxy, was reviewed from Hollywood by wire on April 17.

Sheehan Was Paid $269,230 For 1935

(Continued from page 1)

0, and Warner Baxter, who was id $208,000.

Twelve directors were paid a total $300,753, the report disclosed. Of is, a total of $295,993 went to four rectors who are officers, while seven her officers received $155,014. Eight ersons in executive positions re- eived a total of $282,433, and 95 ctors, producers, writers, technicians, c., were paid $5,198,470.

Under a contract, which, the re- ort states, has been canceled, George hite received $48,446 for his produ- er's percentage of gross rentals, hile Hughes, Schurman and Dwight ere paid $200,000 as general counsel, nd Alfred Wright received $20,800 s counsel.

The company reported that holders f 10 per cent or more of its stock n Feb. 1, last, were the Chase Na- onal Bank, 574,753½ shares of pre- rred, or 42.29 per cent, and 287,- 76¾ shares of common, or 23.43 per ent; White, Weld & Co., 202,126 hares of preferred, or 14.87 per cent; oseph M. Schenck, 204,642⅝ shares f common, or 16.68 per cent; Darryl . Zanuck, 183,979½ shares of com- on, or 15 per cent, and William oetz, 214,642⅝ shares of common, r 17.5 per cent.

Sidney R. Kent, president, has an ption for six years beginning Aug. 22 last, at a price of $18.24 per share, and 40,000 shares have been reserved for issuance to officers in part payment for services rendered at a price to be determined by the board of directors, but not less than $10 per share, it was shown.

The report also showed a contract with William Goetz commencing Oct. 10, last, at $2,000 per week, and one with Walter J. Hutchinson as general foreign manager for five years beginning Jan. 1, last, at $750 per week for the first year, $850 for the second year, $950 the third year and $1,000 thereafter.

The company reported it had 100 per cent ownership of United American Investing Corp.; Fox Realty Corp. of California; Fox Film Realty Corp.; Movietone Music Corp.; Twentieth Century-Fox of Texas; Dundas Holding Corp.; Twentieth Century-Fox Distributing Corp.; New Art Plays, Inc.; Fox Film, Brazil; Fox Film Federal, Inc.; Fox Film de Cuba; Fox Film A.S.; Fox Film Co., Ltd.; O/Y Fox Film A/B; Fox Films A/S; Fox Film S.A.; Fox Film Corp., Ltd.; Fox Film Export Co.; Fox Eiga Kaisha; Twentieth Century-Fox (Canada); Fox Film Corp. (Australasia); Fox Movietone, Ltd.; Surrey Music Corp.; Sonnemann Music Co., Inc., and 87.5 per cent of Movietonews, Inc., together with 21 foreign subsidiaries, "whose disclosure would be detrimental to the interests of security holders," which are primarily engaged in distribution.

"Robin Hood" Frisco's Top With $12,000

SAN FRANCISCO, May 5.—"Robin Hood of El Dorado" was the only important grosser of the week. It garnered $12,000, up by $500, at the Paramount.

"Mr. Deeds Goes to Town" held up to $5,000 in its third week at the Orpheum, and a combination of "Small Town Girl" and "Till We Meet Again" reached $15,000, first week par, at the Warfield. "Marihuana," a state right picture, was strong at $5,000 in the Embassy, but elsewhere business was off.

Three concerts by Leopold Stokowski's orchestra attracted 18,000 persons and grossed over $32,000.

Total first run business was $76,400. Average is $83,700.

Estimated takings:

Week Ending April 28:

"WITNESS CHAIR" (Radio)
GOLDEN GATE—(2,680), 15c-25c-35c-40c, 7 days. Stage, band. **Gross:** $12,000. (Average, $14,500)

"RHODES" (G.B.)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days. **Gross:** $6,500. (Average, $7,000)

"EVERYBODY'S OLD MAN" (20th-Fox)
UNITED ARTISTS—(1,200), 15c-25c-35c-40c-55c, 7 days. **Gross:** $7,000. (Average, $9,000)

Week Ending April 29:

"MARIHUANA" (St. Rights)
EMBASSY—(1,400), 15c-25c-35c, 7 days. **Gross:** $5,000. (Average, $3,000)

"MR. DEEDS GOES TO TOWN" (Col.)
ORPHEUM — (2,440), 15c-30c-35c-40c, 7 days, 3rd week. **Gross:** $5,000. (Average, $6,800)

"ROBIN HOOD OF EL DORADO" (M-G-M)
PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $12,000. (Average, $11,500)

Week Ending April 30:

"BRILLIANT MARRIAGE" (Invincible)
"PANIC ON THE AIR" (Col.)
FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $5,300. (Average, $6,000)

"SMALL TOWN GIRL" (M-G-M)
"TILL WE MEET AGAIN" (Para.)
WARFIELD — (2,680), 15c-30c-35c-40c, 7 days, 2nd week. **Gross:** $15,000. (Average, $15,000)

Week Ending May 1:

"PASSING OF THE 3RD FLOOR BACK" (G.B.)
CLAY—(400), 15c-35c, 7 days. **Gross:** $1,100. (Average, $1,000)

"GREAT ZIEGFELD" (M-G-M)
GEARY—(1,400), 55c-85c-$1.10-$1.65, 7 days, 3rd week. **Gross:** $7,500. (Average, $10,000)

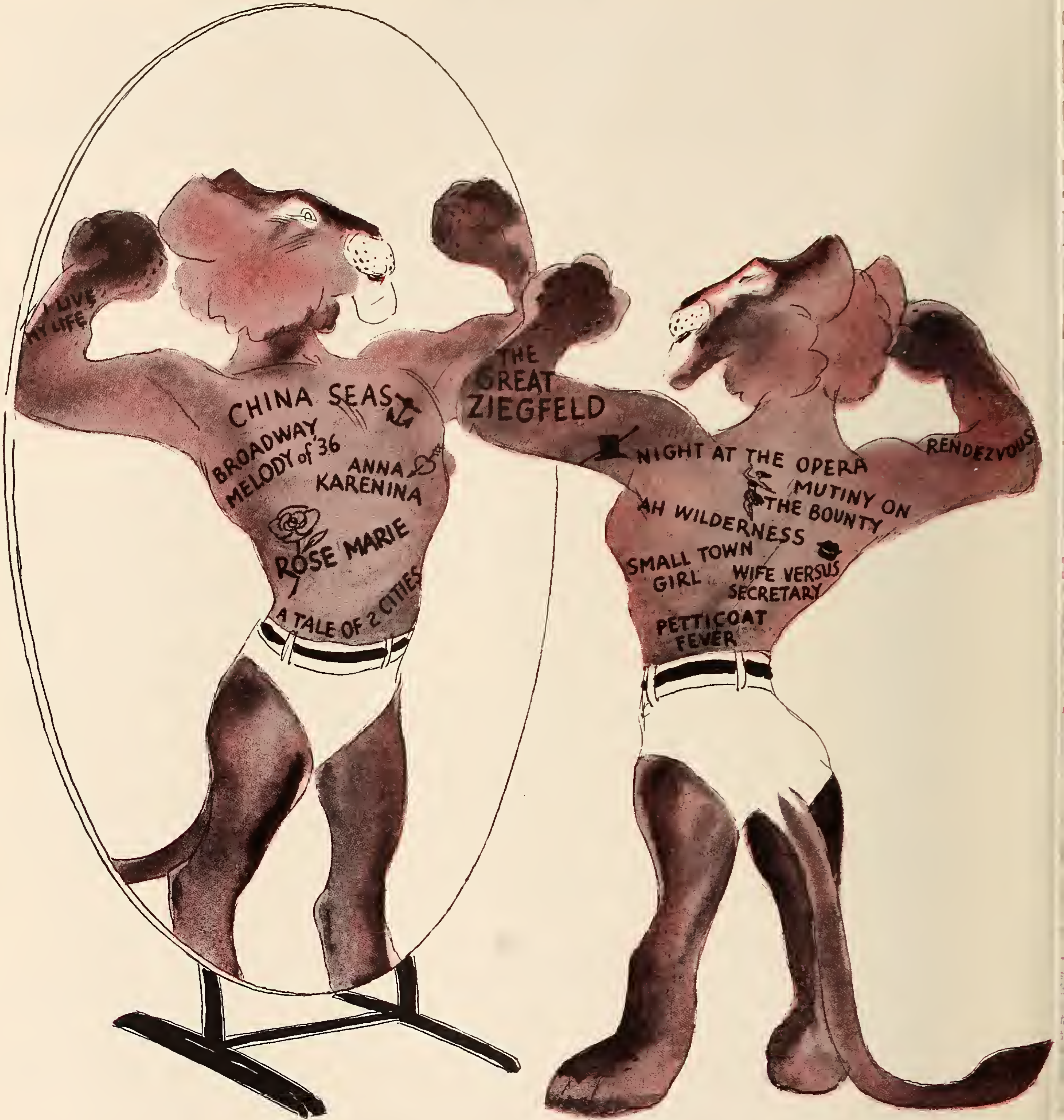
"U" Managers Leave After Seeing "Boat"

Managers of all Universal eastern and Canadian exchanges returned to their territories yesterday following a showing of "Show Boat." James R. Grainger, general sales manager, brought the sales crew in to get a first hand view of the picture prior to the annual sales meeting.

Attending the screening were Pete Dana, Albany; J. Ezell, Atlanta; W. P. Kelly, Boston; Nate Sauber, Buffalo; James Hobbs, Charlotte; P. Krieger, Cincinnati; Dave Miller, Cleveland; M. Joseph, New Haven; J. Engel, Philadelphia; Al Barnett, Pittsburgh; E. Heiber, Washington, and the Canadian group.

Allied Meets Tomorrow

Allied of New Jersey will hold a state-wide luncheon meeting at the Stacy-Trent hotel in Trenton, tomorrow.


I LIVE MY LIFE
CHINA SEAS
BROADWAY MELODY of '36
ANNA KARENINA
ROSE MARIE
A TALE OF 2 CITIES
THE GREAT ZIEGFELD
NIGHT AT THE OPERA
RENDEZVOUS
MUTINY ON THE BOUNTY
AH WILDERNESS
SMALL TOWN GIRL
WIFE VERSUS SECRETARY
PETTICOAT FEVER

COVERED WITH GLORY!

(What will Leo do now? He's got only a few choice locations left and the tattoo artist is on the way over to add titles of other great M-G-M entertainments to come!)

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)L. 39. NO. 108 NEW YORK, THURSDAY, MAY 7, 1936 TEN CENTS

Republic Will oin Industry Program Talks

W. Ray Johnston Sends Word to Kuykendall

Republic yesterday accepted the P.T.O.A. bid to participate in the hibitor organization's trade prace conferences, which will be rened here next Tuesday with indilual companies following a prelimry joint conference with seven nanal distributors two weeks ago.

W. Ray Johnston, president of Reblic, accepted for that company in letter to Ed Kuykendall, M.P.T. A. president. Johnston said that he ould be glad to receive the exhibitor ade practice committee at his office an individual meeting on the comny's sales policies for the new sean. The acceptance leaves Warners the only national distributor not

(Continued on page 5)

lore Writers Quit Over Guild's Stand

Hollywood, May 6.—More resigtions from the Screen Writers' uild have intensified the disturbance er the demand for a closed shop and e move for affiliation with the Auors' League.

James K. McGuinness, Patterson IcNutt, John Lee Mahin and Bert almar, conservative leaders, have nt in their resignations, explaining at they felt the guild was no longer ting in the best interests of the riters.

They say their checkup shows only) per cent of the voting membership tended last Saturday night's meeting hen a vote was taken on Article 12 the constitution. These figures are ontradicted by the guild's board.

Guild leaders say those quitting are ibjecting themselves to possible legal tion as violators of Article 12.

M-G-M Sees Record For Its Convention

M-G-M sales executives predict a ecord attendance at the sales convenon scheduled to start Monday at the almer House. Chicago. Sessions will un through May 13, with individual eetings on May 14 and 15.

In the past the company has held wo regional meetings. This year all e sales staff gathers at one. with bout 240 persons expected, including

(Continued on page 4)

Sales Conventions Nearly Set

Major companies in practically all instances, have completed plans for their sales conventions. The schedule as it now stands, the dates being inclusive:

Company	*City*	*Date*
Columbia	Chicago, L.A. or N.Y.	Between June 1-15
Gaumont British	Warwick, New York	May 22-25
M-G-M	Palmer House, Chicago	May 11-15
Paramount	Chicago or Kansas City	June 5-6
Republic	Drake, Chicago	June 4-6
RKO	Waldorf, New York	June 1-3
20th Century-Fox	Congress, Chicago	May 30-June 1
United Artists	Probably regionals	Undetermined
Universal	Astor, New York	June 1-3
Warners	Ambassador, Los Angeles	June 1-5

Nassau Houses Told to Stop All Giveaways

All theatres in Nassau County have been given notice by District Attorney Martin W. Littleton to discontinue chance games and the distribution of giveaways by May 25. The move follows the same action taken recently by District Attorney Foley in the Bronx and is believed by theatre men to have been motivated by a decision handed down some weeks ago by the Appellate Division of the Supreme Court holding Farmer Miller in viola-

(Continued on page 5)

End Moves to Make Deal on RKO's Debts

Negotiations for the settlement of the $9,100,000 Rockefeller Center claim against RKO have been abandoned after being in work for more than a year and the claim will be contested by the RKO trustee in Federal court here on Monday unless an unforeseen development occurs in the meantime.

Col. William J. Donovan and George Leisure, of counsel to Irving Trust Co. as RKO trustee, are sched-

(Continued on page 4)

Showmen's 4-Day Exhibit To Be Started on May 19

Plans have been set for the second annual Show of Showmanship conducted by the Managers' Round Table Club of *Motion Picture Herald*. It will start May 19 and last four days at Quigley Publications' headquarters on the 30th floor of the RKO Bldg., Rockefeller Center.

Campaigns submitted by theatre advertising. publicity and exploitation men to the Managers' Round Table Club will be on display. and in addition there will be a variety of campaigns submitted by home office publicity and advertising departments. About 5,000 invitations are being sent out.

The arrangements committee includes both film and theatre executives. The film men are: Neil F. Agnew, Edward L. Alperson, Leon J. Bamberger, John D. Clark, P. D. Cochrane, Jack Cohn, Hy Daab, Ned E. Depinet, S. Charles Einfeld, Ed Finney, John C. Flinn, Robert Gillham, J. R. Grainger, Monroe Greenthal, Paul Gulick, John Hicks, W. Ray Johnston, Jules Levy, Al Lichtman, Charles E. McCarthy, S. Barret McCormick, Dan Michalove, Herman Robbins, George J. Schaefer, Si Seadler, Gradwell Sears, A. W. Smith. Nate Spingold, Abe Waxman and Gordon White.

Theatre men are: Carter Barron, Joe Bernhard, Mort Blumenstock, H. D. Buckley, Ed Churchill, Oscar Doob, J. J. Fitzgibbons, Frank Y. Freeman, Louis Frisch, Irving Lesser. Arthur Mayer, C. C. Moskowitz, Martin J. Mullin, R. J. O'Donnell, Samuel Rinzler, Ted Schlanger, W. G. Van Schmus, George Skouras and J. R. Vogel.

Subcommittee Is to Approve Booking Bill

Move Will Put It Up to Commerce Committee

By CLARENCE LINZ

Washington, May 6.—A favorable report on the block booking bill will be made to the Senate Interstate Commerce Commitee by the subcommittee headed by Senator Neely of West Virginia, it was learned today.

The subcommittee met early this week to determine what to do with the measure and voted to report it favorably. The submission of such a report will bring the matter before the full committee.

The committee has not been advised by Chairman Wheeler of Montana when the measure will be brought up. The group has no scheduled days for meeting, but convenes at the call of the chairman.

Agreement Is Near On Dramatist Pact

An agreement between the Dramatists' Guild and the League of N. Y. Theatres on provisions of a playwright's contract acceptable to both is expected within the next few days as a result of daily meetings held this week at guild headquarters by the contract committees of the two organizations.

While the producing managers have not formally committed themselves to either the 60-40 split of the proceeds from the sale of film rights to stage plays or the retention by the author of control of his script, the current discussions have advanced beyond these two major points of the dramatists' contract, it is learned. The guild committee is reported to be

(Continued on page 4)

New Move to Reopen F. W. C. Bankruptcy

Los Angeles, May 6.—T. L. Tally and the Corbar Corp. have filed notice of intention to amend their petition to reopen the Fox West Coast bankruptcy.

They contend new evidence has been discovered since the case was last submitted to Judge Fee.

U.S. District Judge George Cosgrave will hear argument by attorneys on May 11.

William H. Neblett, law partner of

(Continued on page 4)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 7, 1936 No. 108

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixtb Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Otber Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

No Number Fixed Yet On Hirliman Series

The number of pictures which George A. Hirliman will produce for Grand National Dist. Corp. has to be worked out, according to E. L. Alperson who said yesterday the only one definitely scheduled so far is "Gorgeous."

Approve Pathe Dividend

The payment of Grand National Pictures stock as a dividend to Pathe stockholders was approved by the board of the latter company at a meeting held late Tuesday. Details of the payment are being held in abeyance pending approval of the New Grand National stock issue by SEC.

Frank J. Rembusch Dead

INDIANAPOLIS, May 6.—Frank J. Rembusch, 60, one of the first independent exhibitors in the nation, died today of pneumonia in his home city of Shelbyville, Ind. His syndicate is managed at the present time by his son, Trueman Rembusch. Funeral will be held Saturday in Shelbyville.

Induct Governors Today

The 20 board of governors of the Cinema Club will be formally inducted into office at a luncheon in club quarters at the Algonquin today.

Discuss Plans Aiding The Jews in Palestine

Preliminary plans for the organization of an amusement division to raise funds in the $3,500,000 drive for the United Palestine Appeal were discussed at a Cinema Club luncheon yesterday with subsequent meetings in the offing. A tentative means of raising money took the preliminary form of a dinner to an outstanding film executive at one of the major New York hotels sometime within the next month.

Louis Nizer acted for Nathan Burkan who had called the luncheon but who was confined to his home yesterday with a heavy cold. Eddie Cantor delved into the purposes of the fund which seeks to settle German refugees in Palestine. Present were Harry D. Buckley, Harry Brandt, Herman Robbins, Sam Dembow, Jr., Louis Phillips, Gabriel L. Hess, Saul Rogers, Hal Horne and others.

Lesser Producing 12 For 3 Distributors

Sol Lesser will produce 12 features next season, one of which will be a special and for which no distribution deal has been consummated, he said yesterday. He leaves Saturday for Hollywood.

Six of the group will be made for Twentieth Century-Fox release, three with Bobby Breen for RKO, and two for Columbia. The RKO deal for the Breen films provides for three releases next season with options extending over a period of five years.

The boy star, who was slated to appear in person at the Roxy tomorrow night with Eddie Cantor, has postponed the date until Saturday evening, due to illness. "Let's Sing Again," first of the Lesser-Breen releases for RKO, will be previewed tonight at that theatre.

Protest Park Ave. House

Sharp opposition has been registered to the plan of Robert W. Goelet, wealthy real estate owner, to build a small film house on Park Ave, in the block between 53rd and 54th Sts. A group of notables, appearing as individuals and residents of the district, appeared before License Commissioner Paul Moss to protest the granting of a license for the project to Goelet. They contend that although the theatre would be located on the side street, an arcade entrance would be on Park Ave., long restricted. Moss reserved decision on the application.

Ratify Milstein Post

Republic's board of directors yesterday officially elected J. J. Milstein, western sales manager, as vice-president in charge of sales. A successor will be named within the next few days.

Milstein, who makes his home in the west, leaves next Wednesday or Thursday for Los Angeles to wind up his personal affairs.

Get Vicki Baum Novel

The French M. P. Co. has completed negotiations with Vicki Baum. for "Helene Wilfluer," a novel, to be produced abroad by Jose Marquis Films. Jean Benoit-Levy, of "La Maternelle" fame, will direct. The film is to be made with an eye toward American consumption. Madeleine Renaud will be featured.

Good Time Was Had

Chicago, May 6. — Greta Garbo and Berthold Viertel had an exciting time here between the arrival of the Twentieth Century and the departure of the Chief. They went to the Field Museum and looked over the mummies.

A. F. A. Affiliation With Guild Is Voted

Legal formalities necessary to the conclusion of the affiliation of the American Federation of Actors and the Screen Actors' Guild on the coast, are expected to be completed shortly without difficulty, Ralph Whitehead, executive secretary of the A. F. A., said yesterday. At the annual meeting of the organization the membership had voted unanimously for affiliation, following the reading of a letter by Whitehead from Kenneth Thompson of the guild, indicating that group had approved affiliation. The agreement will be much the same as that between the Guild and Actors' Equity, Whitehead said.

The affiliation provides for mutual recognition between the two groups, making it unnecessary for a screen player to register with the A.F.A. when appearing in vaudeville, on the stage and the like. The A. F. A. meeting elected Eddie Cantor, Sophie Tucker, Fred Keating, Ed Lowry, Eddie Miller, Frank Lynch, Sid Williams and John Dilson to fill eight vacancies on the council. The membership unanimously voted the council's plan for a death benefit system to be effective in the fall.

A delegation from the stagehands' union presented Whitehead a silver gavel and block in recognition of his work "in behalf of organized labor" on the Federal theatre project. Whitehead will leave shortly on a cross-country trip, during which he will establish an office in Los Angeles.

Cocalis Fined by Court

Sam Cocalis, as head of Sprinco Amusement Corp., was fined $100 for contempt of court yesterday by Judge Louis Goldstein, for failure to appear on April 9 in response to a third party order. Cocalis had been called in connection with a judgment obtained by Columbia for breach of contract against New Union Theatre, Inc., operating the New Union in Brooklyn. Sprinco now operates the house. When Cocalis failed to appear, Phillips & Nizer, Columbia attorneys, moved that he be punished for contempt. The fine followed.

Delay Spyropoulos Suit

Hearing on the suit of Mrs. Frieda Spyropoulos, the "Little Egypt" of the Chicago World's Fair of 1893, against M-G-M for alleged damages resulting from the showing of "The Great Ziegfeld" was postponed yesterday by Justice Aaron J. Levy in N. Y. Supreme Court. The new date is May 18.

Hearst Gets Approval

SACRAMENTO, May 6.—A certificate of approval has been issued for an increase in capital stock of the Hearst Radio Corp. from $250,000 to $1,000,000. Payment of franchise tax is awaited.

Seek Speedy Ruling In Sales Tax Cas

A preference on the Appella Division calendar will be asked by t United Artists exchange for t hearing of its appeal from the ci comptroller's ruling that film renta are subject to the local two per ce sales tax.

As the case involves the city, it entitled to a preference on the cale dar. A June hearing will be ask when United Artists files its brie and record on appeal either tomorro or early next week. A June heari would make a decision possible befo the summer court recess. The ca however, is expected to be carri to the Court of Appeals at Albany either the city or the exchange befo being finally disposed of. Its outcom is regarded by distributors and e hibitors throughout the country establishing a precedent for simil taxation measures in numerous loca ties.

Ampa to Elect and Discuss the Futur

Annual election of officers will ta place at today's Ampa meeting. T slate presented by the regular nom nating committee is expected to elected unanimously. In addition the reading of reports of the vario officers there will be a discussion the future policy of the organizatio

Gordon White has sent out an a peal to members to be present in for for a discussion of the future of t organization and for a vote of co fidence in the officers. He points o that the small attendance last we made the outlook gloomy.

White says the "full possibility f future value in the organization ca not be achieved until members pa ticipate actively in the work and un attendance is based more on a desi for its serious work and less for me entertainment.

Quigley Plaque Is Presented Hollan

INDIANAPOLIS, May 6.—With me bers of the Associated Theatre Ow ers of Indiana present at the seco annual "booster" meeting of the c ganization today, *Motion Picture He ald* silver plaque for outstanding e ploitation was presented today to S Holland, manager of the Elco, El hart, Ind.

Corbin Patrick, film critic of t *Indianapolis Star*, made the present tion, declaring that exhibition is bo the spark plug and shock absorber the industry.

"If it were not for the skill and u remitting work of exhibitors," Patri asserted, "films would have remain in the nickelodeon stage."

Fox Theatres Has Loss

Fox Theatres Corp., now in proce of reorganization under Section 77- of the bankruptcy law, reports a n loss for the six months ending De 31 of $46,749. This is after expens depreciation, amortization and oth charges.

Executives Back May

Joseph M. Schenck, S. R. Kent a Walter Hutchinson are scheduled arrive from abroad on May 23.

THE PICTURE OF THE WEEK

'It's a natural', is *Variety Daily's* enthusiastic preview report on Warner Bros.' sprightly new comedy,

"TIMES SQUARE PLAYBOY," with WARREN WILLIAM

as the suavely sophisticated Wall Streeter and lovely June Travis as his torch-singing sweetie in this picturization of Geo. M. Cohan's noted stage success. Sparkling performances by Barton MacLane, Gene and Kathleen Lockhart, Dick Purcell and Craig Reynolds, plus William McGann's 'topnotch' direction, make this comedy of errors the laugh-hit of the week. Released May 9th.

End Moves to Make Deal on RKO's Debts

(Continued from page 1)

uled to oppose the allowance of the claim. It is understood that the basis of the opposition will be both the penalty clause in the Rockefeller Center leases which made RKO liable for the unamortized construction costs of the Music Hall and Center and, also, the provision in Section 77-B of the Federal Bankruptcy Laws limiting the liability of a bankrupt under defaulted leases to a three-year period. The Rockefeller Center leases, however, were worded so as to make the lessee liable for the full period of the lease in the event of receivership or bankruptcy. Whether the lease provision circumvents the Federal law has not yet been determined in the courts as no similar lease has been tested yet.

If the RKO trustee is successful on both grounds the claim stands a chance of being reduced to the amount of three years' rent on the Music Hall and Center, a total of $3,600,000.

Even if the claim were to be allowed at this amount, Rockefeller Center still would be the largest, single unsecured creditor of RKO, and as such one of the important factors in the reorganization of the company. The huge claim has been one of the principal obstacles to the advancement of a plan of reorganization for RKO during the past year. Its settlement, either in court or out of court, would permit rapid progress on a plan.

Allowance Recommended

Thomas D. Thacher, former Solicitor General, acted as a special master last summer to decide on the merits of the claim and recommended to Federal Judge William Bondy that the claim be allowed at $9,100,000. His recommendation held that the Federal three-year rent limitation did not apply in the case of the Rockefeller Center leases. Thacher is of counsel for Atlas Corp., which, in association with Lehman Bros., acquired one-half of RCA's interest in RKO and an option on the remainder subsequent to his recommendation on the Rockefeller Center claim. Atlas and Lehman now are major factors in the RKO reorganization and as such are vitally interested in having Thacher's recommendation reversed. The RKO trustee filed exceptions to the Thacher report last summer and the matter was scheduled for Federal court hearings before Judge Bondy but has been postponed numerous times while the settlement negotiations continued.

New Move to Reopen F. W. C. Bankruptcy

(Continued from page 1)

U.S. Senator William G. McAdoo charges Federal Judge William P. James and Samuel W. McNabb, referee in bankruptcy, "participated in a conspiracy to defraud creditors." In his new petition Neblett asks judgments totaling $23,185,521.

Sherman, Conn Return

Hollywood, May 6.—Harry Sherman and Maurice Conn returned here today from New York.

Fleischer Damages Approved by Court

Judge Woolsey in Federal court here yesterday approved the recommendation of Special Master Theodore S. Kenyon on damages and costs in the action of the Fleischer Studio and Cameo Doll Co., against Ralph Freundlich, Inc., doll manufacturer, for copyright infringement in the manufacture of Betty Boop dolls. Damages of $5,540 were awarded the plaintiffs, Fleischer Studio, Fleischer Art Service, Inc., and Cameo, and costs of $2,000. Woolsey also approved counsel fees for Phillips & Nizer, attorneys for the plaintiffs, of $15,000, almost three times as much as the amount of the damages.

Judge Woolsey, in approving the fees, declared the most important thing in a copyright case was not merely the damages, but the preservation of the copyright. He declared the attorneys had salvaged the copyrighted character Betty Boop, which had been attacked by the defendants, and in view of the unique nature of the case and the work of Phillips & Nizer, he considered the designated fee as justified, despite the fact that it was apparently out of proportion to the damages.

The action was begun three years ago, when Woolsey decided in favor of the plaintiffs. His decision was upheld in 1935 by the Circuit Court of Appeals and the U.S. Supreme Court, which sustained the injunction to restrain Freundlich from further manufacture of the dolls. Cameo was a licensee of Fleischer in the production of such dolls.

It was pointed out that the decision is unique in the allowance of the large amount of attorney fees in proportion to damages, and in its protection of a cartoon copyright against infringement by a three-dimension figure.

Judge Woolsey, in his approval opinion, set an important point in declaring that he is turning over to Lamar Hardy, United States attorney for the district, evidence taken from the report of the special master, that Ralph Freundlich filed a false account of the sales of the infringing dolls. He suggested investigation by the U.S. attorney looking toward a possible citation for contempt against Freundlich and an indictment for perjury against him.

That phase of the decision was indicated as important in pointing out how far a court will go in the instance of fraudulent accounting.

Hutchinson Given Admittance

Edward L. Hutchinson, night club operator, yesterday won an order from Justice Lloyd Church in N.Y. Supreme Court permitting him to see "Go Into Your Dance" in the Warner projection room and to copy from the script portions of the dialogue which, he charges, represent him as a "big shot racketeer."

Hutchinson is suing for $500,000 on the ground that he has been libeled.

New Setup for Center

Special Referee David L. Weil yesterday filed a report in N.Y. Supreme Court recommending a reorganization of Film Center, Inc., 9th Ave. and 45th St. by means of a foreclosure sale. The petitioner is the Central Hanover Bank & Trust Co., trustee under a first mortgage for $1,900,000 and a second mortgage for $300,000 dated April 23, 1928.

The report recommends a minimum bid of $50,000 by the trustee, the formation of a new company and the issue of a new mortgage for $1,900,000, with the bonds to be distributed among the first and second mortgage bondholders.

Gets Autograph

Jimmy Sileo has Toscanini's autograph on a photograph. He's quite enthusiastic about it, because he had to pry his way through a collection of detectives and others to get it on the *Champlain*.

Sileo made a candid camera picture of the maestro during the Yehudi Menuhin concert at Carnegie Hall.

Laemmle Quiz Order Issued

A motion for examination before trial was filed in N.Y. Supreme Court yesterday by Nettie Goldstein, as assignee for Max Seltzer, in a suit for $10,000 against Universal. The plaintiff seeks to examine Carl Laemmle.

The suit is based on an allegation that on Aug. 1, 1934, in *The Saturday Evening Post,* Universal asked for ideas and suggestions on production of films; that Seltzer furnished ideas, and that these were embodied in "The Man Who Reclaimed His Head" and "The Good Fairy" without compensation to Seltzer.

Universal has filed a general denial.

Orpheum Hearing Set

Referee in Bankruptcy Oscar W. Ehrhorn's report on Orpheum Circuit, Inc., will come up for hearing May 13. He recommends that because of general theatre conditions now the trustees file suits to realize upon the circuit's claims.

The voluntary petition in bankruptcy was filed by the circuit Jan. 27, 1933. In his fourth intermediary report on Sept. 26, 1933, Ehrhorn indicated there was a cash balance of $2,343, and that a total of 586 claims against the company aggregated $5,577,855.

End Nebraska Rate War

Nebraska City, Neb., May 6.—The long price war between W. J. Seydlitz, manager of the Overland, and the Paramount and Booth theatres, managed by Bob and Wes Booth, has ended with the scale being forced up from 15 cents to 30 cents on Sunday, Monday, Tuesday and Wednesday. The remaining three days will see a scale of 25 cents. The Paramount, the Booth Brothers' "B" house, will have a 20-cent charge for the first three days; 30 cents on Wednesday and 15 cents on Thursday, Friday and Saturday. Children will be a dime at all times in all houses.

The local situation had been one of the sore spots in Nebraska for a number of years.

Jones to Resume Soon

Hollywood, May 6.—Buck Jones will start "Ride 'em Cowboy," his first for the new season, early next week. The story is an original by Jones with screen play by Frank Guihan. "The Phanton Rider," last Jones production on the current program has been finished.

M-G-M Sees Recor
For Its Conventio

(Continued from page 1)

189 branch managers and salesm
10 exploitation men, eight audito
four studio representatives and
from the home office.

The coast representatives will
Louis B. Mayer, Hal Roach, Howa
Strickling and Barrett Kieslin
James FitzPatrick also expects to a
tend.

The home office delegation will i
clude:

Al Lichtman, assistant to Nichol
M. Schenck; William F. Rodge
general sales manager; T. J. Co
nors, eastern sales manager; E.
Saunders, western sales manage
Howard Dietz, director of publicit
advertising and exploitation; Silas
Seadler, advertising manager; Wi
iam R. Ferguson, exploitation ma
ager; Fred C. Quimby, manager
the short subject department; J
Gove, sales development manager;
K. Stern, assistant treasurer; Alan
Cummings, manager of exchange o
erations; Edward Aaron, easte
sales department; Charles Deeso
manager of the contract departmen
Col. E. A. Schiller, theatre depa
ment; J. S. MacLeod, manager e
change maintenance department;
J. Sonin, manager of the purchasi
department; Harold Postman, assi
ant, eastern sales department; J
Bezahler, assistant, western sales d
partment; Arthur Lacks, manag
news bookings; Joseph Vogel,
charge of out-of-town theatre oper
tion; Harold Goldgraben, assistant
Cummings; Arthur Loew, head of t
foreign department; C. B. Fog
traveling sound technician; Erne
Morrell, transportation departme
and M. L. Simons, editor of the *Di
tributor.*

Hal Roach Sets Four

Hollywood, May 6.—Hal Roach
preparing four feature length comedie
the heaviest schedule his studio h
had to date.

"Mr. Cinderella," starring Ja
Haley, has been started under the d
rection of Edward Sedgwick. Pat
Kelly, Lyda Roberti and Rosi
Lawrence will be featured in "Gir
Go West." "You'd Be Surprised"
being written now by Richard Flou
noy and Charles Rogers for Lau
and Hardy. "44th Floor" will be Ja
Haley's second feature. Edwa
Sedgwick, who will direct, is colla
orating on the story with Arthur
Jones. Spanky McFarland is to
starred in "Spanky."

Roach left the coast tonight f
Chicago and the Metro conventio

Agreement Is Near On Dramatist Pac

(Continued from page 1)

adamant in its refusal to amer
either of the two provisions and t
managers have passed over negoti
tion of them, at least for the time b
ing.

Yesterday's meeting discussed t
sale of British rights to plays. Se
eral more meetings are believed ne
essary before any decisive action
possible by either group. Any agre
ment reached by the committees wou
have to be approved by the membe
ship of both organizations.

Republic Will Join Industry Program Talks

(Continued from page 1)

conferring with the exhibitor committee.

Definite notice was received yesterday that Morgan Walsh of San Francisco, a member of the M.P.T.O.A. executive committee, would be unable to attend the coming sessions with individual companies. The exhibitor committeee, as a result, will include Kuykendall, Jack Miller, O. C. Lam, Lewen Pizor and L. C. Griffith. Kuykendall and Griffith are due here from Oklahoma City Sunday or Monday. The other members of the committee are expected late Monday, by which time Kuykendall is expected to have his schedule of meetings with the individual distributors set. The first will probably be held on Tuesday or Wednesday.

Sales and executive heads of all the participating distributors with the exception of Twentieth Century-Fox and United Artists will be available for the meetings next week. John D. Clark of Twentieth Century-Fox and George J. Schaefer of United Artists will be in Hollywood. Meetings with these companies, therefore, will be scheduled in accordance with their return to New York. It is expected that the eight company meetings will occupy more than two weeks.

While requests for representation on the exhibitor committee have been received by the M.P.T.O.A. from other exhibitor organizations, it is understood that the committee will accept proxies from any exhibitor unit supporting its 10-point trade practice program, but is opposed to enlarging the committee. The M.P.T.O.A. stand is dictated by the fear that a large committee might split on its own objectives and jeopardize concessions which some of the eight distributors already have indicated they would be willing to give.

Two Hundred Attend Griffith Convention

Oklahoma City, May 6.—Two hundred film men attended the second day's session of the convention held here by Griffith Amusement Co. Consolidated Theatres, Inc., at the Biltmore Hotel. The meetings are celebrating the silver anniversary of the Griffith brothers in the show business.

Among those present to extend their felicitations were: Ed Kuykendall, Ned E. Depinet, Neil Agnew, Joe Unger, William Kupper, M. Van Praag, Hal Young, Wallis Walthal, H. B. Walthall, Ed Rowley, Harold Robb, M. A. Lichtman, Cress Smith, Ward Scott and J. B. Dugger.

Tomorrow's sessions will be featured by talks to be delivered by New York executives and district managers of various distributing organizations.

Whitney to Come East

Hollywood, May 6.—John Hay Whitney will leave by plane for New York on Sunday.

Paul Snell has left for Denver, starting a six-weeks' tour on behalf of "Dancing Pirate."

Nassau Spots Told To Stop Giveaways

(Continued from page 1)

tion of the lottery laws of the State of New York.

Exhibitors have been notified to clear up outstanding obligations in connection with the games and giveaways by May 25. In the event the practices are continued arrests will be made, District Attorney Littleton declares.

Skouras theatres, which operates seven houses in Nassau County playing Bank Night and Screeno, does not intend to oust the games, it was stated at the circuit's headquarters yesterday. Louis Weber, attorney for the circuit, will contest the alleged illegality in court. Century circuit has about a half dozen houses playing Bank Night and Currency Award.

The circuits feel that the games are legal, according to a spokesman. They claim a person does not have to buy a ticket or be in the theatre to participate in the award. To bring home this contention, Skouras representatives point out that the wife of a police lieutenant recently won $250 without attending the Lynbrook, Lynbrook, at the night the lucky number was drawn.

Lightman Now Acts As a Radio Maestro

Memphis, May 6.—M. A. Lightman, former national M.P.T.O.A. president, now head of the tri-state group of Mississippi, Arkansas and Tennessee, is developing into the Major Bowes of the Mid-South.

Lightman acts as master-of-ceremonies each Sunday afternoon on a talent contest program staged over Station WMC here under sponsorship of a cooking oil and lard company.

Recently also units have been built from the talent found on these radio shows and Lightman is playing them in a number of his theatres around the territory.

Lightman has always taken a keen interest in the acting as well as the business end of the theatre. He takes part in several plays at the Memphis Little Theatre each year and while in Hollywood last summer was given a screen test for the role of Sutter in "Sutter's Gold," a part later assigned to Edward Arnold.

Hit G-Men Pictures

Revival of the "gangster picture" under the pretext of showing the exploits of the so-called "G-Men," is cited in the annual report of the New York Society for the Suppression of Vice, just issued. However, the report noted "an improvement tone in films has been maintained, generally speaking."

Pick Janet Gaynor Film

Hollywood, May 6.—Janet Gaynor's next at Twentieth Century-Fox will be "Ladies in Love." Charles Kenyon is doing the screenplay now. D. H. Griffith, recently signed for two years, will direct. Buddy De Sylva will produce.

"Ziegfeld" at $10,000

"The Great Ziegfeld," now in its fifth week at the Astor, continues at a steady pace with an advance sale of $10,000 reported by M-G-M. For the fourth week, the tally was $17,925, slightly under the preceding seven days.

"parole"

NEW YORK EVENING JOURNAL

The seven men now on trial as members of the "Arsenal Gang" in General Sessoins are ALL PAROLEES AND PROBATIONERS, or have been.

Dillinger was put on PAROLE OR PROBATION FIVE TIMES in his life.

Legs Diamond seemed to win probation. parole, or suspended sentences WHENEVER HE NEEDED THEM.

Two Gun Crowley had been PAROLED FIVE TIMES before his final conviction for killing a policeman.

The list could be made to cover a thousand names or more.

Yet convict coddlers persist. The criminal gets out, time after time, to commit new crimes, even unto murder.

When will America wake up?

Are we humane—or just plain crazy?

UNIVERSAL'S TIMELY SENSATION!

British Films Gain In the Philippines

English product is proving a serious competitor to American films in the Philippine Islands, declared C. L. Brookheim, Universal manager there, yesterday, on his arrival for home office conferences with N. L. Manheim, foreign sales head. Brookheim expects to remain uutil after the Universal sales convention, scheduled for June 1-3 at the Astor Hotel. He spent two weeks on the coast before coming east.

English pictures have a first run outlet in Manila, Brookheim said, and are the only serious threat to American domination in the market. They are cutting in increasingly. Spanish product has suffered in his territory, Brookheim declared. Audiences in the islands want action in their film fare, and will not patronize films that lack it. English dialogue is no obstacle to the success of a film if the action is there, he said. Musical pictures also are extremely popular with native audiences.

First run theatre business is on the upgrade, Brookheim said, and is better than last season, but subsequent run houses are maintaining only the level of the past year, which could not be considered more than fair. There is practically no new theatre construction under way on the islands, he said. The State, in Manila, opened last December, being the only new house there within the past year.

Goldsteins Honored By Film Associates

Boston, May 6.—Sam and Nathan Goldstein were feted last night at the Copley Plaza Hotel by over 200 film men. The two brothers who recently took back 14 houses from M. & P. Paramount interests and combined them to form Western Massachusetts Theatres, Inc., were guests at a unique dinner where they and Toastmaster Tom Spry, New England Warner manager, were the only speakers. Vaudeville was supplied by Charles Koerner and Ban Domingo of RKO and Al Somerby of Lathrop Theatres.

A camera and projector were presented to Sam Goldstein while Brother Nathan received a Normandie chime clock.

Tom Baily, RKO divisional head, was chairman of the affair and was assisted by William Erbb, Paramount district manager, and Louis Boas.

Bank Night Used in 5,200 Spots—Ezell

More than 5,200 theatres throughout the country are now playing Bank Night, Claude Ezell, general sales manager for Affiliated Enterprises, states. This compares with 4,500 accounts six months ago, he said.

Ezell is now in Washington and will return to New York in a few days. He added that three cases in the local courts involving Bank Night were won by his company within the last week.

G. B. Picks Sidney Title

"The Hidden Power" will be the title of the G. B. picture in which Sylvia Sidney will be starred under the direction of Alfred Hitchcock, states Jeffrey Bernerd. It will be based on a Joseph Conrad story, Miss Sidney will sail May 8 for England.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Dancing Pirate"

(Pioneer-Radio)

Hollywood, May 6.—Demonstrating conclusively that great strides have been made in the understanding of color application, especially in its relation to rapid movement, this production devotes a goodly portion of itself to exploiting the efficiency of that technical feature.

The picture introduces Charles Collins to the screen in the title role but has Frank Morgan carrying most of the entertainment appeal. The story is a fantastic comedy-romance-drama told against a background of music, dancing and spectacle. Possessed of many entertainment and commercial qualities, the plot and personnel—with the exception of Morgan—are secondary to the showmanship potentialities of color.

The locale, for the most part, is early California. Collins, a dancing master, shanghaied by pirates, is believed by the Spanish townfolk to be a buccaneer. They are about to hang him in a gay carnival atmosphere when Steffi Duna, daughter of Alcalde Morgan, discovers his dancing talents. The women of the town demand that his life be spared while he teaches them to dance in good old Boston style to the accompaniment of comedy provided by Morgan and Luis Alberni.

Collins and Miss Duna fall in love. Complications enter as Victor Varconi comes to claim the girl's hand. The quality of these sequences is heightened by the work of Morgan, Varconi and Jack LaRue. The tale builds to a comedy-romance climax when Collins, about to be exiled, is aided by Alberni in hamstringing LaRue's thug soldiers, thus breaking up Varconi's marriage plot. As Varconi is shown to be a renegade, hero Collins wins Miss Duna and Morgan's acclaim. The wedding finale is a brilliantly colored ceremony and dance spectacle.

As produced by John Speaks, the picture continuously offers evidence that color must be given serious consideration in future production. That fact is its principal showmanship feature.

Production Code Seal, No. 2,162. Running time, 85 minutes. "G."

"Three Wise Guys"

(M-G-M)

Hollywood, May 6.—Here is good average entertainment based on the old "Boy gets girl—papa stops allowance" formula. Robert Young, son of Thurston Hall, a wealthy railroad executive, falls in love with Betty Furness, partner of confidence men Raymond Walburn and Bruce Cabot. When Betty returns his love and double-crosses her associates to marry Bob, his father disinherits him. Young turns his polo ponies and other assets into cash and takes his bride on a honeymoon spree around the world.

Back home from the honeymoon and broke, the two settle in a small Pennsylvania town and Young gets a job in a factory. Later Walburn and Cabot recognize Bob's boss, Harvey Stephens, as a former confidence man and arrange to rob the plant, Stephens placing blame for the robbery on Bob. Walburn and Cabot, however, clear up matters by returning the stolen bonds on Christmas Eve, after which Young and Betty, released from trouble, return to his father with their heir, born at the height of the excitement.

The tale was freely adapted from a Damon Runyon story by Elmer Harris, who wrote in good comedy parts for Herman Bing and Donald Meek, making the script quite generally acceptable. The George Seitz direction keeps action going at a good pace, establishing much story background with swift, sure shots. Harry Rapf's production is well up to the M-G-M standard for average entertainment.

Reviewed without production code seal. Running time, 72 minutes. G."

Mine Rescuers on Stage

Toronto, May 6. — The boss draegermen who supervised the rescue of the two mining officials from the old gold mine at Moose River, N. S., quickly capitalized on their fame by making personal appearances in the Bloom & Fine suburban theatres here. The men, Jack Simpson and George Morrell, attracted big crowds. They gave five-minute talks. Simpson and Morrell "played" either two or three theatres each day. They expect to appear in a feature film sometime in the future.

"Hearts" Ads Unusual

Warners have turned out an unusual series of 10 ads for Marion Davies' "Hearts Divided" and are distributing them in proof form on heavy coated stock. Two are three columns wide and 813 lines deep; four are four columns, running from 672 to 872 lines; four are five columns, running from 610 lines to 1,015 lines, and one is six columns, 1,092 lines deep.

Illustrations are used in a striking way, with type designs intended to emphasize the artistic nature of the production.

Sullivan Goes West For 2nd Operation

Jack J. Sullivan, west coast film buyer for National Theatres, yesterday left for Los Angeles where he will enter a hospital and undergo a second operation for a stomach ailment. Prior to his departure for New York, Sullivan had just left the hospital after an operation.

During his two-week stay in the east, Sullivan spent about five days at Cornell Hospital where he rested up after the four-day train ride.

Arch Bowles, San Francisco division manager, is now in New York conferring with Spyros Skouras on product buys for next season. He will leave for the west next week.

Moe Baranco, who recently succeeded Al Kaye as Skouras Jersey City division manager, is under observation due to stomach trouble. Baranco reports daily to his doctor and returns to his home in Jersey City without visiting his office.

"Deadline" Is Started

Hollywood, May 6. — George R. Batcheller, president of Chesterfield, has started "Below the Deadline," his company's next release. The story deals with diamond thieves and the title is derived from the locale, which centers around the Maiden Lane district in New York. Cecilia Parker, Theodore Von Eltz and Thomas Jackson head the cast. Charles Lamont is directing.

Shift Para. Managers

Walter P. Wiens, manager of Paramount's exchange at Denver, has been transferred to Milwaukee, replacing James O. Kent, resigned. Chester J. Bell, branch head at Salt Lake City, has been switched to Denver and Frank H. Smith, a salesman at the Salt Lake office, is now branch manager, succeeding Bell.

Wall Street

Fractional Gains on Board

	High	Low	Close	Net Change
Columbia, pfd	44½	44½	44½	— ½
Consolidated	5	5⅝	5	+ ⅛
Consolidated, pfd	16	16	16	.....
Eastman	161½	161½	161½	+ ½
K.-A.-O., pfd.	90	88	90	.....
Loew's, Inc.	47½	47¼	47¼	.....
Paramount	8¾	8⅝	8⅝	.....
Paramount 1 pfd.	69¼	69¼	69¼	— ⅝
Paramount 2 pfd.	9⅞	9½	9½	— ¼
Pathe Film	9	9	9	.....
RKO	6¾	6¼	6⅝	+ ½
20th Century-Fox.	24¼	24	24	.....
20th Century, pfd.	33⅞	33½	33⅞	+ ¼
Universal, pfd	97	97	97	.....
Warner Bros.	10⅜	10⅛	10¼	+ ¼

Curb Up Slightly

	High	Low	Close	Net Change
Technicolor	28¼	27¼	28¼	+ ⅜
Trans-Lux	3⅞	3⅞	3⅞	+ ⅛

Bonds Have Substantial Rises

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	24½	24	24½	.....
General Theatre Equip. 6s '40 ctf	24¾	24⅛	24⅝	+ ⅛
Loew's 6s '41 ww deb rights	96¾	96¾	96¾	.....
Paramount B'way 3s '55	57½	57½	57½	+1
Paramount Pict. 6s '55	90	88⅛	90	+1½
RKO 6s '41 pp.	66	66	66	+1
Warner Bros. 6s '39 wd	93	92¼	93	+1

(Quotations at close of May 6)

◂ Purely Personal ▸

Harry H. Thomas and James A. FitzPatrick, engrossed in deep onversation at the Tavern yesterday, ndicating that important deal is about et. Alan Friedman of DeLuxe Laboratories joined them after a few minutes. J. J. Milstein, E. H. Goldstein and Edward M. Schnitzer were interrupted briefly by Jack Goetz's arrival. William T. Powers, Edward L. Alperson and George W. Weeks found peace and quiet until A. P. Waxman walked n, the latter leaving the trio for a able facing Sol Lesser, Milton Blackston and Monte Proser. Mitchel Klupt, Edward Goldstein, Louis Weber and Edward Rugoff hatting about Bank Night and Goldstein's outfit. The little party was spoiled when Charles Moses moved his chair in. Eugene Picker nd Marvin Schenck, making a quiet Loew duo. Ditto for Fred McConnell and Edward Halperin. Bob Goldstein, all over the place, nnoying Monroe Greenthal and ome of the other boys. Ed Fay was alone, which is unusual; Ed Thorgersen and Laurence Stallings arrive late and are shortly followed by Truman Talley, Lew Lehr and a couple of the other Fox Movietone men. The Drifters table s practically deserted except for Budd Rogers, Jack Hoffberg and Jack Barnstyn, on one end, and Al Hovel and Tom McLaughlin at the other. Bill Fitelson is talking business at one of the small tables, while Emil Jensen and Arnold Van Leer have company. Al Friedlander makes the rounds and deposits himself where Stacey Woodward, one of the Van Beuren producers, is sitting with John Curtis. When the ating is done with, Hovel, Friedlander, Rugoff, Weber, Moses, Ed Goldstein and Klupt convene at the Drifters' Table for a private party.

•

Carl Leserman, who will leave the New Rochelle Hospital on Friday, will not report to work as general sales manager for Grand National until he has a week's vacation behind him. This, despite Eddie Alperson's desire to close as rapidly as possible deals for nationwide outlets for the new organization. Alperson feels a vacation will do Leserman a lot of good before assuming his new duties.

•

Irene Dunne, accompanied by her mother, arrived in town yesterday. While here she will attend the premiere of "Show Boat" on May 14 and do a radio version of "Bitter Sweet" next Tuesday evening.

•

James L. Thornley, general manager of Paramount's Capitol in Melbourne, Australia, will arrive in Los Angeles May 16 aboard the *Mariposa*. He is en route to London.

•

Milton Arthur has returned to Los Angeles after a two-week visit here.

•

George J. Schaefer arrived on the coast yesterday by plane.

•

Bobby Breen's illness will postpone his personal appearance at the Roxy with Eddie Cantor to Saturday night at 8:30. His first picture, "Let's Sing Again," will be on.

•

Richard Haestier, film critic of *The London Star*, arrived yesterday on the *Berengaria*, with Mrs. Haestier. They will go to the coast for a five-week study of production.

•

Jeffrey Bernerd much enthused yesterday after a screening of "It's Love Again," the latest Jessie Matthews. It opens at the Roxy May 22.

•

Ray Noble and his orchestra signed for a personal appearance at the Paramount in conjunction with "The Moon's Our Home," opening Wednesday.

•

Milt Kusell heads for Buffalo today and Henry Randel will take Horace Greeley's advice and go west. Both Paramounteers will travel via plane.

•

Leslie Howard got in from the coast yesterday, en route to England where he will produce "Bonnie Prince Charlie" for Warner release.

•

Jack Buchanan, English star, is in town for a few days before going to his Canadian ranch for a rest.

•

Jack Votion has a new Paramount contract as head of the talent and casting department.

•

James Dunn is in town from the coast and staying at the Ritz Tower for a few weeks.

•

Louis B. Mayer and Howard Strickling hope to return to the coast next week.

•

Eric Wolfgang Korngold, Viennese composer, arrives in New York from the coast tomorrow, sailing Saturday for Europe on the *Paris*. He will return in two months to do the music for "Danton," for Warners.

•

Charles Reagan is making a tour of Paramount exchanges under his supervision.

•

Watterson Rothacker and Herbert Wilcox arrived yesterday from the Paramount studio.

•

Marc Lachman is planning to go to the coast next week.

•

Eleanor Powell off to the coast May 11 to work for M-G-M.

•

Hugh S. Strange's "False Dreams, Farewell," acquired by M-G-M.

•

Eleanor Griffin's "Class Prophecy" has been acquired by Universal.

•

. . . Bridgeport

Morris Rosenthal, manager of Loew's Majestic, is a patient at Park City Hospital for a minor operation.

Pauline Starke and her husband, George Sherwood, a director, are vacationing at Westport.

Arthur J. Smith, manager of the Edmund, Newtown, has been renominated as warden of that borough.

Lily Pons' Connecticut auto license plates are marked "L. P. 13." She says 13 is her lucky number.

•

. . . St. Louis

Bill Oberbeck, assistant manager of the Grand Opera House, in the dead center of a thrill. Says business has been so good it has been necessary to open the second balcony for the first time in years.

Ann Neisenback, a film inspector at the M-G-M exchange, planning a trip to Hollywood.

Looking 'Em Over

"La Croisiere Jaune"

(*John S. Tapernoux*)

A fine example of what can be done with travel films, this pictorial record of the Citroen-Haardt motor expedition from Bayreuth, Syria, to Peiping, is an educational, entertaining and historical treat.

The narrative begins with the construction of the cars in France and really starts as the caravan goes across the desert country between Syria and Persia. From there it continues to India and across the Himalayas to a point in the interior of China and finally to the objective.

There were difficulties encountered en route and the scenes of these and native customs in strange lands are novel and amusing. It is a panorama of vitally interesting travel shots of high adventure. The climb up Burzil Pass in the Pamirs was fraught with danger and this is graphically illustrated when part of the mountain path gives way under the caterpillar tread of one of the cars. The fine photography is a triumph. Every moment of the picture shows something of interest, whether it be a travel shot, customs, or the general movement of the cars.

Arriving in China and their objective, the members of the outfit go to Shanghai, arriving in the midst of the Japanese fighting and record some unusual shots of the action and activity.

Tragedy overtakes the party later when Haardt, the leader, dies of pneumonia in Peiping.

The sound, general cutting and effects are first rate, and on the whole the picture should satisfy audiences who are tired of the routine. It is narrated in English.

Reviewed without production code seal. Running time, 90 minutes. "G."

"Ecstasy" Is Washington's Top, $10,000

Washington, May 6.—Breaking all records, the Czechoslovak "Ecstasy" sent the gross at the Belasco to $10,000, topping the weekly average by $7,000. The regular opening was preceded by a special showing and a midnight show. The picture went into a second week.

"Mr. Deeds Goes to Town" continued its phenomenal run, opening at the Metropolitan morning after it closed at the Earle. The take was $10,500, or $6,200 over the first run average. It was held again.

Loew's Fox, with "The Moon's Our Home" and a personal appearance of Ray Noble and his orchestra, took the week's big money, grossing $24,600 to top the average by $3,700. "I Married a Doctor," with Bill Robinson on the stage went only $600 over par to $19,000. A return engagement of "Little Lord Fauntleroy" at Loew's Columbia topped par by $1,400 at $5,000.

The public was not interested in "Things to Come" at Loew's Palace. The gross was $9,000, under average by $6,900. A revival of "A Connecticut Yankee" at RKO-Keith's for 6 days did $6,500.

The second and final week of "The Great Ziegfeld," at the National, took $14,500.

Total first run business, excluding the National, was $84,600. Average is $76,700.

Estimated takings, exclusive of tax:

Six Days Ending April 29:

"A CONNECTICUT YANKEE" (20th-Fox)

RKO-KEITH'S—(1,836), 25c-55c, 6 days. **Gross:** $6,500. (Average, seven days, $10,600)

Week Ending April 30:

"I MARRIED A DOCTOR" (W.B.)

EARLE—(2,218), 25c-77c, 7 days. Stage: Bill Robinson, Kitares Troupe, Ray & Sunshine, Lester Cole & His Texas Rangers. **Gross:** $19,000. (Average, $18,400)

"LITTLE LORD FAUNTLEROY" (M-G-M)

LOEW'S COLUMBIA—(1,264), 25c-40c, 7 days (return engagement). **Gross:** $5,000. (Average, first run, $3,600)

"THE MOON'S OUR HOME" (Para.)

LOEW'S FOX—(3,434), 25c-66c, 7 days. Stage: Ray Noble & His Orchestra, with Al Bowlly, Jimmy & Nora Bell, the Harmonizing Freshmen. **Gross:** $24,600. (Average, $20,900)

"THINGS TO COME" (U.A.)

LOEW'S PALACE—(2,370), 35c-55c, 7 days. **Gross:** $9,000. (Average, $15,900)

"MR. DEEDS GOES TO TOWN" (Col.)

METROPOLITAN — (1,591), 25c-40c, 7 days, extended run from Earle. **Gross:** $10,500. (Average, $4,300)

Week Ending May 1:

"ECSTASY" (Eureka)

BELASCO—(1,140), 25c-65c, 7 days (plus two special opening shows). **Gross:** $10,000. (Average, $3,000)

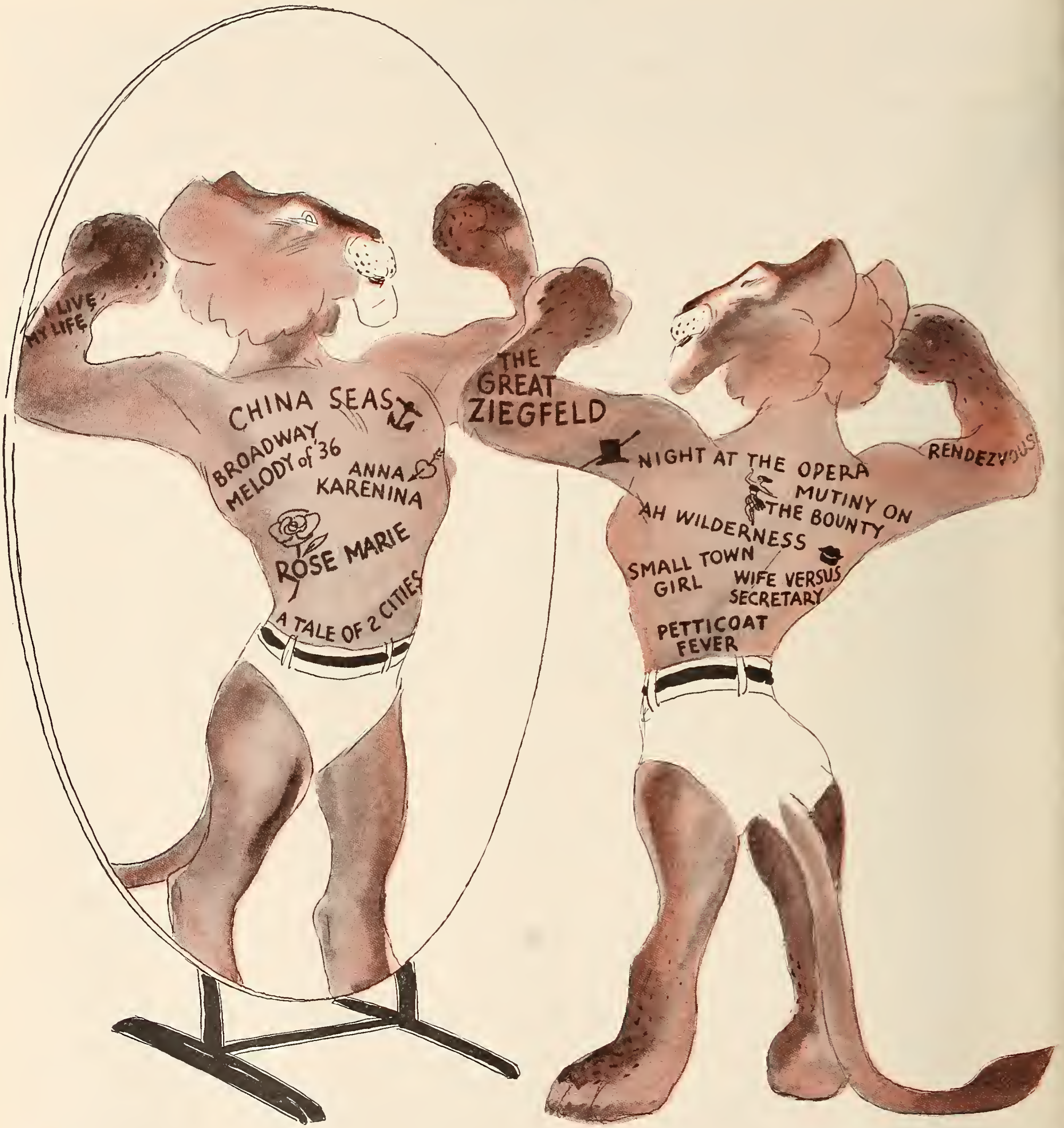
Week Ending May 2:

"THE GREAT ZIEGFELD" (M-G-M)

NATIONAL—(1,744), 55c-$1.65, 7 days, 2nd week. **Gross:** $14,500.

Sherman, Morros Agree

Hollywood, May 6.—Harry Sherman has completed arrangements with Boris Morros, head of Paramount's music department, to supply all music for the "Hopalong Cassidy" series. No music will be bought from the outside. Victor Young and Sam Coslow just have completed "Heart of the West," theme song for the new action picture, and Sherman will use the same title for the film.


I LIVE MY LIFE
CHINA SEAS
BROADWAY MELODY of '36
ANNA KARENINA
ROSE MARIE
A TALE OF 2 CITIES
THE GREAT ZIEGFELD
NIGHT AT THE OPERA
MUTINY ON THE BOUNTY
AH WILDERNESS
SMALL TOWN GIRL
WIFE VERSUS SECRETARY
PETTICOAT FEVER
RENDEZVOUS

COVERED WITH GLORY!

(What will Leo do now? He's got only a few choice locations left and the tattoo artist is on the way over to add titles of other great M-G-M entertainments to come!)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 109 NEW YORK, FRIDAY, MAY 8, 1936 TEN CENTS

Ike Libson, Skirball in New Circuit

Aim to Expand Holdings In Ohio Territory

CLEVELAND, May 7.—Ike Libson of Cincinnati, W. N. Skirball of this city and their associates have combined their theatre interests in the newly formed Elleness Theatre Corp.

The combined holdings include 18 theatres in Cincinnati, Dayton and Massillon. A circuit of major proportions is aimed at. The policy is to acquire more houses where possible through buying or leasing and also building. The new corporation is functioning, but officers have not been named.

The deal does not affect Cincinnati first runs.

Universal Renames All Its Officers

All officers of Universal Pictures Co., Inc., were reelected at a meeting of the new board of the company yesterday and Willard S. McKay was named vice-president, a new post for him, in addition to being reelected secretary.

Others elected to new posts were William Koenig, assistant treasurer, and E. E. Muhl, assistant secretary.

The officers are: R. H. Cochrane, president; J. Cheever Cowdin, chairman of the board; Charles R. Rogers, executive vice-president; McKay, vice-president and secretary; Charles B. Paine, treasurer; Eugene F. Walsh and Koenig, assistant treasurers; Helen E. Hughes and Muhl, assistant secretaries.

Second preferred stockholders were represented at the meeting by Cochrane; common stockholders by Cow-

(Continued on page 17)

"Ziegfeld" 2-a-Day On Circuit Studied

Loew executives are understood to be mulling plans for roadshowing "The Great Ziegfeld" in its Greater New York houses, following an indefinite run at the Astor at $2 top.

Circuit heads are reported closely checking the results obtained by RKO which is now two-a-daying "A Midsummer Night's Dream" in its neighborhood houses. Two independent circuits, Century and Walter Reade, already have booked the Warner spec-

(Continued on page 17)

Warner Interviews Daily Reporter; It's a Draw

Arriving yesterday on the *Rex* after a seven-week trip abroad, Harry M. Warner reversed the tables when approached by a MOTION PICTURE DAILY reporter for an interview.

Tanned to a deep nut brown and apparently in the pink of health, Warner checked the reporter after the first question was put to him.

"How would you like me to interview you after you return from a nine-day boat ride?" was Warner's query.

There was no answer, the reporter noting the excitement what with a customs inspector trying to check the baggage and relatives, friends and business associates gathered about.

As the reporter walked off to contact Sam E. Morris, he heard the Warner president discuss with all the adjectives at his command the wonderful time he had in England, France and Italy.

Morris, foreign head, who accom-

(Continued on page 14)

White Again Named President of Ampa

Election of officers and reports by committees high-lighted Ampa's annual meeting at the Astor yesterday. Next week's session will be in the form of a tribute to Jesse L. Lasky, who will be flanked on the dais by numerous industry figures. Anticipating a large turnout, the luncheon will be held in the eastern ballroom.

Gordon White, president, and Herbert S. Berg, treasurer, were reelected while Charles Leonard was named vice-president, Ralph Lund, secretary, and William R. Ferguson, trustee. The board comprises, in addition to White, Leonard, Lund and Berg, the following: Monroe Greenthal, Milton Silver, S. Barret McCormick, George Gerhard and Tom Waller.

White outlined some of the plans for the new semester and Gar O'Neill, retiring secretary, reported 22 meetings had been held in the past year with an average attendance of 50. Berg

(Continued on page 14)

Pickets Take Time Off for Afternoon

Pickets disappeared from the Broadway scene yesterday in what was declared an afternoon truce and reappeared last night.

Starting in the morning, due to early openings, sandwich men from Local 306 and Allied paraded in front of the State, Palace, Mayfair, Globe, Rialto and Cohan. They were called off about noon time. Hopes were held

(Continued on page 17)

1-Man Conventions

Nate Manheim, foreign sales manager of Universal, finds all this talk about sales conventions old stuff. In keeping with his usual procedure, he has been holding conventions of his own for weeks. It's practically an all-year affair with him.

Manheim brings his representatives in one at a time. That helps avoid complications and makes wielding the gavel easier. Six Universal men already have palavered with Manheim. Currently on the ground is C. L. Brookheim, manager in the Philippines. Due next is Al Szekler from Rio. On the way is K. Tann, Singapore manager.

Spring Warmth Ups Key City Grosses

Advent of warmer weather and the resultant stimulation of outdoor attractions caused grosses in 18 of the 29 key cities reporting to MOTION PICTURE DAILY to drop off during the week ending April 30-May 1 to $1,583,945.

This was $119,877 under the previous week when the total was $1,703,822. The total still ranks among the high figures reported since the opening of the season last September, however. Last week's declines were not uniform, the falling off occurring in Buffalo, Chicago, Denver, Houston, Indianapolis, Los Angeles, Louisville, Milwaukee, Minneapolis, New York, Philadelphia, Portland, Providence, San Francisco, St. Louis, St. Paul, Seattle and Washington. All other spots showed gains. Comparative tabulation will be found on page 14.

Drive is Begun on Games in Brooklyn

As a result of activities by district attorneys in the Bronx and Nassau County in an effort to eliminate the practice, District Attorney Geoghan has started a move to drive chance games from Brooklyn.

Two theatres already have been visited by officers who have handed managers summonses for violating the lottery laws. The contention is based on

(Continued on page 17)

Lawrence Fox Financing on "Junior" Plan

Standard Capital Sphere Will Be Avoided

National Film Co., formed last week by Lawrence W. Fox, Jr., will engage in "junior financing" of production beyond that in which Standard Capital Company is now, or may be in the future engaged, Fox indicated yesterday. Fox resigned as a vice-president and voting trustee of Standard Capital in order to devote his full time to the new organization, although he remains as a director of Standard.

National is not actually a subsidiary of Standard, Fox declared. The company "is open to any and all propositions," he said. Fox leaves today on the *Berengaria* and plans to visit England and the Continent, during which he will make a general survey of film conditions. He hopes also to look over the picture situation in Russia, but that is not definitely a part of his itinerary. He will open a London office for National while

(Continued on page 14)

Cocalis May Join Major Group Here

Sam Cocalis, local independent circuit operator, may join one of the major circuits within the next week or 10 days in an advisory capacity, it was learned yesterday on excellent authority.

Several offers have been made Cocalis by important independent circuits in the territory in addition to the invitations made by major theatre companies, it is reported. The offers by the unaffiliated circuit heads are said to carry with them a pooling ar-

(Continued on page 14)

Zukor Election as President Up Today

Adolph Zukor is slated to be elected president of Paramount Prod., Inc., the producing company subsidiary of Paramount Pictures, Inc., at a meeting of the board of the subsidiary company scheduled for today.

The move officially completes the recent assignment to Zukor of executive authority over the company's production activities and is in line with a new company policy of increasing the responsibility and author-

(Continued on page 17)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 8, 1936 No. 109

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "[illegible]o, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

RKO Producership Awarded Lou Lusty

HOLLYWOOD, May 7.—Lou Lusty, assistant to Sam Briskin, has been elevated to RKO producership. He will continue, however, to handle his current duties.

Lusty's first producer assignment will be a film adapted from the life of Will Barber, noted foreign correspondent, who died in Ethiopia.

Ralph Cohn Is Married

Miss Laura Martin, daughter of James Martin, and Ralph Cohn, son of Jack Cohn, the latter vice-president of Columbia, were married yesterday at the home of the bride, 115 Central Park West. Judge Leopold Prince performed the ceremony.

Miss Martin attended the Fieldston School and Columbia University. Ralph Cohn is an associate producer at the Columbia studios. The bride's father is president of the Martin Tire Corp.

The couple sail tomorrow for California on the *Santa Rosa*.

Hays and Pettey East

HOLLYWOOD, May 7.—Will Hays left by train tonight for New York, concluding two months on the coast. He was accompanied by Tom Pettey, press relations head.

Insiders' Outlook

By RED KANN

THE yells in, around and out of Chicago are something, now that the Balabans, succumbing at last, are determined to go double feature in their all-but-the-Loop theatres. Aaron Saperstein, sounding off valiantly, but hopelessly, we are afraid, talks fight insofar as the members of Allied of Illinois are concerned. To what avail? We ask you, but we answer ourselves. No distributor can afford, nor would he try, to fight the will of Balaban and Katz. It's to be twin bills and that's all there is to it. Like the snowball gathering momentum, the revival of doubles to the Windy City will spread. Inevitably, this must be so. . . .

▼

Whether or not exchanges there openly countenance what is to come has not reached the surface. Yet. But there can be no doubt whatsoever about their attitude and it's all explainable, simply and obviously, with elementary mathematics. Doubles mean more revenue. That's what sales managers in New York constantly hammer home and this is a likely and ready means of meeting and surpassing quotas. If, therefore, the dispatches out of Chicago in the next weeks appear to take on a tinge slightly resembling the startling, pause and figure out the available answer. It'll help explain away what's going on. . . .

▼

Already firmly entrenched in many of the nation's most productive areas, the double feature vogue is spreading beyond Chicago. The next development, as suspicioned in the confidential deliberations of sales managers here in New York, has to do with Minneapolis. There, some of the neighborhood houses now cloak what is twin bills with a flimsy device advertised as the "Added Attraction" grafted to the usual Saturday show. There, too, most of the exchanges are keeping their fingers crossed and hoping, as they do so, that doubles will come in. It's the lure of the additional revenue again. For some weeks, it has been viewed as highly probable that Pennsylvania, one of the last of the country's better show territories, will succumb. Like it or not, deplore it or not, here are the facts, present and future, of the troublesome, but popular, double feature situation across the land. . . .

▼ ▼

In Philadelphia downtown theatre operators are disturbed over the free films shown four times daily at Gimbel's, one of the city's largest department stores. The program runs about an hour and is made up of old-time pictures, including a Bill Hart, an early Chaplin and newsreel shots. Exhibitors go quaintly plaintive in this matter. They observe, of course, that Gimbel's is cutting into their matinee grosses and keeping shoppers out of their houses. As long as theatremen continue to step into fields in which they have no business, any protest which they might develop flops of its own dead weight. Theatres, too many of them, give away everything but a shave and a haircut. Why squawk about a department store giving away free films? On what grounds anyway?

▼ ▼

The Hirliman deal with Grand National, which is to say Eddie Alperson, is expected to total ten pictures. The breakdown: Five in Hirlacolor which will be English-speaking versions of the same pictures originally acquired in Spanish by Metro for Latin markets; five in black and white, starting with "Gorgeous." The six George O'Briens already placed with RKO for next season make the Hirliman enterprise one of the most active of the younger and newer producing groups which have sprung up in the last year or less. . . .

▼ ▼

Time was when David Sarnoff and Merlin Aylesworth were very close business associates. Time, more recent, also was when Sarnoff and Aylesworth saw the same problems through slightly different glasses. Time now is when both again lean toward the same point of view. The reason? They say it is NBC about which the Deacon knows a great deal. More, in fact, than some now charged with the responsibility of running the broadcasting system. . . .

▼

J. R. McDonough's contract with Radio runs until September. Any minute word will come through that his pact has been bought off which will take him from the lot and out of the picture company's affairs. This is designed to give the new regime under Sam Briskin smoother sailing by removing the former head of the studio who has not been that and does not like it since January 1 or thereabouts. . . .

Max D. Steuer Ill

CHICAGO, May 7.—Max D. Steuer is suffering from a light attack of bronchial pneumonia at a hotel here.

Cinema Club Board Induction Is Held

The board of governors of the recently-formed Cinema Club was inducted into office yesterday without ceremony. Of the 20, a number are out-of-town, but those who attended were Willard S. McKay, Louis Nizer, Louis K. Sidney, Phil Reisman, Austin C. Keough, Sam Dembow, Jr., and Charles C. Pettijohn.

The club was thronged with members and guests at lunch yesterday. Included were Louis Phillips, George Borthwick, David Palfreyman, Gabriel L. Hess, William Brenner, David Bernstein, Jack Connolly, Charles C. Casanave, O. Henry Briggs, Joe Vogel, E. A. Schiller, George Dembow, Leslie E. Thompson, Leopold Friedman, William Mallard, Jules Levy, Fred Waller and M. Rousch.

The governors yesterday appointed a committee of seven to develop ideas for additional club patronage by members. It is composed of Jack Connolly, Louis K. Sidney, Robert M. Gillham, S. Barret McCormick, Jack Alicoate, Oscar A. Doob and Red Kann and meets for the first time today. The governors will hold their second meeting Monday.

Theatre League to Act Upon Contract

A membership meeting of the League of N. Y. Theatres will be called for today or Monday to pass upon proposed changes in the playwrights' contract which have been tentatively agreed upon by the contract committee of the league in conferences with the Dramatists' Guild contract committee.

League members will also be asked to authorize the organization to act for them so that any agreements on a new contract which may be arrived at will be binding upon the members. Following the league's membership meeting, the organization's contract committee will resume meetings with the guild's committee providing favorable action is taken by the membership on both requests.

"Two Flags" Pulls $85,000 First Week

"Under Two Flags" in its first week at the Music Hall tallied $85,000. Indications are that the second week will end with around $70,000. At the Center where "The Country Beyond" has just completed a week's run, business for the stanza was approximately $6,500.

"The Moon's Our Home" and Guy Lombardo and his orchestra on the stage grossed around $30,000 at the Paramount.

Kennedy Gets 2 Aides

WASHINGTON, May 7.—Joseph R. Sheehan, administrative coordinator of the SEC, and William C. Hickey, member of the SEC utilities division, have resigned their Government posts to become associated with Joseph P. Kennedy, former SEC chairman, in his new capacity of special adviser to Paramount Pictures, Inc.

Leichter Back Tuesday

HOLLYWOOD, May 7.—Mitchell Leichter is due back from his eastern trip on Tuesday. He closed a number of distribution deals while in New York and in the southern territory.

IT'S THE 1936 "SLEEPER!"

Awake to its possibilities . . . or you'll cheat yourself. Tell your town how good it is... audiences will pass the good word-of-mouth along. For here is a picture for the young-in-heart . . . and who isn't?

The first baby

with

JOHNNY DOWNS
SHIRLEY DEANE
DIXIE DUNBAR
JANE DARWELL
MARJORIE GATESON
GENE LOCKHART

Directed by LEWIS SEILER
Associate Producer JOHN STONE

Original story and screen play by Lamar Trotti.
Music "Joan of Arkansas" by John W. Green
and Edward Heyman.

A FOX PICTURE

20th CENTURY FOX
THE KEYSTONE OF YOUR FUTURE

"UNDER TWO FLAGS" HELD OVE

HELD OVER **BALTIMORE** "UNDE

NATI "UNDER TWO FLAGS" HEL

FLAGS" HELD OVER **PORTLAND**

OVER **DALLAS** "UNDER TWO FLA

TWO FLAGS" HELD OVER **LOUIS**

OVER **MEMPHIS** "UNDER TWO F

DENVER "UNDER TWO FLAGS" H

HELD OVER **MILWAUKEE** "UND

CLEVELAND "UNDER TWO FLAG

FLAGS" HELD OVER **ST. LOUI**

MONTREAL "UNDER TWO FLAG

NEW YORK "UNDER TWO FLAGS"

TWO FLAGS" HELD OVER CINCIN-

OVER PHILADELPHIA "UNDER TWO

ME.) "UNDER TWO FLAGS" HELD

S" HELD OVER TORONTO "UNDER

LLE "UNDER TWO HELD

AGS" OVER

D O AGS"

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HELD C O

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HELD OV

UNDER TWO FLAGS

featuring *Claudette* **COLBERT**

starring *Ronald* **COLMAN**

Rosalind **RUSSELL**

Victor **McLAGLEN**

with

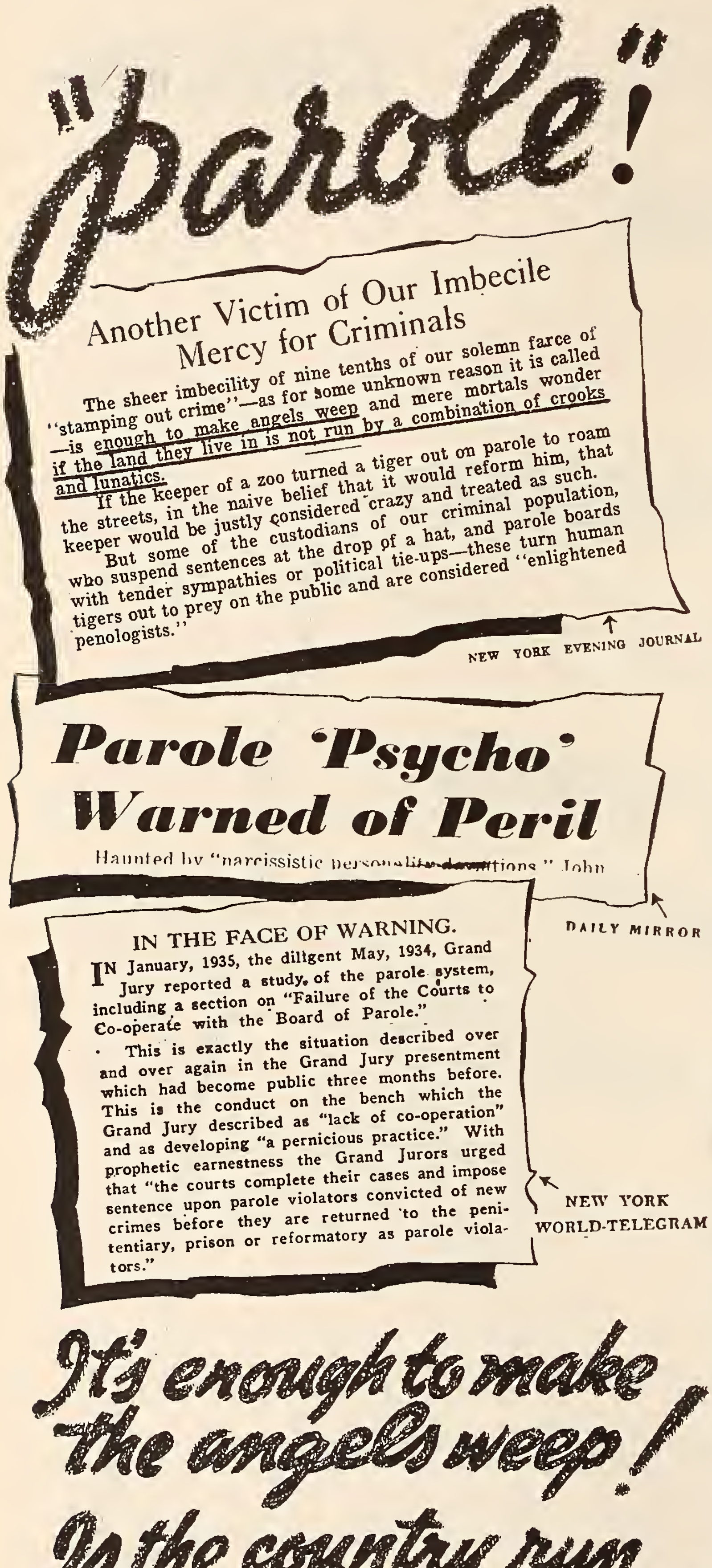
Nigel Bruce
Herbert Mundin
Gregory Ratoff
C. Henry Gordon

AND A CAST OF 10,000

a DARRYL F. ZANUCK 20th Century Production
Presented by Joseph M. Schenck . . . Directed by
Frank Lloyd . . . Associate Producer Raymond Griffith
Screen play by W. P. Lipscomb and Walter Ferris
Based on the novel by Ouida

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE



"Parole!"

Another Victim of Our Imbecile Mercy for Criminals

The sheer imbecility of nine tenths of our solemn farce of "stamping out crime"—as for some unknown reason it is called—is enough to make angels weep and mere mortals wonder if the land they live in is not run by a combination of crooks and lunatics.

If the keeper of a zoo turned a tiger out on parole to roam the streets, in the naive belief that it would reform him, that keeper would be justly considered crazy and treated as such.

But some of the custodians of our criminal population, who suspend sentences at the drop of a hat, and parole boards with tender sympathies or political tie-ups—these turn human tigers out to prey on the public and are considered "enlightened penologists."

NEW YORK EVENING JOURNAL

Parole 'Psycho' Warned of Peril

Haunted by "narcissistic personality deviations," John

DAILY MIRROR

IN THE FACE OF WARNING.

IN January, 1935, the diligent May, 1934, Grand Jury reported a study of the parole system, including a section on "Failure of the Courts to Co-operate with the Board of Parole."

This is exactly the situation described over and over again in the Grand Jury presentment which had become public three months before. This is the conduct on the bench which the Grand Jury described as "lack of co-operation" and as developing "a pernicious practice." With prophetic earnestness the Grand Jurors urged that "the courts complete their cases and impose sentence upon parole violators convicted of new crimes before they are returned to the penitentiary, prison or reformatory as parole violators."

NEW YORK WORLD-TELEGRAM

It's enough to make the angels weep! Is the country run by crooks and lunatics?

UNIVERSAL'S HEADLINE SMASH!

"These Three" Hits $15,000 In St. Louis

St. Louis, May 7.—"These Three" was the outstanding hit of the week, grossing $15,000 at Loew's, a take $6,000 above average for that house.

"I Married a Doctor" and "Muss 'Em Up" at the Shubert-Rialto had the second best draw of the week with $9,450, $2,950 above average.

"Captain January" and its accompanying feature "Roaming Lady" at the Ambassador also broke into the profit class, grossing $7,800, or $1,800 better than par. It was held over for five days. The Grand Opera House closed with "Richest Girl in the World" doing exactly average business. It will reopen about Sept. 1.

The weather was favorable and there was no serious outside competition aside from seasonal sports.

Total first run business was $59,000. Average is $55,300.

Estimated takings for the week ending April 30:

"CAPTAIN JANUARY" (20th-Fox)
"ROAMING LADY" (Col.)
AMBASSADOR — (3,018), 25c-35c-40c, 7 days. **Gross:** $7,800. (Average, $6,000)

"THE GREAT ZIEGFELD" (M-G-M)
AMERICAN—(1,500), 55c-84c-$1.11-$1.55, 7 days, 3rd week. **Gross:** $8,250. (Average, $10,000)

"EVERYBODY'S OLD MAN" (20th-Fox)
"PANIC ON THE AIR" (Col.)
FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $7,500. (Average, $12,000)

"RICHEST GIRL IN THE WORLD" (Radio)
GRAND OPERA HOUSE—(2,200), 15c-25c-35c, 7 days. House has closed. Stage, vaudeville. **Gross:** $3,300. (Average, $3,300)

THESE THREE" (U.A.)
LOEW'S — (3,162), 25c-35c-55c, 7 days. **Gross:** $15,000. (Average, $9,000)

"WITNESS CHAIR" (Radio)
"F-MAN" (Para.)
ORPHEUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $7,700. (Average, $8,500)

"I MARRIED A DOCTOR" (W.B.)
"MUSS 'EM UP" (Radio)
SHUBERT-RIALTO—(1,723), 25c-35c-55c, 7 days. **Gross:** $9,450. (Average, $6,500)

"Moon" Oklahoma's Best Bet, $7,200

Oklahoma City, May 7.—"The Moon's Our Home" replaced "Under Two Flags" at the Criterion and ran the gross up to $7,200, over par by $2,200.

"The Bohemian Girl" made a good showing in four days at the Liberty by grabbing $2,200 with the help of a stage show, "Shadow Box Revue." "Boulder Dam," in the other three days, was weak at $550.

Total first run business was $14,650. Average is $14,000.

Estimated takings for the week ending May 2:

"MOON'S OUR HOME" (Para.)
CRITERION — (1,700), 10c-26c-35c-55c, 7 days. Stage: "OO-La-La Continental." **Gross:** $7,200. (Average, $5,000)

"A MESSAGE TO GARCIA" (20th-Fox)
MIDWEST — (1,500), 10c-26c-35c-55c, 7 days. **Gross:** $3,000. (Average, $4,000)

"SUTTER'S GOLD" (Univ.)
CAPITOL—(1,200), 10c-20c-26c-40c, 4 days. **Gross:** $1,200. (Average, $2,000)

"BIG BROWN EYES" (Para.)
CAPITOL—(1,200), 10c-20c-26c-40c, 3 days. **Gross:** $500.

"BOHEMIAN GIRL" (M-G-M)
LIBERTY—(1,500), 10c-20c-26c-35c, 4 days. **Gross:** $2,200. Stage: "Shadow Box Revue." (Average week, $3,000)

"BOULDER DAM" (W.B.)
LIBERTY—(1,500), 10c-20c-26c-35c, 3 days. **Gross:** $550. (Average week, $3,000)

Montreal Holding Three a 2nd Week

Montreal, May 7.—Three holdovers indicate a business pickup here. "The Great Ziegfeld," roadshowing at His Majesty's, went into a third week after a take of $9,000. "Mr. Deeds Goes to Town," topping the bill at the Princess, was responsible for an extension to a second week after doing $8,500. The Imperial started a new French film policy with a double bill headed by "Le Secret de Polichinelle" and the show was held after a first week at $4,500.

Top take of the week was $12,000 at the Palace on "Wife vs. Secretary," aided by a stage presentation. With two features and vaudeville, Loew's registered $11,000, and the Capitol absorbed $9,000 on a screen dual with "Colleen" as feature No. 1.

The theatres had opposition, too, in the opening of the local baseball.

Total first run business was $54,000. Average is $51,000.

Estimated takings for the week ending May 2:

"COLLEEN" (W.B.)
"THE WALKING DEAD" (W.B.)
CAPITOL—(2,547), 25c-35c-40c-50c-60c, 7 days. **Gross:** $9,000. (Average. $9,500)

"THE GREAT ZIEGFELD" (M-G-M)
HIS MAJESTY'S—(1,700), 50c-75c-$1-$1.50, 7 days. 2nd week. **Gross:** $9,000. (Average, $9,500). First week: $9,500. Held over.

"LE SECRET DE POLICHINELLE" (French)
"MLLE. MOZART" (French)
IMPERIAL — (1,914), 15c-20c-25c-34c, 7 days. **Gross:** $4,500. (Average, $3,500). Held over.

"THE PRISONER OF SHARK ISLAND" (20th-Fox)
"BOULDER DAM" (20th-Fox)
LOEW'S — (3,115), 30c-34c-40c-50c-60c, 7 days. Stage: "Wake Up and Live" Revue. **Gross:** $11,000. (Average, $10,500)

"WIFE VS. SECRETARY" (M-G-M)
PALACE — (2,600), 25c-35c-40c-50c-65c, 7 days. Stage: Misha Poznansky, concert violinist. **Gross:** $12,000. (Average, $11,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"DON'T GAMBLE WITH LOVE" (Col.)
PRINCESS—(2,272), 25c-30c-35c-50c-65c, 7 days. **Gross:** $8,500. (Average, $7,000). Held over.

"Deeds" Strong in Dull Buffalo Week

Buffalo, May 7.—Business slumped badly here in the first burst of spring sunshine. The Lafayette had a good second week with "Mr. Deeds Goes to Town," drawing $9,500 to break par by $3,500.

The Great Lakes, with "A Message to Garcia" in Elbert Hubbard's home town, pulled $8,400 and topped average by $1,100. At the Erlanger, "The Great Ziegfeld," in its third week, was dull at $6,500.

Total first run business was $40,800. Average is $42,000.

Estimated takings for the week ending May 2:

"THE MOON'S OUR HOME" (Para.)
BUFFALO—(3,000), 35c-50c, 7 days. **Gross:** $9,400. (Average, $12,000)

"GIVE US THIS NIGHT" (Para.)
"F-MAN" (Para.)
HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $4,300. (Average, $7,300)

"A MESSAGE TO GARCIA" (20th-Fox)
GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $8,400. (Average, $7,300)

"THE PREVIEW MURDER MYSTERY" (Para.)
"SILLY BILLIES" (Radio)
CENTURY—(3,000), 25c, 7 days. **Gross:** $5,800. (Average, $5,800)

"MR. DEEDS GOES TO TOWN" (Col.)
LAFAYETTE—(3,300), 25c, 7 days. **Gross:** $9,500. (Average, $6,000)

"LADY IN SCARLET" (Mascot)
STATE—(1,600), 15c-25c-35c, 7 days. On stage: "April Showers" revue. **Gross:** $3,200. (Average, $3,600)

"Deeds" a $7,000 Hit in Louisville

LOUISVILLE, May 7.—An influx of visitors for the Derby Festival events, concentrated most of the attention on "Mr. Deeds Goes to Town" at Loew's State, sending the gross to $7,000, over the line by $1,500.

"Song and Dance Man" and "Charlie Chan at the Circus" at the Strand broke into the profit class, grossing $3,600, above average by $100. "The Moon's Our Home" at the Rialto had to be content with light takings. The gross was $4,200, under the line by $300.

"Brides Are Like That" at the Mary Anderson felt the opposition and could do no better than $2,500, under the line by $1,000, while "The Witness Chair" at the Brown likewise was out of the running. It grossed only $2,300, under par by $500.

"The Leavenworth Case" and a vaudeville bill at the National failed to get in the profit column, taking $2,800, under average $200.

Total first run business was $23,500. Average is $24,200.

Estimated takings:

Week Ending April 30:

"MR. DEEDS GOES TO TOWN" (Col.)
"PANIC ON THE AIR" (COL.)

LOEW'S STATE—(3,000), 15c-25c-40c, 7 days. **Gross:** $7,000. (Average, $5,500)

"THE MOON'S OUR HOME" (Para.)

RIALTO—(3,000), 15c-25c-40c, 7 days. **Gross:** $4,200. (Average, $4,500)

"THE WITNESS CHAIR" (Radio)

BROWN—(1,400), 15c-25c-40c, 7 days. **Gross:** $2,300. (Average, $2,800)

"SONG AND DANCE MAN" (20th-Fox)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)

STRAND—(1,500), 15c-25c-40c, 7 days. **Gross:** $3,600. (Average, $3,500)

"BRIDES ARE LIKE THAT" (F.N.)

MARY ANDERSON—(1,000), 15c-25c-40c, 7 days. **Gross: $2,500.** (Average, $3,500)

"THE LEAVENWORTH CASE" (Chesterfield)
"BRIDGE OF SIGHS" (Chesterfield)
"MIDNIGHT PHANTOM" (Republic)

NATIONAL—(2,400), 15c-25c-40c, 7 days. Stage: Jack Eddy & Co., Herb Larimer, Joe & Pete Michon, Whitey Roberts, Floyd Cristy and Hal Gould, four days. Straight pictures three days. **Gross:** $2,800. (Average, $3,000)

Week Ending May 2:

"LOVE ON A BET" (Radio)
"MUSIC GOES 'ROUND" (Col.)
"TOO MUCH HARMONY" (Para.)
"CHATTERBOX" (Radio)

ALAMO—(900), 15c-25c, 7 days. **Gross:** $1,100. (Average, $1,400)

"Deeds" a $9,500 Indianapolis Wow

INDIANAPOLIS, May 7.—"Mr. Deeds Goes to Town" was the hit of the week, drawing $3,500 above average for a gate of $9,500 at Loew's.

"Captain January" held up well in its second week at the Apollo and "The Witness Chair" was $120 over normal at the Circle.

Total first run business was $24,120. Average, with the Indiana dark, is $21,000.

Estimated takings for the week ending May 1:

"CAPTAIN JANUARY" (20th-Fox)

APOLLO—(1,100), 25c-40c, 7 days, 2nd week. **Gross:** $3,500. (Average, $4,000)

"THE WITNESS CHAIR" (Radio)
"MURDER ON A BRIDLE PATH" (Radio)

CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $4,120. (Average, $4,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"DANGEROUS INTRIGUE" (Col.)

LOEW'S—(2,800), 25c-40c, 7 days. **Gross:** $9,500. (Average, $6,000)

"TIMES SQUARE PLAYBOY" (W.B.)

LYRIC—(2,000), 25c-40c, 7 days. Vaudeville. **Gross:** $7,000. (Average, $7,000)

"Chan" and a Show Set Cincy Record

CINCINNATI, May 7.—Grosses last week went into really high territory, led by the RKO Shubert, which established a house record at $18,000 with "Folies Comiques de Paris," plus "Charlie Chan at the Circus" on the screen. Average is $12,000. Scale for the engagement was upped to 42 and 65 cents.

"These Three" plussed the RKO Albee normal by $4,500 with a $16,500 take, and probably will return to one of the other spots soon. "Small Town Girl" garnered a nifty $13,500 at the RKO Palace, where average is $10,000, and was transferred to the RKO Capitol.

"Mr. Deeds Goes to Town" did $6,700 on its second downtown week at the RKO Lyric, which was $200 to the good. It was moved to the RKO Grand. The Strand, independent, took in $1,600, or 100 on the profit side, with "King of the Damned." The RKO Grand balanced its figure of $2,700 with the third downtown week of "Captain January."

Total first run business was $69,400. Average is $60,200.

Estimated takings:

Week Ending April 29:

"KING OF THE DAMNED" (G.B.)

STRAND — (1,500), 15c-25c. 7 days. **Gross:** $1,600. (Average, $1,500)

Week Ending April 30:

"THESE THREE" (U.A.)

RKO ALBEE—(3,300), 35c-42c, 7 days. **Gross:** $16,500. (Average, $12,000)

"SMALL TOWN GIRL" (M-G-M)

RKO PALACE—(2,700), 35c-42c, 7 days. **Gross:** $13,500. (Average, $10,000) Moved to RKO Capitol.

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)

RKO SHUBERT—(2,150), 42c-55c, 7 days. Stage: "Folies Comiques de Paris." **Gross:** $18,000. (Average, $12,000)

"TRAIL OF THE LONESOME PINE" (Para.)

RKO CAPITOL—(2,000), 35c-42c, 7 days, 3rd downtown week. **Gross:** $4,000. (Average, $6,500)

"MR. DEEDS GOES TO TOWN" (Col.)

RKO LYRIC—(1,400), 35c-42c, 7 days, 2nd downtown week. **Gross:** $6,700. (Average, $6,500) Moved to RKO Grand.

"CAPTAIN JANUARY" (20th-Fox)

RKO GRAND—(1,200), 25c-40c, 7 days, 3rd downtown week. **Gross:** $2,700. (Average, $2,700)

"I CONQUER THE SEA" (First Division)

RKO FAMILY—(1,000), 15c-25c, 3 days. **Gross:** $1,100. (Average, $1,250)

"ROAMING LADY" (Col.)

RKO FAMILY—(1,000), 15c-25c, 4 days. **Gross:** $1,000. (Average, $1,200)

"BRIDES ARE LIKE THAT" (F.N.)

KEITH'S—(1,500), 30c-40c, 7 days. **Gross:** $3,800. (Average, $6,500)

South Wants "Pastures"

HOLLYWOOD, May 7.—Pressure is being brought on Warners by southern exhibitors and Chambers of Commerce to have them stage the premiere of "Green Pastures" somewhere in the south. Warners, who have heretofore had some concern over the reception the picture was likely to receive south of the Mason & Dixon line, now feel considerably relieved. They have not decided as yet where they will open their picture.

Protest Pensacola Tax

PENSACOLA, Fla., May 7.—More than 2,000 members of organized labor here have protested the action of the City Council in passing an amusement tax which affects the Saenger Theatres Corp. The Council has been requested to repeal the new ordinance.

Holdup Protection

Boston, May 7.—The RKO Boston is installing a steel office in the treasurer's office, outfitted with special bullet-proof glass, following the recent holdup during which the gunmen escaped with $13,000. An added incentive is the holdup last week of Loew's Orpheum and the death of Fred Sumner of the Paramount in Lynn, who was shot down in a robbery.

"Bohemian," Show New Haven Draws

NEW HAVEN, May 7.—The College raised its admission prices and almost trebled its normal $2,800 with "The Bohemian Girl," and a locally-directed stage presentation, "Town Topics of 1936."

"Big Brown Eyes" and Benny Meroff and orchestra on the Paramount stage totalled $6,800, over par by $2,000. The Poli dual, "Captain January" and "Country Beyond," topped the $7,000 average by $1,000. "I Married a Doctor" and "Man Hunt" at the Roger Sherman stayed at the $4,700 average. The all-week circus at the Arena, "Tobacco Road" at the Shubert, and the sudden warm weather cut into attendance.

Total first run business was $27,800. Average is $19,300.

Estimated takings for the week ending May 1:

"THE BOHEMIAN GIRL" (M-G-M)

COLLEGE—(1,499), 35c-50c, 7 days. Stage: "Town Topics of 1936." **Gross:** $8,300. (Average, $2,800)

"BIG BROWN EYES" (Para.)

PARAMOUNT—(2,400), 35c-50c, 7 days. Stage: Benny Meroff and orchestra. **Gross:** $6,800. (Average, $4,800)

"CAPTAIN JANUARY" (20th-Fox)
"THE COUNTRY BEYOND" (20th-Fox)

POLI—(3,040), 35c-50c, 7 days. **Gross:** $8,000. (Average, $7,000)

"I MARRIED A DOCTOR" (W.B.)
"MAN HUNT" (W.B.)

ROGER SHERMAN—(2,200), 35c-50c, 7 days. **Gross:** $4,700. (Average, $4,700)

"These Three" Is Portland's Leader

PORTLAND, May 7.—"These Three" in its initial week at United Artists was tops for the week with a draw of $7,000, over par by $2,000.

The dual, "The Moon's Our Home" and "Silly Billie," at the Orpheum secured $6,000, over the usual take by $1,000.

"Petticoat Fever" secured $6,000 at the Broadway, over normal by $1,000.

Heavy rains cut into box-offices.

Total first run business was $29,700. Average is $24,700.

Estimated takings for the week ending May 2:

"PETTICOAT FEVER" (M-G-M)

BROADWAY—(1,912), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

"LITTLEST REBEL" (20th-Fox)
"THANKS A MILLION" (20th-Fox) (2nd Run)

BLUE MOUSE—(1,700), 20c-25c, 7 days. **Gross:** $1,700. (Average, $1,700)

"A CONNECTICUT YANKEE" (20th-Fox)
"FRISCO WATERFRONT" (Republic)

MAYFAIR—(1,700), 30c-35c-40c, 7 days. **Gross:** $4,000. (Average, $3,000)

"THE WITNESS CHAIR" (Radio)
"BIG BROWN EYES" (Radio)

PARAMOUNT—(3,008), 30c-35c-40c, 7 days. **Gross:** $5,000. (Average, $5,000)

"THESE THREE" (U. A.)

UNITED ARTISTS—(945), 30c-35c-40c, 7 days. **Gross:** $7,000. (Average, $5,000)

"Witness" Is Kansas City's Top, $13,500

KANSAS CITY, May 7.—"The Witness Chair" and a stage show left the Mainstreet sitting pretty with the best comparative showing in a poor week for first runs. The house grossed $13,500, $4,500 over par.

Other first runs felt the rain Sunday and shifting temperatures during the week. However, "Sutter's Gold" at the Fox Uptown managed to go over average by $600 with $4,600 take.

"The Farmer in the Dell" at the Tower went $800 under $7,000 average; "Big Brown Eyes" at the Newman took a $5,900, compared with $7,000 par, and "The Unguarded Hour" at the Midland fell under $11,500 average by $4,100.

Total first run business was $37,600. Average is $37,500.

Estimated takings:

Week Ending April 30:

"THE WITNESS CHAIR" (Radio)

MAINSTREET—(3,100), 25c-35c-50c, 7 days. Stage: Al Pearce and His Gang; June Knight, and Pinky Tomlin. **Gross:** $13,500. (Average, combination bills, $9,000)

"THE UNGUARDED HOUR" (M-G-M)

MIDLAND—(4,000), 25c-40c, 7 days. **Gross:** $7,400. (Average, $11,500)

"BIG BROWN EYES" (Para.)

NEWMAN—(1,900), 25c-40c, 7 days. **Gross:** $5,900. (Average, $7,000)

"THE FARMER IN THE DELL" (Radio)

TOWER—(2,200), 25c-35c, 7 days. Stage: Royal Swedish Bell Ringers, Shay & Peters, Marie Hollis, and Jerry Hale. **Gross:** $6,200. (Average, $7,000)

Week Ending May 1:

"SUTTER'S GOLD" (Univ.)

UPTOWN—(2,000), 25c-40c, 7 days. **Gross:** $4,600. (Average, $4,000)

"Dark Hour," NTG, Big in Providence

PROVIDENCE, May 7.—N. T. G.'s revue, supplementing "The Dark Hour," was tops for the week, garnering $13,000 at the RKO Albee. This was $6,000 over the usual take. "Desire," at the Strand, was next in line, catching $8,500. The usual take for the house is $6,500.

Other houses in the downtown section were under par. Loew's State was $2,000 down with "A Message to Garcia," which did $10,000 and the Majestic was $2,000 under the normal $7,000 figure with "A Connecticut Yankee" and "Brides Are Like That."

Total first run business was $42,500. Average is $39,500.

Estimated takings for the week ending April 30:

"CAPTAIN JANUARY" (20th-Fox)

FAY'S—(1,600), 15c-40c, 7 days. Stage: "Stork Club Revue." **Gross:** $6,000. (Average, $7,000)

"THE DARK HOUR" (Chesterfield)

RKO ALBEE—(2,300), 15c-40c, 7 days. Stage: N.T.G.'s Revue. **Gross:** $13,000. (Average, $7,000)

"DESIRE" (Para.)

STRAND—(2,300), 15c-40c, 7 days. **Gross:** $8,500. (Average, $6,500)

"A MESSAGE TO GARCIA" (M-G-M)
"PANIC ON THE AIR" (Col.)

LOEW'S STATE—(3,800), 15c-40c. **Gross:** $10,000. (Average, $12,000)

"A CONNECTICUT YANKEE" (20th-Fox)
"BRIDES ARE LIKE THAT" (W.B.)

MAJESTIC—(2,400), 15c-40c, 7 days. **Gross:** $5,000. (Average, $7,000)

WARNER BROS PICTURES
CAUTION

The master prints of 'THE GREEN PASTURES' and 'ANTHONY ADVERSE' have arrived safely at the New York office of WARNER BROS. Their distribution will be guarded as closely as their transportation.

Query British Studios About Act Revision

By BRUCE ALLAN

London, April 30.—The Board of Trade has circulated among British studios a questionnaire, calling for answers to 15 queries and designed to provide information on the existing state of British production. The material, which will cover all phases of production activity, is for the departmental committee now in session to consider possible revision of the Films Act.

Several of the questions asked refer to the capacity and capabilities of the stages existing or to be erected. In addition the questionnaire calls for the negative and positive used during 1928 and 1935, the first and most recent years of the operation of the Act; the feature picture footage and cost in those years; details of films made by other units than that owning the studio; earnings of films in 1928 and 1935; the number of permanent employes in those years; comparative labor cost totals, and similar figures for players, costumes, props, furniture and the like; estimates of activity planned for 1936.

* * *

Columbia is willing to talk business with any British producer who can make pictures good enough for release by Columbia in the United States, Joseph Friedman, European manager for the company, declared on his arrival here from New York.

Columbia does not want its own British production unit, Friedman said, but is willing to pay good money for good films. He advocated a revision of the quota regulations to impose an obligation to spend a fixed amount of money, in place of the necessity of producing footage. He said if this change were made American producers would spend more than they do at present on "quickies," and would not object if the exhibition quota were abolished. The pictures would sell on their merits in England and many of them would get world release, he declared.

Lithuania Requires Film Import License

Washington, May 7.—By an extension of the Lithuanian import license system, films are included in the list of products requiring an import license, according to a report from Vladimir Kublitzky, clerk at the American consulate in Kaunas, Lithuania, to the U. S. Dep't. of Commerce.

This was done, the report states, primarily to curtail imports of German films, and it is believed that the restriction will increase the import of films from other countries, particularly the United States, Russia and France.

Seek Egyptian Talent

Washington, May 7.—The desire on the part of screen audiences in Egypt for new talent has led Studio Misr, largest in the country, to seek players through nationwide contests, according to a report to the U. S. Dep't. of Commerce from Leys A. France, commercial attache in Cairo.

Out Hollywood Way

Hollywood, May 7.—Fred MacMurray, Jack Oakie and Lloyd Nolan made deputy sheriffs of McKinley County, N. M., where "Texas Rangers" is on location. . . . W. C. Fields on motor trip through Arizona in his trailer. . . . Charles Ruggles to entertain handball champs in June.

Radio lifts options on Edward Kaufman, William Sistrom and Lee Marcus, producers. . . . Olivia De Haviland gets new ticket at Warners. . . . Cast of "Dimples," Shirley Temple's next for Twentieth Century-Fox, practically complete with Astrid Allwyn, Julius Tannen and Berton Churchill. . . . Paramount gives termer pact to Terry Ray, Chicago girl, who has been appearing in little theatres.

Warners to make "God's Country and the Woman" in Technicolor. . . . Douglas Fowler signed by Twentieth Century-Fox after small part in "Private Number."

Jackie Coogan and Betty Grable back east for week at Stanley, Pittsburgh, and another at Earle, Philadelphia. . . . Kenneth Goldsmith rushes four makeup men to Oregon for "The Last of the Mohicans," because Indians up there do not photograph dark enough.

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Casting—Hugh Herbert loaned by Warners to M-G-M for "They Went to Hollywood." . . . Joseph Crehan replaces Joseph King in Warners' "Secret Service" now in work. . . . Lafe McKee, Alameda Fowler, Edward Earle, Arthur Loft, Allen Cavan, Charles Hamilton and Mary Merah in Columbia's "San Francisco Nights." . . . Vivian Oakland, Delmar Watson and Bob Graves in untitled Radio short. . . . Katharine Bates and Rhea Mitchell in Paramount's "Texas Rangers." . . . Herbert Hayward and Petra Silva in "Arizona Raiders," same studio. . . . J. Carroll Naish in "Ramona," Twentieth Century-Fox. . . . Edward Nugent in "Parole," Victory. . . . Dean Jagger assigned to lead in "Public Nuisance No. 1" opposite Muriel Robert, Twentieth Century-Fox. . . . Jane Withers starred. . . . Ivan Lebedeff in "Public Nuisance No. 1." . . . Walter Catlett in "Cain and Mabel," Warners. . . . Addison Richards set in "China Clipper" and Holmes Herbert in "Charge of the Light Brigade," same studio.

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Story Buys—Lester Ilfeld sells original, "Women Are Wise," to Columbia. . . . Ivan Lebedeff's original, "Legion of Dishonor," taken by Cecil B. DeMille to be made after "This Breed of Men." . . . John Twist's "General Delivery" taken by Radio for production by Cliff Reid. . . . Matt Taylor's "Broadway Afternoon" taken by Paramount. . . .

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Directors—Mack Wright assigned to "Winds of the Wasteland" and Joseph Kane to "Guns and Guitars," both Republic. . . . Wallace Fox loaned by Radio to Reliance for "The Last of the Mohicans." . . . Charles Vidor set for "Man Must Live," Radio. . . . Robert Z. Leonard to direct M-G-M's "Piccadilly Jim."

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Writers—Henry Johnson adapting "Night Waitress," Radio. . . . Grace Neville signed by Columbia.

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Title Change—Columbia's "Fer De Lance," starring Edward Arnold, to be released as "Meet Nero Wolfe."

Oxford, Tenn., to Get Second Theatre

Memphis, May 7.—R. X. Williams, Jr., president of the Mississippi M.P.T.O., is to have opposition in Oxford for the first time.

Plans have been completed for the erection of a $25,000 theatre by R. L. Smallwood, Jr., attorney; Sykes Haney, automobile dealer; Bramlett Roberts, county attorney; and S. T. Lyles, Jr., insurance agent.

The theatre will seat 750 and will open in the fall. Williams is mayor of Oxford.

W. F. Ruffin, former president of M. P. T. O. of Arkansas, Mississippi and Tennessee, will spend $30,000 rebuilding his house at Covington, Tenn., which was destroyed by fire recently.

There have been several changes in tri-state theatres lately. Tony Sudekum of Nashville has bought the Southland at Brownsville and the Gem at Paris, both from G. C. Lawing. W. B. Henderson has sold the Dixie at Ripley to G. W. Haynes of the Strand Amusement Co. M. A. Lightman has bought the Lyric at Tupelo, Miss., from Mrs. Fred Marshall. And Dave Flexer, operator of the Varsity at Columbus, has bought the Mingo at Amory and changed its name to the Varsity.

Special Session for Kansas Seen in July

Kansas City, May 7.—The present view is that Kansas will not have a special session until some time in the summer, probably July, and that it will be called simply to put up to the voters in the fall election a constitutional amendment permitting the state to take over from the counties enough of the responsibility for social security to enable participation in the Federal social security program.

A special committee of the state legislative council was supposed to have made a report by April 15 on the legality of a special session to bring the state's laws into harmony with the Federal on this issue. This report probably will be made this week, and is said to call for a constitutional amendment as the only way Kansas can solve the social security participation difficulty.

Iowa Crowding Is Cut

Council Bluffs, Ia., May 7.—Theatre managers threatened by city authorities with prosecution for violation of over-crowding ordinances on Bank Nights, have kept promises "to be good," it is reported at the Mayor's office. Bank Night two weeks ago found the three downtown theatres packed far beyond capacity.

U. S. Films Are Most Popular in Portugal

Washington, May 7.—Although American films continue to be most popular in Portugal, there has been a marked increase in the importation of German and British pictures, states a report to the U. S. Dept. of Commerce from Vice-Consul William B. Douglass, Jr., at Lisbon.

In 1934, Portugal censored 886 pictures; in 1935, 1,083, an increase of 197. American films jumped from 437 to 512, German from 84 to 128, British from 25 to 65, French from 157 to 180, and others from 7 to 10. Tickets sold by film houses during 1935, the vice-consul reported, in the seven principal cities of Portugal, totaled 5,533,673, an increase of 69,652 over 1934. The number of performances in 1935 in the same cities totaled 16,739, an increase of 804 over 1934.

U. S. Product Brings Czechoslovakia Gain

Washington, May 7. — Average attendance in Czechoslovakia during the three peak months—November, December and January—advanced eight per cent over the same period of the previous year, according to a report from Commmercial Attache Sam E. Woods in Prague to the U. S. Dep't. of Commerce. The attendance was four per cent better than the similar period of 1933-34.

The gain is attributed to the return of American films to the Czechoslovakian market during 1935. The attendance percentages were figured on the basis of the amusement tax receipts, which is the only method available in the country of checking on attendance.

Ohio Cuts 31 Reels Of a Total of 605

Columbus, May 7.—Out of a total of 605 reels reviewed in April, the Ohio censor board passed 574, or, in other words, ordered eliminations in 31 reels. The smallest number of eliminations was three, for the week ending April 16, when 139 reels were reviewed, while the largest number was 10 out of 122 reels for week ending April 23.

The above record compares with 563 reels reviewed and 35 eliminations ordered in, March.

Building Code Passed

Wilmington, Del., May 7. — The proposed new building code with its drastic regulations for theatres was passed by the City Council and is now before Mayor Walter W. Bacon, who is expected to approve. The proposed code will work unusual hardships on present and future rebuilding and replacements. Theatre men protested vigorously several features of the code pertaining to seating, aisles, rigid steel curtain and the like.

Sweepstakes Case Set

Cincinnati, May 7. — Municipal Judge A. L. Luebbers has set May 12 as the date to hear the cases of Thomas A. Reilly, owner of the Rialto, Nicholas Russo and Bert Leder, ushers, and Jack Pendleton, promotor, recently arrested by police charged with operating Sweepstakes This will be a test case. It is the first of the kind to come up here.

GLORIOUSLY the screen surrenders to COLOR!...

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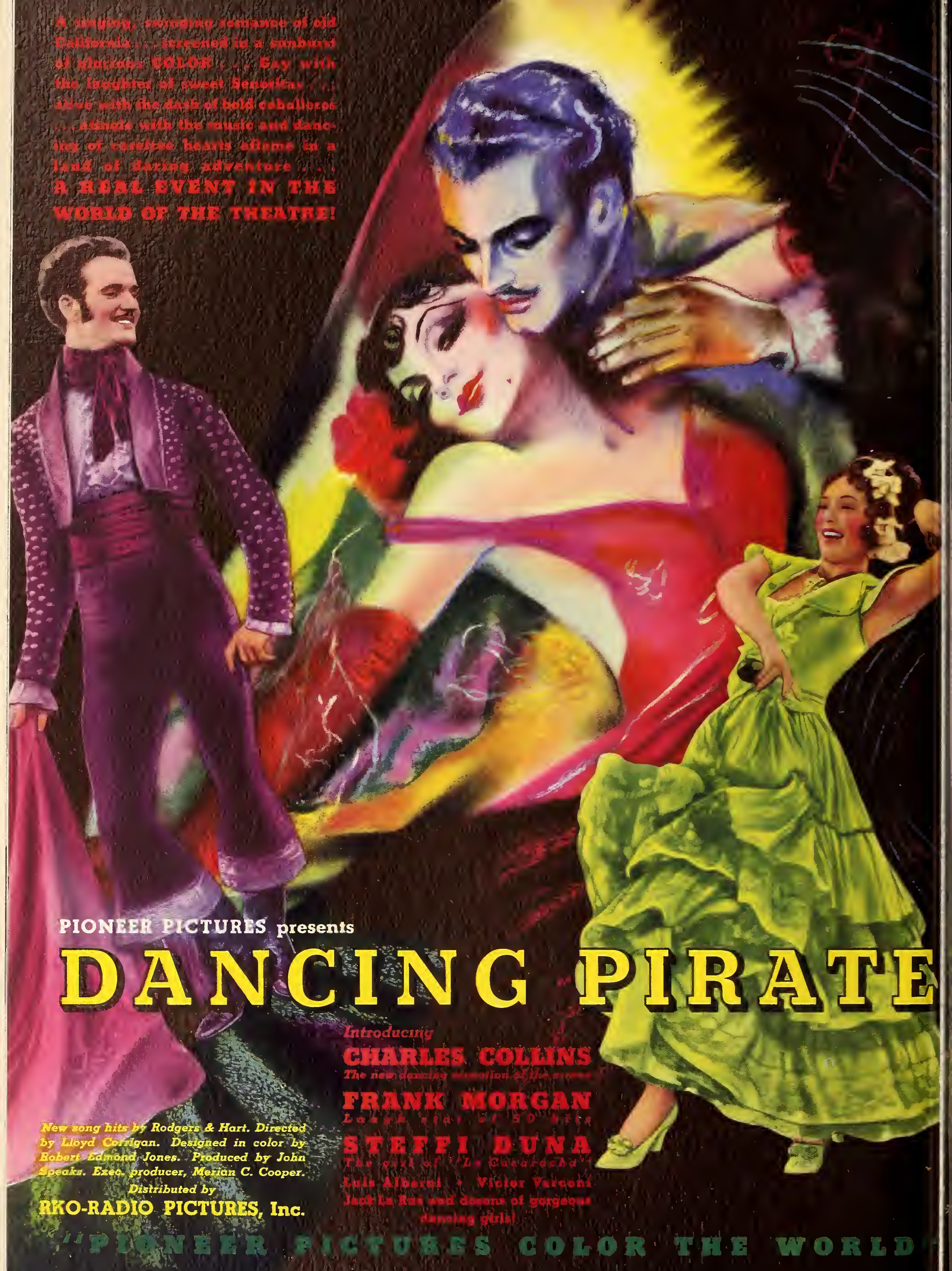
DANCING
MUSICAL
IN 100%
NEW
TECHNICOLOR...



A singing, swinging romance of old California . . . screened in a sunburst of glorious COLOR . . . Gay with the laughter of sweet Senoritas . . . alive with the dash of bold caballeros . . . atingle with the music and dancing of carefree hearts aflame in a land of daring adventure . . . **A REAL EVENT IN THE WORLD OF THE THEATRE!**

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New song hits by Rodgers & Hart. Directed by Lloyd Corrigan. Designed in color by Robert Edmond Jones. Produced by John Speaks. Exec. producer, Merian C. Cooper.

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"PIONEER PICTURES COLOR THE WORLD"

Short Subjects

"Share the Wealth"

(Columbia)

Andy Clyde, a cobbler with Scotch background, is having a bad time of it and goes to visit the mayor, Vernon Dent, who is also his landlord, about the back rent. He comes into contact with crooked politicians and is set up as candidate on a "Share the Wealth Platform." He campaigns earnestly and when elected finds he is heir to $50,000. He backs out and prepares to flee, but the town and his gangster sponsors raid his home and store, "sharing" his possessions. It ends when Clyde calls the White House and explains his plan was a failure, reversing the charges. There are some stock comedy situations that will amuse the Clyde fans and the theme should be interesting. Average comedy. Production Code Seal, No. 2,009. Running time, 17½ mins. "G."

"Major Bowes' Amateur Parade"

(Radio)

This, No. 1 of the new series of Bowes subjects, and in one reel, instead of the previous two, provides a fair measure of entertainment, and is salable by reason of the publicity and general ballyhoo which still surrounds the Bowes radio programs. It may be noted, however, that in the numbers presented, there appears surprisingly little amateurishness. In fact, Major Bowes, introducing one performer, described the girl as one of "the foremost" toe-tap dancers, which appears rather at odds with an "amateur" designation. On the whole the short is entertaining. Production Code Seal, No. 0915. Running time, 9 mins. "G."

"Pathe Topics No. 5"

(RKO)

The highlight of this number of the series is Robert Benchley's address on "The Causes of the Depression," which was made originally in 1931 and is herein reissued. It is still more than funny, especially as it is preceded by predictions from personalities in economics and politics. Benchley's name as a comedy speaker is at the moment worthwhile, and the subject as a result gains considerably. Two other sequences offer glimpses of England's famous prep school, Eton, and the Berlin Zoo, where are caught unusual animal shots in contrast to the lithe grace of a group of dancing girls. Entertaining. Production Code Seal, No. 0980. Running time, 9 mins. "G."

"Football Bugs"

(Columbia)

A football game between the Beetles and Boogie Bugs is the source of much spirited animation in which the Beetles come out on top in the last period after undergoing heavy odds and much battering from the rivals. It is done in color and the story has novel twists which should be entertaining. Production Code Seal, No. 2,033. Running time, 8 mins. "G."

"Wholesaling Along"

(Radio)

There are real laughs in this comedy, produced by Lee Marcus, and featuring Leon Errol, as the husband who prefers to "gain" by buying things wholesale. When the plumber asks a high price to replace a bathtub, Errol goes to a "wholesaler." He discovers that he has to take the tub home and install it himself. The result is good for hearty laughs from any audience, seeing themselves for a moment as others may occasionally see them. As straightforward comedy, it rates with the best of them. Production Code Seal, No. 2,045. Running time, 17 mins. "G."

"Major Google"

(Columbia)

A burlesque of the amateur hour tycoon provides some laughs and a bit of whirlwind action as the characters of the comic strip cavort amateurishly is this Technicolor cartoon. Barney imitates Bowes and his actions and speech follow the master. Lowizie, Snuffy and their brats do a few turns in their fashion and Bunkie Hill winds up the piece in a cyclone of drama as he plays all the characters in a playlet. Snuffy then empties the theatre with his trusty firearm. Entertaining. Production Code Seal, No. 2,136. Running time, 7 mins. "G."

"High Pressure Beer"

(Radio)

Edgar Kennedy, who is in perpetual hot water with his wife, mother-in-law and brother-in-law, has his troubles this time when he gets his bonus. He is all for raising pigs, chickens and vegetables, while the family is in favor of a beer emporium. He is firm—and starts to open the beer place. With the able assistance of his relatives, especially brother-in-law, he goes to work on the place, and as usual comes out very much on the short end of the stick—and with the remains of the shop on his head. A few laughs and entertaining for those who like the Kennedy type of comedy, which has its moments. Production Code Seal, No. 2,055. Running time, 18 mins. "G."

"Midnight Blunders"

(Columbia)

A mediocre comedy offering Monte Collins and Tom Kennedy as a pair of dumb sleuths who blunder into a Frankensteinish situation. A Chinese with a wooden leg steals the revivifying apparatus and makes off with the scientist who would not reveal the secret. Collins and Kennedy are the butt of the usual business and eventually, after being chased about and having some adventures with the "corpse" capture the villain. It is a stupid sort of affair, but has its moments. Production Code Seal, No. 2,044. Running time, 17 mins. "G."

"Speed Mad"

(Columbia)

A collection of old and new automobile racing shots, presumably gathered from newsreels, flash in orderly fashion on the screen as the subject of this News World of Sports issue. It is interesting but has been done before. The shots of wrecks and horrible closeups of death on the track, may provide some uneasy moments for audiences. Production Code Seal, No. 0957. Running time, 10 mins. "G."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Princess Comes Across"

(Paramount)

HOLLYWOOD, *May 7.*—This comedy-romance, the ingredients of which run all the way from satirical burlesque to mystery murder, is a worthy entertainment successor to "Hands Across the Table," last Carole Lombard-Fred MacMurray feature. It has been smartly produced by Arthur Hornblow, Jr., and intelligently directed by William K. Howard to take full advantage of the intriguing amusement quality motivating the story. The stars and supporting cast should have no difficulty clocking with mass patronage.

The action takes place aboard an ocean liner. It moves rapidly, with peppy dialogue and engaging action. Starting as a farce-comedy when Miss Lombard, a chorus girl, masquerading as a Swedish princess, meets and falls in love with MacMurray, a band leader, the burlesque quality turns dramatic with the appearance of Porter Hall, a blackmailer, and Bradley Page, an escaped convict.

A murder brings a group of European and Asiatic police chiefs into action. When they center suspicion for all the evil doings on Miss Lombard and her companion, Alison Skipworth, MacMurray goes to work, protecting the girl and confusing the police and George Barbier, ship captain, in their efforts to solve the crime. The finale is romantic.

Miss Lombard and MacMurray act with an easy grace which is sure to enhance their popularity. Capable performances are turned in by Douglas Dumbrille, as the menace; Page, Hall, William Frawley, Miss Skipworth, Barbier, Lumsden Hare, Sig Rumann and Mischa Auer.

Based on a story by Philip MacDonald, from which a quartet of writers prepared the screen play, the show is gay and entertaining. In addition to the title and star value, the production is crammed with potential showmanship angles.

Production Code Seal, No. 2,130. Running time, 75 minutes. "G."

(Additional Reviews on page 17)

Sears, Lowenstein Convention Guests

OKLAHOMA CITY, May 7.—Addresses by Gradwell Sears and Maurice Lowenstein, national secretary of M. P. T. O. A., at a dinner dance held at the Oklahoma City Country Club here this evening climaxed the three-day convention of Griffith Amusement Co. Consolidated Theatres, Inc. A high-light of the affair was the presentation of an onyx desk set by the Griffith partners to the Griffith brothers in commemoration of their 25 years in the show business.

Congratulatory telegrams were received from Joan Blondell, Glenda Farrell and Clark Gable as well as from many other actors and producers.

James Adams, Paramount newsreel cameraman, made records in sound and photography of all Griffith managers which will be shown in 126 Griffith houses throughout the southwest.

Set Fire Endangers Twentieth-Fox Plant

HOLLYWOOD, May 7.—A fire which broke out today on one of the Twentieth Century-Fox sets threatened to spread to the nearby sound stages, but was localized and finally brought under control by the combined efforts of the company's fire-fighting unit and the local department apparatus. The set to which the fire was confined was entirely destroyed.

Just a few hours prior to the blaze the set had been occupied by a company headed by Jane Withers.

Columbia Men Hold Sale Session Here

Columbia will hold the second of a series of pre-convention sales meetings today at the home office with Abe Montague, general manager, presiding.

Branch managers will be present from Albany, Boston, Philadelphia, New Haven, Chicago and Buffalo, and Jack Cohn, A. Schneider, J. A. McConville, Rube Jackter, Lou Weinberg, Louis Astor, Max Weisfeld and Leo Jaffe will also be present

Order Song Suit Detail

Federal Judge John C. Knox yesterday directed that William H. Hodgson, a song writer, submit a bill of particulars in connection with his action against Edward Farley and Michael Riley over the song "Music Goes 'Round and Around." Hodgson charges the song is a steal from his composition, "Orange, No." Also named as defendants are Rockwell O'Keefe, Inc., Select Music Publications, Inc., and Columbia Pictures, Inc.

Cantor Files a Denial

A general denial was filed in Federal Court yesterday on behalf of Eddie Cantor in connection with a copyright infringement suit over "Roman Scandals" for $500,000 brought against him, Samuel Goldwyn, United Artists Corp. and Samuel Goldwyn Inc. by Mort Elsman, Clara Dellar and Robert L. Shayn. Cantor denied that he had a contract with United Artists, but admitted that he was under contract to Samuel Goldwyn, Inc.

Cocalis May Join Major Group Here

(Continued from page 1)

rangement which Cocalis is believed to have turned down. One of the major moves is reported to provide for pooling three of his 20 theatres. The houses involved are located in the Bronx, it is said.

Efforts are being made to have Cocalis realign with Jack Springer, but the former is said to have vetoed such a plan. Presently, Cocalis and Springer are jointly interested in about 15 theatres. The joint interests last week took over the Gem and the Majestic in the west Bronx from Herman Yaffa.

Springer is branching out on his own. The same applies to Cocalis, who has just purchased an interest in the Mineola, Mineola, L. I., with Dave Rosenzweig. Two new theatres will be built by Cocalis. Plans will be filed in two weeks for the construction of a 1,000-seat house and another for a 1,400-seat structure. The theatres will be ready for opening between Oct. 15 and Nov. 1, it is said.

When these theatres are completed, the Cocalis group will total 23. The joint interest in the Springer & Cocalis circuit is said to amount to about $2,000,000.

Cocalis yesterday was to have made a decision on one of the major propositions, it was reported, and postponed it a week. He is regarded as one of the shrewdest film buyers in the east and may fit into a post now vacant in an important theatre string.

J. J. Thompson, a former member of the New Jersey legislature, who has been handling Cocalis' theatres across the Hudson for the past eight years, is understood to have been appointed his assistant, moving his headquarters to the newly established New York office on Eighth Ave.

L. W. Fox Financing On a "Junior" Plan

(Continued from page 1)

abroad, indicating that the financing may be extended abroad.

The incorporation, organization detail and actual functioning of National will await his return from abroad, in about six weeks, Fox said.

The company, it was said at the time of Fox's resignation from Standard, will arrange preliminary financing for "meritorious film enterprises and aid in their development from the initial stages." No specific deals have been made or are contemplated as yet, Fox indicated, and will not be until his return to New York.

Margaret Connors Killed

MARION, IND., May 7.—Margaret Connors, 21-year-old daughter of William Connors, manager of the Indiana, Lyric and Luna-Lite here, died following an airplane crash at the municipal airport here. Ed Marquis, port manager, who was piloting, was killed instantly and Miss Connors died a few hours later.

Harry Brandt Dickering

With 53 theatres in the circuit, Harry Brandt currently is negotiating for another half-dozen to add to the string. Some of the deals may be closed within the next week.

Balmy Weather Causes Key City Grosses to Fall Off

Comparative grosses for the latest available periods:

	Week Ending April 30-May 1		*Week Ending April 23-24*	
	No. Theatres	*Gross*	*No. Theatres*	*Gross*
Boston	7	$109,000	7	$106,000
Buffalo	6	40,600	6	50,500
Chicago	9	122,800	9	132,100
Cincinnati	9	69,400	7	59,100
Cleveland	6	66,750	5	52,500
Denver	7	30,000	7	31,500
Detroit	6	77,900	6	73,700
Houston	4	28,900	4	31,100
Indianapolis	4	24,120	5	40,150
Kansas City	5	37,600	5	33,800
Lincoln	5	12,550	5	11,800
Los Angeles	11	88,100	9	96,422
Louisville	7	23,500	7	28,700
Milwaukee	5	23,400	5	30,900
Minneapolis	5	27,500	4	29,000
Montreal	6	54,000	5	52,000
New Haven	4	27,800	4	21,600
New York	10	204,225	10	257,200
Oklahoma City	4	14,650	4	14,600
Omaha	3	19,950	3	18,000
Philadelphia	10	96,300	10	100,800
Pittsburgh	6	44,800	4	40,400
Portland	5	29,700	6	39,000
Providence	5	42,500	5	48,700
San Francisco	10	76,400	10	82,400
St. Louis	7	59,000	7	69,050
St. Paul	5	17,500	5	20,000
Seattle	7	30,400	7	32,500
Washington	8	84,600	8	100,300
	186	$1,583,945	179	$1,703,822

Key city grosses from September to the last week in April:

	No. Theatres	*Gross*
Sept. 26-27	164	$1,655,050
Oct. 3-4	178	1,572,310
Oct. 10-11	178	1,452,499
Oct. 17-18	178	1,563,750
Oct. 24-25	180	1,534,575
Oct. 31-Nov. 1	186	1,544,724
Nov. 7-8	185	1,545,710
Nov. 14-15	183	1,722,305
Nov. 21-22	181	1,578,550
Nov. 28-29	181	1,593,860
Dec. 5-6	183	1,766,910
Dec. 12-13	180	1,434,785
Dec. 19-20	171	1,321,385
Dec. 26-27	175	1,228,199
Jan. 2-3	179	1,918,729
Jan. 9-10	179	1,901,455
Jan. 16-17	176	1,722,400
Jan. 23-24	173	1,539,065
Jan. 30-31	177	1,515,300
Feb. 6-7	168	1,591,350
Feb. 13-14	174	1,680,180
Feb. 20-21	175	1,558,185
Feb. 27-28	178	1,777,650
Mar. 5-6	179	1,689,550
Mar. 12-13	181	1,761,547
Mar. 19-20	174	1,502,583
Mar. 26-27	172	1,521,800
Apr. 2-3	174	1,373,875
Apr. 9-10	177	1,354,624
Apr. 16-17	180	1,732,100
Apr. 23-24	179	1,703,822
Apr. 30-May 1	186	1,583,945

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Paderewski to Make Film

Ignace Jan Paderewski, noted pianist, has signed to appear in a film to be made in London by the Pall Mall Co., according to George Engles, the pianist's New York manager. The film is to be made at the London Films studio at Denham. He is to have final approval of the story, and the contract provides that the option on his services must be exercised before Oct. 1.

Seigel to Take 2 Spots

Arthur Seigel, stepson of Albert Warner, who sold out his half interest in the Cinema circuit to Max A. Cohen some weeks ago, will return to local exhibition circles within the next two weeks.

He has just completed a deal with RKO to take over the Rivoli, Rutherford, and Regent, Kearny, N. J. The houses will change hands between May 15 and June 1.

White Again Named President of Ampa

(Continued from page 1)

revealed that the Naked Truth Dinner resulted in a loss of $1,104; that the organization's bank balance is $527 and an outstanding debt of $2,281. Negotiations for reductions in the obligations, if consummated, will leave a final deficit of $401, it was stated. Of the 182 members, 116 are paid up and 66 have not been heard from.

Marvin Kirsch, head of the service committee, reported that in the past year jobs were obtained for 64 men and 76 women. At present there are five unemployed male members.

Leonard, Lund, Greenthal, McCormick, Silver and Capt. Harold Auten gave their views on future ideas for the organization. Tess Michaels of United Artists was named to take charge of a meeting to be run exclusively for the feminine members. Dave Davidson presented a thought in the activities of Capa, a Chicago association of publicity men, who have established headquarters at the Sherman Hotel without cost.

Awards for the best advertising copy to the trade and public, the most practical press sheet and the best poster will be made public at the May 28 session, White announced.

Warner Interviews The Daily Reporter

(Continued from page 1)

panied Warner, stated business in all the countries visited was very good. As far as he noticed, all theatres were open and prosperous. Morris asserted that within a few days an important announcement will be made regarding Warners' production plans on the other side. About seven or eight foreign branch managers will attend the annual coast sales confab. No changes in personnel abroad were made, he said.

Mervyn and Mrs. LeRoy, who sailed with the Warners and Morrises on the *Ile de France,* did not return with them. The director and daughter of Harry Warner will sail May 13 on the *Conte di Savoia.*

At the pier meeting the arrivals were Harry and Mrs. Charnas, Stanleigh P. Friedman, Albert and Mrs. Warner, Joseph Bernhard, Karl MacDonald, Joe Hummel, Sam Sax, Ann Weiss and Edwin Morris.

Explain Candid Camera

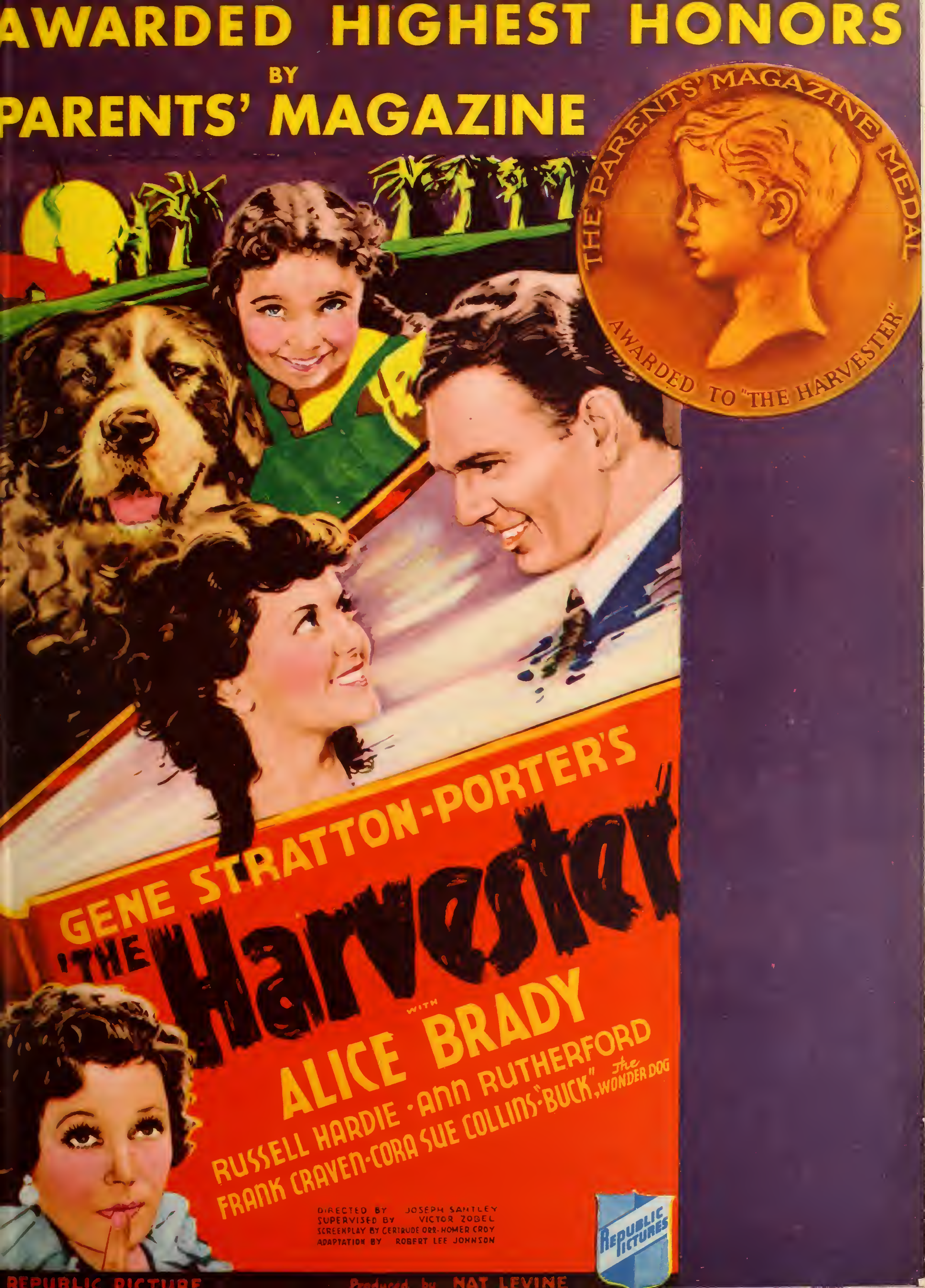
What can be done with a candid camera and how the results were achieved forms the subject matter of a book just issued by The Studio Publications, Inc. Ivan Dmitri is listed as the author, although it is admitted this is a nom de plume for a well known artist who became a camera enthusiast.

Detailed directions, accompanied by photographs, on how to handle shutters, change lenses and load cameras are given, and 56 illustrations follow. These are in the original size of the film as well as enlargements, and some of them are very striking.

—J. M. J.

Joe Brown in Hospital

BALTIMORE, May 7.—Joe E. Brown entered Johns Hopkins Hospital today for treatment, the nature of which was not disclosed.


THE PARENTS' MAGAZINE MEDAL
AWARDED TO "THE HARVESTER"

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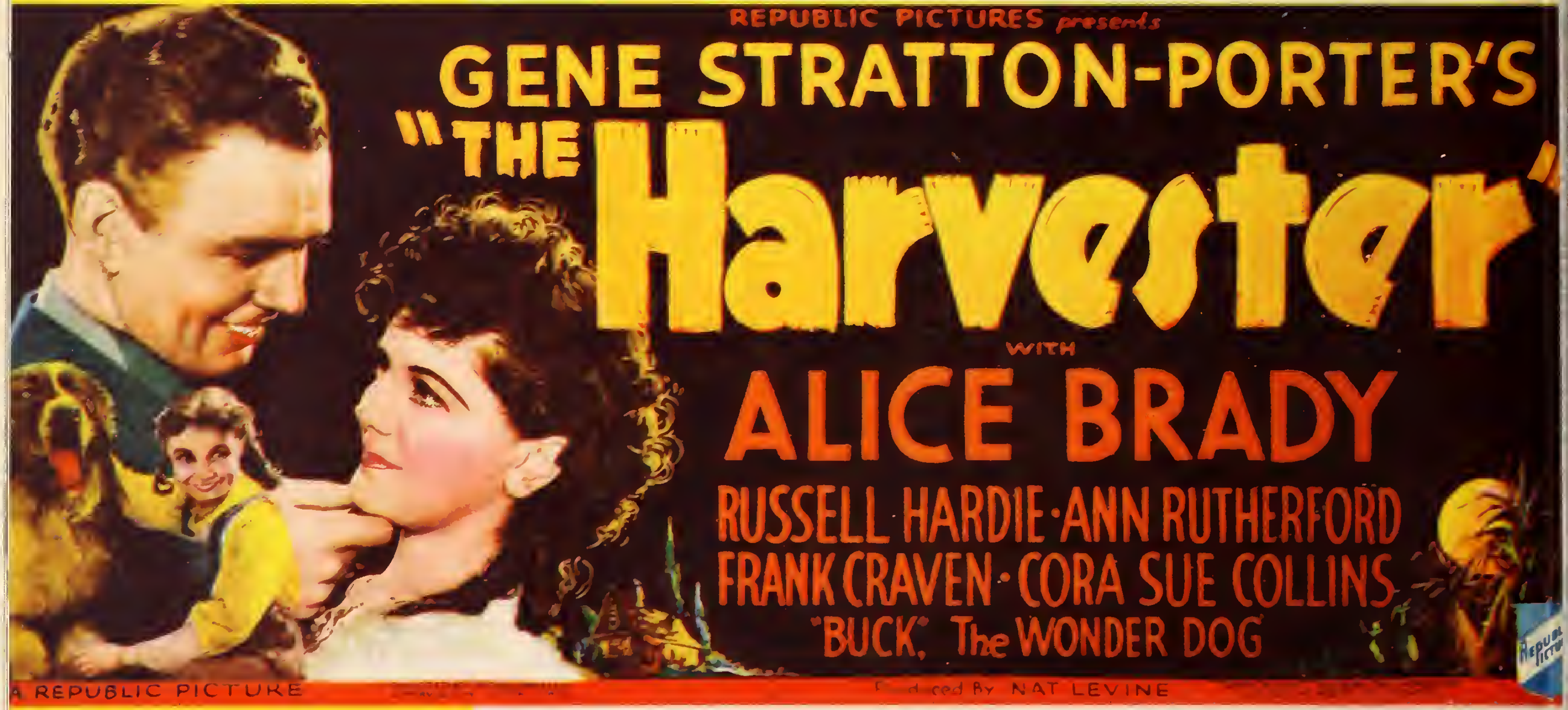
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ALICE BRADY
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"BUCK," The WONDER DOG
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Gene Stratton-Porter's famous novel flames to vivid life! For everyone who has ever romanced..here is America's own love story..the picture 10,000,000 readers are waiting to see!

"Ziegfeld" 2-a-Day On Circuit Studied

(Continued from page 1)

tacle into a number of their theatres on Long Island and New Jersey. Consolidated Amusements is considering dating "A Midsummer Night's Dream" in some of their units.

While the idea is primarily in the discussion stage, it is believed that if the Loew houses go for the roadshow engagements, "The Great Ziegfeld" will not be shown in the circuit's neighborhood theatres until the fall.

Roadshows Now Total 77

Thirty-five more roadshows for "The Great Ziegfeld" were set up by M-G-M yesterday, bringing the total to date to 77. The new dates are:

Starting May 14: Alvin, Minneapolis; Lincoln, Cheyenne; Orpheum, Green Bay, Wis.; Hollywood, Fort Worth; Cataract, Niagara Falls; Paramount, Salt Lake.

May 15: Palace, Toledo; Granby, Norfolk, Va.; National, Richmond, Va.; Rialto, Dallas.

May 16: State, Allentown, Pa.; Majestic, Tulsa.

May 17: Quimby, Zanesville; Orpheum, Kansas City; Maryland, Cumberland, Md.; Parkway, Madison, Wis.; Shubert, Newark, N. J.

May 20: Rex, Sheboygan; Appleton, Appleton, Wis.; Orpheum, San Diego; Fox, Tucson; Fox, Spokane; Mission, San Jose; Grand, Steubenville.

May 21: Ceramic, East Liverpool, O.

May 22: Capitol, Reading, Pa.; Loew, Harrisburg, Pa.

May 23: Ohio, Lorain, O.

May 24: Kentucky, Lexington, Ky.; Roanoke, Roanoke, Va.

May 26: Gateaway, Kenosha; Staye, Racine.

May 27: Strand, Oshkosh; State, Altoona.

May 30: Orpheum, Huntington, W. Va.

Universal Renames All Its Officers

(Continued from page 1)

din, P. D. Cochrane, Budd Rogers, William Freiday and Paul G. Brown, and preferred stockholders by J. Myer Schine and McKay.

Meetings of the boards of Universal Pictures Corp., a wholly owned subsidiary, and Universal Corp., a holding company representing Standard Capital Co., were also held for the transaction of routine business.

Jones to Get Medal

Robert Edmond Jones, scenic designer, whose latest is "Dancing Pirate" for Radio, will receive the Fine Arts Medal of the American Institute of Architects at the institute's 68th annual convention at Old Point Comfort, Va.

Approve Actor Bill

WASHINGTON, May 7.—The House Immigration Committee today approved Chairman Dickstein's bill to limit entry of alien actors, singers and orchestra conductors. Under the terms of the bill entry will be limited to distinguished performers.

British Producer Dead

Edward Laurillard, for more than 40 years a producer of plays in England, died here yesterday at Harbor Sanitarium. He had planned to continue his career in Hollywood.

Say Chaplin May Retire

HONGKONG, May 7.—Charlie Chaplin is quoted here as saying he may retire from screen acting. He expects to leave Saturday for California.

Pickets Take Time Off for Afternoon

(Continued from page 1)

that the men would not show up again, but disappointment came with the return of the men to resume where they had left off.

Officials of major and independent circuits, when informed yesterday afternoon that the pickets had vanished, were surprised, claiming they knew of no truce.

The labor committee of the I.T.O.A. held a special session at Harry Brandt's office, where it was denied the discussions revolved around any kind of a truce. Brandt stated he would not have anything to do with Local 306 and that the only way he would make a deal would be directly with the I.A.T.S.E.

Zukor Election as President Up Today

(Continued from page 1)

ity of the heads of the company's six major operating departments—production, distribution, theatre operation, foreign operations, financial and legal.

Zukor, who has been chairman of the board of the producing subsidiary, succeeds John E. Otterson as its president. Today's meeting of the subsidiary's board will be held as scheduled if a quorum can be obtained.

New Jersey Allied Talks Legislation

TRENTON, May 7.—Allied of New Jersey met today at the Stacy-Trent and discussed pending legislation in the state in addition to the forthcoming annual conventions of the local and national units. Sidney E. Samuelson, former local president and a member of the national committee, spoke. Lee Newbury, head of the New Jersey unit, presided.

Fund Trailer Fine

The trailer for the Will Rogers Memorial Hospital Fund, assembled by Truman Talley of Fox Movietone combines dignity and variation in such a manner as to present the maximum of appeal with a minimum of "dunning." Lowell Thomas opens the reel in introductory fashion, then, in turn, Bing Crosby sings "Home on the Range," a Rogers favorite, and Irvin S. Cobb and May Robson urge audience help. Shirley Temple is shown unveiling a plaque to Rogers' memory, and there is a shot of Rogers and Wiley Post. Excellent was the idea which presents the entire trailer against a background of the song, "Home on the Range." The screen material takes six minutes, while the song alone, with a blank screen, occupies three, with the house lighting up for the purpose of the collection.

The trailer, which was a cooperative effort, will be distributed by National Screen Service to all of the approximately 3,000 circuit and independent houses which will participate in the collection drive during the week of May 22-28.

AARONSON

N. H. Club to Dance

NEW HAVEN, May 7.—The Warner Club will hold its annual spring dinner-dance at the Seven Gables Inn on May 16. Michael Anderson, president, and Sidney Weiner, Warner Theatre department, chairman, are in charge.

Looking 'Em Over

"Pension Mimosas"

(Tobis)

A maudlin tale of love of a godmother for her godson, this film has a good amount of drama, but registers as a tear-jerker.

Pierre, the son in question, is brought up in a hotel in the atmosphere of the French Riviera and gambling casinos. He acquires gambler's instincts early in life and later, when he is living in Paris, gets himself in difficulty as a result. While ill, his foster mother visits him amid his underworld surroundings and arrives in time to find him returning, beaten up by the lover of a woman with whom he had carried on an affair. Recovering, he returns to the Riviera, but the memory of the girl pursues him. A letter from her sets him off again. As he attempts to rob the till of his people's hotel he is discovered by his godmother, who has just returned from pawning her jewels to obtain money for him to bring the girl from London. He is forgiven and goes for the girl. At home again, the girl brings all sorts of complications into the orderly routine of the hotel and finally runs off. Pierre, learning of this, gambles his last money and his employer's, loses, and takes an overdose of sleeping tablets, which cause his death.

Excellently projected English titles effectively follow the story as it develops in French.

The players, delivering fine performances, include Francoise Rosay of the Theatre National, Paul Barnard, Lise Delamare, Raymond Cordy, Jean Max and Arletty.

The film will be found acceptable entertainment by French picture clientele.

Reviewed without production code seal. Running time. 93 mintures. "A."

Drive Is Begun on Games in Brooklyn

(Continued from page 1)

the recent decision by the Appellate Division of the Supreme Court in the Farmer Miller case.

The Garfield, operated by Abraham H. Eisenstadt, and the Terminal, owned by Pear Bros., were the two houses on which the police clamped down. The former has been playing Monte Carlo Night while the latter has been featuring Bank Night. A hearing on the Bank Night case will be held today before Magistrate Malbin in Snyder Ave. Court, Brooklyn. Local attorneys for the game will represent the theatre.

Night Clubs Told to End Gifts

Giveaways spread from theatres into night clubs some months ago, but they have just run into a snag in the form of an order from Commissioner Bruckman of the State Alcoholic Control Board. He threatens to suspend liquor licenses wherever prize drawings are held.

The drawings began to gain some months ago when one or two proprietors figured a prize of a bottle of champagne or something similar might draw customers in Sunday nights—usually a dull night.

One or two clubs have expanded on the idea recently to the point where automobiles have been given away and cash prizes have run into hundreds of dollars.

WPA Films Costing More Than $50,000

WASHINGTON, May 7.—From $50,000 to $60,000 is being spent by the WPA for films showing its activities, according to testimony of Administrator Harry P. Hopkins made public today by the House Appropriations Committee upon introduction of the 1937 relief legislation.

Hopkins did not go into detail as to how the pictures are being produced, but told the committee "no regular actors" have been used. Members of the committee, apparently thoughtful of the vote-getting possibilities of films showing how the Government is aiding the unemployed, did not press for details.

The Administrator defended his Federal theatre project against criticisms called to his attention by members of the committee, assuring them that "no political propaganda" is being engaged in, although he admitted that some of the plays produced were "controversial."

The cost of the theatre project up to July 1, next, is estimated at $7,000,000.

Whitehead Refuses Post

Ralph Whitehead, executive secretary of the American Federation of Actors, has declined the post of director of the proposed new division of musical comedy, vaudeville and circus under the Federal theatre project. Whitehead explained yesterday that his refusal to accept was based on the fact that the WPA sought to restrict his activities to New York, while his plan was for a national setup. The A.F.A. council accordingly canceled Whitehead's leave of absence. He had tentatively accepted the post last week.

Purely Personal

LELAND HEYWARD,, CHARLES BEAHAN, M. H. AYLESWORTH and HERBERT J. YATES deeply engaged in conversation; LOU IRWIN, JACK PEARL, FRANK ORSATTI, HOWARD DIETZ, BOB GOLDSTEIN, FRANK MEYER and BILL GERMAN among those at JACK and CHARLIE'S yesterday. HERMAN BERNIE, also there, leaves for the coast today. He'll be gone four or five weeks.

•

CHARLES REAGAN, western division manager for Paramount, returned yesterday from a week's tour of exchanges under his supervision. He visited Kansas City, Detroit, Des Moines, Indianapolis and Chicago.

•

JACK BUCHANAN arrived from London Wednesday and today sails for a short holiday in Nassau. Then back to New York. Then to Hollywood for a few days. Then to London for a new stage musical.

•

JOE MOSKOWITZ, after all these weeks, leaves for Hollywood today in a party including BEN and BILLY GOETZ and their wives and GEORGE A. HIRLIMAN. LEONARD GOLDSTEIN shoves off a little later.

Prize Double Bills

THE FARMER TAKES A WIFE
CASE OF THE CURIOUS BRIDE
—*Ali Gaga*

ROY H. HAINES, metropolitan New York manager for Warners, is being honored by a drive week, May 24-30. On May 27, he will leave for the coast for the annual sales convention, stopping off a day at Chicago.

•

WILLIAM CAMERON MENZIES, who directed "Things to Come," will arrive in town tomorrow morning en route to London and his next Korda assignment.

•

ARTHUR FIELD is en route from Paris on the *Normandie*, due May 12. He's assistant to LAUDY LAWRENCE, head of M-G-M's activities on the continent.

•

CYRIL VON BAUMAN, world traveler, has arrived in Quito, the first stopover in his Ecuadorian jungle trek with ANDRE ROOSEVELT.

•

N. COATES WEBSTER'S "Way of a Lady" has been acquired by Universal for Margaret Sullavan.

•

MARTIN STARR, former editor of *Picture Business*, has joined the Blackstone publicity force.

•

BEN LYON is in town again, having returned from Boston and a personal appearance.

•

LOU BLUMENTHAL says the French Casino will close July 1 for about five weeks.

•

S. CHARLES EINFELD and MORT BLUMENSTOCK leave Monday for the coast.

•

HUNT STROMBERG has landed and the situation, meaning those messages and wires piled up at Metro, is well in hand. He sails on the *Rex* tomorrow for an extended European vacation.

"U" Testing Lens

Universal Newsreel is making tests with a lens, said to be a new development in photographing background along with a closeup. Charles Ford, editor of the reel, says the tests will be completed when the sun shines again.

•

HEINRICH GUNSBERG, operator of three first runs in Vienna, is here from Austria and spending considerable time with N. L. MANHEIM of Universal.

•

JESSE L. LASKY will arrive from the coast next Wednesday to attend the opening of "One Rainy Afternoon," first of the Pickford-Lasky films.

•

EVA ORTEGA, daughter of FRANK G. ORTEGA, publisher of *Cine-Mundial*, is now singing in the Rainbow Room, Rockefeller Center.

•

SYLVIA SIDNEY will sail on the *Berengaria* today. She's on her way to England to do "The Hidden Power" for G. B.

•

FREDERICK RATH of Paramount joins hands with MILTON STIEFEL in operation of the summer theatre at Ivorytown, Conn.

•

HARRY PAYNTER, Canadian division manager for Warners, is in town for a few days conferring with A. W. SMITH.

•

LESLIE HOWARD, MARGOT GRAHAME, ANITA LOUISE and RICHARD BARTHELMESS sail on the *Berengaria* today.

•

WILLIAM SCULLY returned yesterday from Boston where he spent four days on M-G-M business.

•

LEWIS COREY'S novel "The House of Morgan" has been acquired by B. P. SCHULBERG.

•

JAMES CAGNEY is in Washington and will return to New York the end of the week.

•

CONSTANCE BENNETT is expected to leave for Hollywood on the Century today.

•

FRANK PHELPS returned yesterday from a tour of the Warner circuit.

•

MARION DAVIES, not Cosmopolitan's M.D., sails for London tomorrow.

•

GEORGE JESSEL has been signed by SAM SAX for a Vitaphone short.

•

WALT DISNEY is in town—seen conferring with HAL HORNE.

•

LOUIS B. MAYER clings to his derby despite the summery weather.

•

JOHN D. CLARK flew to the coast yesterday.

Carlisle and Jones To Memphis Carnival

MEMPHIS, May 7. — Allan Jones, star of "Showboat," and Mary Carlisle will come to Memphis next week as honor guests at the annual Memphis Cotton Carnival, heralded as "The South's Greatest Party."

Their principal public appearance is to be at the Carnival's Floral Ball on Thursday night, Jones to sing and Miss Carlisle to crown Miss Dixie after her selection from Miss Tennessee, Miss Arkansas, and Miss Mississippi. Paul Whiteman's orchestra and entertainers provide the music for this and the Inaugural Ball on Tuesday night.

Jones will come by plane while Miss Carlisle and her mother will make the trip by train.

New Denmark Studio Is Reported Planned

WASHINGTON, May 7.—Reports are current in Copenhagen that a new company will be formed for the production of Danish features and advertising films, Assistant Trade Commissioner Paul H. Pearson has advised the U. S. Dep't of Commerce. It is said that part of the studio equipment will be purchased abroad and part from a Danish manufacturer, Bang & Olufsen, in Copenhagen.

Decision has not been reached whether to rent studio space from Nordisk Films Co., in Copenhagen, or to erect two large studios in a Copenhagen suburb. In case the latter plan is followed, the studios would be constructed so that they could be used as badminton halls when not needed for studio work.

Detroit Bank Given Theatre Suit Award

Federal Judge Martin B. Manton has made an allowance of $1,111,641 to the Union Guardian Trust Company of Detroit as part of its claim on a lease for the Fox Theatre and office building in Detroit which was to run to 1947. He disallowed another claim of $1,421,178 which was the amount of accrued rent, and also disallowed a claim of $8,010,465 for damages for future rent under the lease. This decision was handed down in the proceedings brought against Fox Theatres Corp. by the Chicago Title & Trust Co.

M. & P. Amateurs Out

NEW HAVEN, May 7.—M. & P. Theatres in Connecticut will drop amateur night everywhere following the engagement of one of the Major Bowes units in Norwalk and New London, George F. Cruzen, division manager says.

The policy as to vaudeville in the Paramount here remains undetermined, with the Benny Meroff presentation current, and Cab Calloway scheduled for the week of May 8. None of the other Connecticut houses has attempted vaudeville.

Briskin Has 14 Stories

HOLLYWOOD, May 7.—Samuel Briskin has bought 14 stories in the past month, and still is in the market. The present plan at Radio is to complete six films a month which means that the customary summer slow down will be passed by this year.

Long Feature Forces Dropping Stage Show

PHILADELPHIA, May 7.—A new angle of the long-picture problem has been encountered by the Fox, with "Under Two Flags." Unable to get in its regular stage show and still make a turnover, the theatre dropped its show policy for the engagement and is featuring only a musical prologue. It is the first time in years that the problem has arisen, though presentation theatres are beginning to make plans for similar situations in view of the many lengthy films awaiting release.

The Fox's prologue, presented entirely from the pit, except for a flag display on the stage and screen, presents the house orchestra, a vocal group, a baritone soloist and a soprano soloist, all recruited from local radio talent. The group offers 15 minutes of instrumental and vocal music. At the conclusion of the first presentation, the prologue won sustained applause from the audience.

"Trail" Suit Is Set For Monday Hearing

Trial of the suit brought against Paramount by the Trail Co., which claims ownership of certain dramatic rights to "The Trail of the Lonesome Pine," is expected to begin on Monday in N. Y. Supreme Court when, it is believed, the case will be reached on the court's calendar.

The Trail Co. alleges that the rights to the production which it holds and which were not acquired by Paramount are vital to the film production.

Loew Dividend Set

Loew's, Inc., has declared a dividend of 50 cents, payable June 30 to stockholders of record June 12.

Wall Street

Fractional Changes on Board

	High	Low	Close	Net Change
Consolidated	5	4⅞	4⅞	— ⅛
Consolidated, pfd.	16	16	16	.....
Eastman	163	162½	163	+1½
Eastman, pfd ...	163¼	163	163	+1
K.-A.-O.	90	89½	90	.....
Loew's, Inc.	47¼	46⅛	46⅛	—1⅛
Paramount	9⅛	8⅝	8¾	+ ⅛
Paramount 1 pfd.	70	69⅝	70	+ ¾
Paramount 2 pfd.	10	9½	9⅝	+ ⅛
Pathe Film	9	8½	8½	— ½
RKO	6⅝	6	6	— ⅝
20th Century-Fox.	24⅜	23¾	23¾	— ¼
20th Century, pfd.	34	34	34	+ ⅛
Universal, pfd ..	95	95	95	—2
Warner Bros.	10¼	9⅞	9⅞	— ⅜

Curb Off Slightly

	High	Low	Close	Net Change
Sentry Safety	⅜	⅝	⅝	.....
Sonotone	2¾	2⅝	2¾	.....
Technicolor	28⅝	27½	27½	— ¾
Trans-Lux	3¾	3¾	3¾	— ⅛

Bonds Maintain Levels

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ..	24⅛	24	24⅛	— ⅜
General Theatre Equip. 6s '40 ctf	24¾	24	24	— ⅝
Keith B. F. 6s '46	93¼	93	93	.....
Loew's 6s '41 ww deb rights	97¼	97¼	97¼	+ ½
Paramount B'way 3s '55	58	57½	58	+ ½
Paramount Pict. 6s '55	90	89½	90	.....
RKO 6s '41 pp....	66	66	66	.....
Warner Bros. 6s '39 wd	93¼	92½	92½	— ½

(Quotations at close of May 7)

WORLD LEADER

ABROAD, as well as in America, its unique photographic qualities have made Super X the undisputed leader among motion picture negative materials. It is king of the movie-making capitals of the world. Eastman Kodak Company, Rochester, N. Y. (J. E. Brulatour, Inc., Distributors, Fort Lee, New York, Chicago, Hollywood.)

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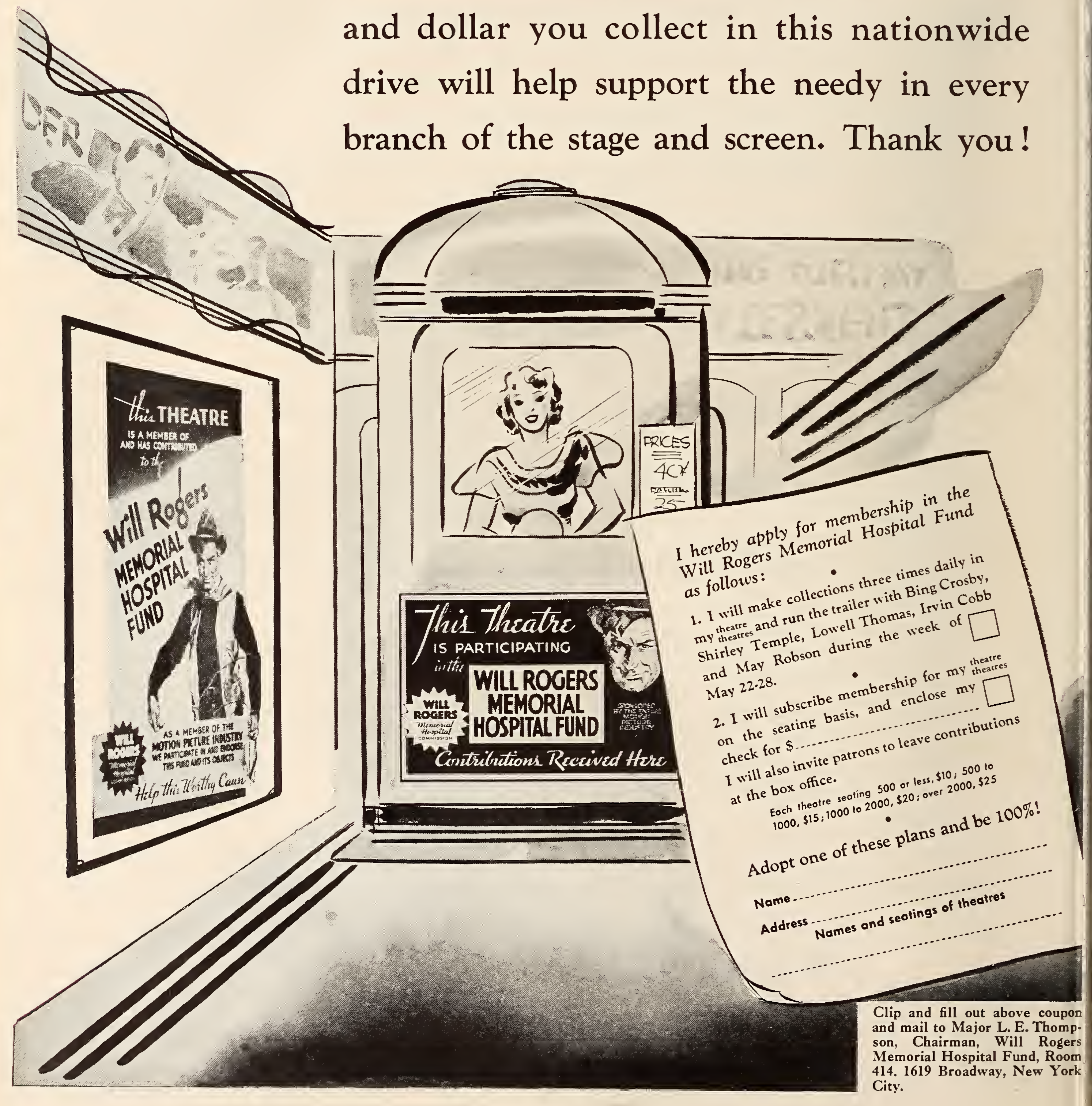
Apply today for membership in the Will Rogers Memorial Hospital Fund. Every dime and dollar you collect in this nationwide drive will help support the needy in every branch of the stage and screen. Thank you!


This THEATRE IS A MEMBER OF AND HAS CONTRIBUTED to the
Will Rogers MEMORIAL HOSPITAL FUND
AS A MEMBER OF THE MOTION PICTURE INDUSTRY WE PARTICIPATE IN AND ENDORSE THIS FUND AND ITS OBJECTS
WILL ROGERS
Help this Worthy Cause
PRICES
40¢
25
This Theatre IS PARTICIPATING in the WILL ROGERS MEMORIAL HOSPITAL FUND
WILL ROGERS Memorial Hospital COMMISSION
Contributions Received Here

I hereby apply for membership in the Will Rogers Memorial Hospital Fund as follows:

1. I will make collections three times daily in my theatre/theatres and run the trailer with Bing Crosby, Shirley Temple, Lowell Thomas, Irvin Cobb and May Robson during the week of May 22-28. ☐

2. I will subscribe membership for my theatre/theatres on the seating basis, and enclose my check for $.................... ☐

I will also invite patrons to leave contributions at the box office.

Each theatre seating 500 or less, $10; 500 to 1000, $15; 1000 to 2000, $20; over 2000, $25

Adopt one of these plans and be 100%!

Name ....

Address ....

Names and seatings of theatres

....

Clip and fill out above coupon and mail to Major L. E. Thompson, Chairman, Will Rogers Memorial Hospital Fund, Room 414. 1619 Broadway, New York City.

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VOL. 39. NO. 110 NEW YORK, SATURDAY, MAY 9, 1936 TEN CENTS

Cowdin Salary $1,750 Week, Report Shows

Cochrane Receives Same Under New Setup

J. Cheever Cowdin, head of Standrd Capital Co. and new chairman of he board of Universal, was given a ive-year contract at $1,750 a week for ervices to Universal, it was disclosed esterday in reports filed with the Stock Exchange on contracts made by he film company with new officers lected April 3.

The Cowdin contract was made with Standard Capital, to which the emuneration is payable, and provides or the lending of Cowdin's services o Universal.

R. H. Cochrane, Universal presilent, also received a five-year conract at $1,750 a week. Charles R. Rogers, executive vice-president in harge of production, receives $2,000 weekly on a five-year contract. Wilard S. McKay, vice-president and ecretary, receives a $700 a week reainer as general counsel under a

(Continued on page 4)

Tax Plan Changes Likely in Senate

By BERTRAM F. LINZ

WASHINGTON, May 8.—Growing conviction on the part of members of the Senate Finance Committee that the undistributed profits tax adopted by the House would prove unworkable today led to the belief in informed circles as hearings on the bill concluded that the committee will adopt an increase, possibly of five per cent, in the present corporation tax removal of the exemption of dividends from normal tax and a tax on undistributed profits in excess of a certain proportion.

Such a plan, it was said, would meet

(Continued on page 4)

Carr May Supervise As Well as Produce

Trem Carr, who recently resigned as production head for Republic, may join Universal as a supervisor in addition to producing a series of six outdoor pictures with John Wayne, he stated yesterday on his arrival on the *Bremen* from a two-month vacation, during which he visited England, Holland, Austria, Hungary, Switzerland and France.

Carr stated that when he signed

(Continued on page 4)

Resignations From Writers Now Total 81

Report New Writer Guild Being Organized

HOLLYWOOD, May 8.—Resignations from the Screen Writers' Guild following the producer-guild-closed shop row now total 81, according to guild information. The writers who have resigned hold contracts with studios as follows: 28 with Twentieth Century-Fox; 13 with Paramount; 12 with Warners; 17 with M-G-M; eight with Universal and one each with RKO, Columbia and Republic.

A new writers' guild composed of many of the resigned members of the present organization is reported authoritatively to be in the process of formation here with a charter expected to be obtained in a couple of weeks. The new guild is said to be sponsored by a group of writers at M-G-M.

Kuykendall Coming Monday to Confer

Ed Kuykendall and L. C. Griffith are due here on Monday from Oklahoma City, at which time Kuykendall will arrange a schedule of meetings for the M.P.T.O.A. trade practice committee.

O. C. Lam, Jack Miller and Lewen Pizor, other members of the committee, are also due here Monday. The group plans to begin its meetings with sales heads of individual distribution companies on Tuesday.

Kuykendall attended the annual meeting of Griffith Circuit managers in Oklahoma City. Also attending were Ned E. Depinet of RKO and Gradwell L. Sears of Warners.

Chance Game Charge Fails in Brooklyn

Efforts by District Attorney Geoghan to oust chance games from Brooklyn theatres met a setback yesterday when Magistrate Malbin in the Flatbush Ave. Court threw out the complaint against the Terminal, operated by Abraham H. Eisenstadt.

This was the first case in the borough to come up since the handing down of the decision by the Appellate Division of the Supreme Court holding that Farmer Miller was a lottery and in violation of the law.

John M. Keating acted as attorney for the local distributors of Bank Night.

Former Bellhops

Fellow graduates from the bellhop lineup of the Friars' Club and the long defunct Lenox Hill Players are James Cagney, ex-Warner star, and Charles Leonard, advertising manager of Universal.

Long before either dreamed of entering the film business, Cagney and Leonard served together as bellhops at the Friars for a number of years, later becoming Shakespearean actors with the old Lenox Hill Players where they got their first histrionic experience.

Cohen's Paramount Contract Approved

Emanuel Cohen's contract to produce eight pictures annually for Paramount for three years was approved by the board of directors of Paramount Prod., Inc., at a meeting held yesterday in Jersey City.

Cohen will produce four "A" and four "B" pictures annually at General Service Studio under the pact. Mae West, Bing Crosby and Gary Cooper, under contract to Cohen for pictures outside their Paramount contracts, will be used in the "A" pictures.

The board of the production subsidiary reelected all officers of the company after a last minute change in plans which contemplated the election of Zukor to the presidency of the producing company to carry out the

(Continued on page 4)

Seek Brokers' Books In Para. Stock Suit

Subpoenas for books and records of several stock brokerage houses which dealt in Paramount Publix securities prior to the company's bankruptcy were issued yesterday under an order signed by Federal Judge Alfred C. Coxe authorizing the holding of hearings before Special Master John E. Joyce.

No date was set for the hearings, which will be held to inquire into the

(Continued on page 4)

Appeal Stays Action Against William Fox

Judge Martin T. Manton of the U. S. Circuit Court of Appeals yesterday allowed the appeal of five brokerage houses which were subpoenaed in the William Fox proceedings from an order which directed them to produce the records for the discovery of assets which might belong to Fox. All proceedings in the action have been

(Continued on page 4)

Slight Hopes Held Now for Picture Bills

Copyright and Booking Expected to Go Over

By CLARENCE LINZ

WASHINGTON, May 8.—Members of the Senate and House committees concerned with film legislation today admitted that little or no chance is in prospect for enactment of either copyright or block booking legislation if the session is to be adjourned in time for the Republican National Convention in Cleveland.

No important measures other than those providing for taxes and relief will be taken up, under the plans of Congressional leaders, and a number of major bills are expected to be left on the calendar for action next year in order to avoid bringing up controversial measures that might delay adjournment.

There is a chance that if film legislation is reported to the House it may be acted upon, since that body will have nothing of major importance before it while the Senate is struggling with taxes and relief, but it is not believed that time will permit of its consideration in the Senate.

M-G-M Special Off For Chicago Today

M-G-M's "Sales Special," headed for Chicago and the five-day annual sales meet at the Palmer House, is scheduled to leave from the Grand Central Station at 5 P. M., daylight saving time, today.

Aboard the train will be Al Lichtman, William F. Rodgers, Tom Connors, Edward M. Saunders, Howard Strickling, Howard Dietz, Si Seadler, home office executive and sales forces, bookers and branch managers from New York, New Jersey, Brooklyn, Philadelphia and New Haven. Ernest

(Continued on page 4)

Allied Heads Talk Convention Detail

CLEVELAND, May 8.—Allied leaders are to hold a conference at the Hollenden Hotel tomorrow to make final arrangements for the national convention. Among those scheduled to attend are Abram F. Myers, Sidney Samuelson, Nathan Yamins, H. M. Richey, Martin Smith, Peter J. Wood and local directors, including M. B. Horwitz, John Kalafat and Henry Greenberger.

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DAILY
(Registered U. S. Patent Office)

Vol. 39 May 9, 1936 No. 110

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, Editor
J. M. JERAULD, Managing Editor
JAMES A. CRON, Advertising Manager

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Milstein Job Takes In Foreign Selling

J. J. Milstein's appointment as vice-president in charge of Republic's sales extends to the foreign field as well as domestic distribution. Norton Ritchey, Jr., who formerly handled all foreign sales, continues in the department.

A successor to Milstein as western division manager will most likely be named next week, W. Ray Johnston, president, stated yesterday.

Roxy Fund at $1,000

Contributions for the Roxy Memorial Fund which is being raised by the Jewish National Fund of America to plant a memorial grove of trees in Palestine have reached $1,000. Among the contributors have been Nelson Rockefeller, Henry Morgenthau, Will H. Hays, Fannie Hurst, Cornelius Vanderbilt, Jr., George Gordon Battle, Eugene Ormandy, Graham McNamee, Paul Muni, William S. Paley and John P. Curry.

Atlas Orders Dividend

Atlas Corp. has declared a dividend of 75 cents per share for the quarter ending May 31 on the $3 preference stock, Series A, payable June 1 to holders of record on May 20.

◂ Purely Personal ▸

TREM CARR, returning from a two-months' vacation abroad, yesterday lamented the extremely cold weather on the trip. On the train en route to St. Moritz, Carr complained to the conductor that he was a first-class passenger and he was entitled to heat. The answer was that it was April 1 and Carr was out of luck. A similar incident was experienced in a hotel. Carr says he was forced to go to bed at 3 P. M. in order to keep warm.

•

Joe Moskowitz finally collected his farewell party yesterday. It was at The Tavern with Joe Pincus, Bob Goldstein, Lou Irwin, and Irving Hoffman in attendance. In strict conformity with the bylaws, Joe paid the check. Late yesterday afternoon, he left for Hollywood. Bill Goetz couldn't attend, but came in for handshakes.

•

David Oliver, Universal newsreel cameraman, who made a hit with his Kentucky Derby loser impersonation, has been signed for Radio and film roles by the William Morris office. He left yesterday for the coast.

•

Sol Lesser heads for the coast today after a three-week stay during which he concluded negotiations with RKO for three Bobby Breen pictures for next season, with options for four additional years.

•

Gabriel L. Hess, Frank Buck, Jack Connolly, Louis Phillips, Judge Isidore Frey, David Bernstein and Louis Nizer among those lunching at the Cinema Club yesterday.

•

Erich Wolfgang Korngold, arranger of the music for "A Midsummer Night's Dream," sails today on the *Paris*. Albert Hackett, M-G-M scenarist, is also leaving on that boat.

•

Lillie Messenger, RKO editor, will be guest of honor and speaker at the weekly luncheon of The Woman Pays Club, Tuesday, at the Warwick.

•

Marco Wolff is in St. Louis and will leave for the coast Sunday, the same day Harry C. Arthur is scheduled to take a train for New York.

•

Lou Irwin slipped in his bath the other night. His arm has been hurting ever since, but electric treatments are bringing response.

•

Ben Goetz's return to the coast is off. He is heading toward London again and may sail within the next week.

•

Veree Teasdale, Henry O'Neill and Ralph and Mrs. Cohn sail today on the *Santa Rosa* for the coast.

•

Meyer Schine and George Lynch returned last night to Gloversville, N. Y., after two days in town.

•

Nat Holt, Cleveland division head for RKO, is in town for a few days. He got in yesterday.

•

Howard Parker of Lucky returned to Philadelphia last night after a short visit.

•

Joe Friedman, National Screen manager in Buffalo, is in town again.

HUNT STROMBERG and his family sail on the *Rex* today for four months of travel abroad. His itinerary, an extensive one, includes Naples and Capri and a motor tour through Italy, France, Sweden, England and whatever other countries come across his path. On his return in the fall, one of his first for M-G-M will be a co-starring vehicle with Ray Bolger and Eleanor Powell.

•

Fernando C. Tamayo, for five years director of foreign publicity for Colombia, has resigned to return to Venezuela, where he will take a government post in producing educational films.

•

Paul Kelly, who arrived in New York the other day, has been called back to Hollywood to start work in M-G-M's "Women Are Trouble." He leaves tomorrow.

•

Helen Chandler, Bramwell Fletcher and the London company of "Boy Meets Girl" sail on the Laconia today.

•

Arthur Kay has been signed by Max Fleischer. His voice will he heard in a Popeye cartoon.

•

Ellery Queen's "The Chinese Orange Mystery" has been acquired by Republic.

•

Matt Taylor's "Broadway Afternoon" has been acquired by Paramount.

•

Chuck Shannon, manager of Warners' Belmar in Pittsburgh, is in town.

•

Charles C. Moskowitz yesterday returned from Miami.

•

. . . Denver

Edward Vaughn moved from the managership at the Thompkins at Colorado Springs to the Uptown at Pueblo. Richard Raubb, former manager at the Uptown, now at the Thompkins. Both are J. H. Cooper houses.

J. T. Sheffield, Republic franchise holder here and in the Pacific Northwest, planning an exchange here.

A. B. Harris considering a weekly show at Encampment, Wyo., a little town of about 200.

Cebe Goodlett, National Screen Service representative, visiting Salt Lake City.

Hays Due Here Sunday

Will H. Hays and Tom Pettey are due here from the coast tomorrow. Pettey has been substituting in the Hollywood office of the Producers' Ass'n for Lupton Wilkinson, who has been ill for some time. John Boettiger, Hays aide, is now filling in for Wilkinson and also serving as Hays' contact on developments in the current Screen Writers' Guild fracas with producers. Boettiger's wife, the former Anna Roosevelt Dall, left for the coast by train to join him.

He will probably be on his present assignment until June 15.

Jacob Karp Starts East

Hollywood, May 8.—Jacob Karp, Paramount attorney, left for New York by train tonight on company business.

Allows Complaint in Case Against Seta

Justice Frankenthaler in N. Y. Supreme Court yesterday granted a motion for the serving of a supplementa complaint and the taking in of additional defendants in a stockholders action filed by Al Jolson and Albert J Karch against the Setay Co., investment house. Among the defendant are Jules E. Brulatour, Herbert J Yates, Joseph Allen and John C. Cosgrove.

The action was brought by Jolso and Karch to compel the directors t account to the corporation and mak restitution of money which the company allegedly lost and which ha been wasted because of alleged acts c the defendants. The defendants ha entered a general denial of all charge and entered affirmative defenses alleging the acquiescence and ratificatio by the plaintiffs and by other stockholders.

Orpheum Claims at $5,577,856 Tota

General claims against Orpheu Circuit, Inc., totaled $5,577,856, as Sept. 28, 1935, according to a repo filed with the Federal court here b Referee Oscar W. Ehrhorn. The report said that the company has ind cated cash assets of $2,343.

A group of Orpheum stockholder had protested against an allege "milking" of the corporation throug transactions by which Stadium Th atres Corp. and Keith-Albee-Orpheu were said to have acquired some of t company's most valuable assets. Th referee's report did not cite any of t transactions complained of as irregular.

Writer Sues Warners

Los Angeles, May 8.—Zachar Zemby of New York, claiming th the film "We're in the Money" wa based on his play, "Alimony Nuts filed suit here today against Warn Bros. He asks $2,990 damages and a accounting of the picture's profits.

William Ingersoll Dead

Hollywood, May 8.—William Ingersoll, well known stage actor, wh also has appeared in films in recen years, is dead here. He had been the stage 55 years and was 74 year old. His widow and a daughter survive.

Rites for Laurillard

Funeral services for Edward Laurillard, London theatre producer, wh died Thursday at the Harbor San tarium, will be held Monday mornin at 11 o'clock in the Church of th Transfiguration (Little Churc Around the Corner). Dr. Randolp Ray will officiate. Burial will be i this country.

Rembusch Funeral Today

Shelbyville, Ind., May 8.—Fran J. Rembusch, who for 30 years wa one of America's leading exhibitor will be buried here tomorrow following services at 9 a.m. in St. Joseph Catholic Church.

Morris Shapiro Buried

Funeral services were held Riverside Memorial Chapel yesterda for Morris Shapiro, 70, father Jack, partner with Lou Blumenthal the French Casino. Interment wa held at Carmel Cemetery.

"Bradford" Is High Grosser On the Coast

Los Angeles, May 8.—"The Ex-Mrs. Bradford" did top business here ast week, going $6,800 over the house verage of $3,200 at the Pantages and reaking even at the Hillstreet on a ross of $8,000.

"Things to Come" was strong at he 900-seat 4-Star, going $2,750 over he line for a take of $6,000. "The Great Ziegfeld" continued to excellent usiness in its third week at the Carthay Circle with a take of $16,400.

Other grosses were only fair.

Total first run business was $94,000. Average is $88,150.

Estimated takings for the week nding May 6:

"THE GREAT ZIEGFELD" (M-G-M)
CARTHAY CIRCLE—(1,518), 50c-$1.50, 7 days, 3rd week. **Gross:** $16,400.

"CAPTAIN JANUARY" (20th-Fox)
"EVERYBODY'S OLD MAN" (20th-Fox)
CHINESE—(2,500), 30c-55c, 7 days. **Gross:** 7,800. (Average, $12,500)

"M" (G.B.)
FILMARTE—(800), 30c-40c, 7 days, 2nd week. **Gross:** $1,000. (Average, $2,000)

"THINGS TO COME" (U.A.)
4 STAR—(900), 30c-55c, 7 days. **Gross:** 6,000. (Average, $3,250)

"DUBROVSKY" (Amkino)
GRAND INTERNAT'L—(750), 35c-40c, 7 days. **Gross:** $2,000. (Average, $1,200)

"THE EX-MRS. BRADFORD" (Radio)
HILLSTREET—(2,700), 25c-40c, 7 days. **Gross:** $8,000. (Average, $8,000)

"CAPTAIN JANUARY" (20th-Fox)
"EVERYBODY'S OLD MAN" (20th-Fox)
LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $11,500. (Average, $14,000)

"THE EX-MRS. BRADFORD" (Radio)
PANTAGES—(3,000), 25c-40c, 7 days. **Gross:** $10,000. (Average, $3,200)

"MR. DEEDS GOES TO TOWN" (Para.)
PARAMOUNT—(3,595), 30c-55c, 7 days, 2nd week. Stage: F. & M. revue, Al Lyons and orchestra. **Gross:** $16,400. (Average, 18,000)

"THE GOLDEN ARROW" (F.N.)
WARNER BROS. (HOLLYWOOD)—(3,000), 25c-40c, 7 days. **Gross:** $8,400. (Average, $14,000)

"THE GOLDEN ARROW" (F.N.)
WARNER BROS. DOWNTOWN)—(3,400), 25c-40c, 7 days. **Gross:** $6,500. (Average, $12,000)

L. B. Mayer in Hospital

Louis B. Mayer last night went to the hospital for observation. He is expected to leave Monday. Mayer has been bothered by rheumatism in one arm, it was stated at the M-G-M home. The condition is not regarded as serious, but Mayer feels he wants to be under a doctor's care for a few days before heading for the Chicago sales convention next week.

A Correction

In the Broadway gross story published in yesterday's Motion Picture Daily it was erroneously reported that "The Moon's Our Home" was playing at the Paramount with Guy Lombardo's orchestra. It should have read "13 Hours By Air."

The first week's gross on "Under Two Flags" at the Music Hall was $93,000, and not $85,000 as published.

Hart Seeks Interest

Attorneys for William S. Hart yesterday in N. Y. Supreme Court filed an application asking Justice Hammer to enter interest amounting to $54,417 to the damages of $85,000 awarded Hart recently in a jury verdict. Justice Hammer has set the hearing in the request for Monday.

Supply Ass'n Board Sets Meet on June 2

Directors of the Independent Theatre Supply Dealers' Ass'n will hold a three-day session at the Edgewater Beach Hotel, Chicago, preliminary to the annual convention. The directors will meet from June 2 to June 4 and on June 5 the three-day regular sessions will begin.

Standardization of equipment will highlight the meetings. Also to be taken up will be the naming of a successor to Clem Rizzo, who recently passed away. Rizzo was treasurer and operated his own business in Philadelphia for many years.

New Dealer Group Sets Meet

The planned Associated Theatre Supply Dealers, Inc., which is in the process of formation by George de Kruif, former executive of National Theatre Supply Co., will hold a meeting at a hotel to be designated, in Chicago, on June 8 and 9, if 10 prospective members find it possible to attend, it was indicated yesterday by Rudolph Eisenberg, who will be general counsel for the new dealers' organization. Thus far, according to the attorney, 21 dealers have declared their willingness to join the new group, and 70 manufacturers have agreed to cooperate. Three dealers have promised to attend a Chicago meeting if it is held.

If the Chicago meeting does not take place, Eisenberg said, another time and place will be set but he indicated that the association definitely will get under way during the summer. A program for the Chicago session already has been prepared. De Kruif is expected to remain in Chicago, where he is clearing up personal affairs, until after the June meeting.

Big Broadcast for "Rainy Afternoon"

A worldwide radio plug for "One Rainy Afternoon," first Pickford-Lasky effort, has been arranged by U.A. over NBC on the RCA Magic Key hour Sunday, May 17.

The program will be heard on 63 standard stations and five short wave stations. Jesse L. Lasky will speak and sequences and songs from the picture will be broadcast from Hollywood by Francis Lederer, Ida Lupino and Hugh Herbert.

Orders Examination

Federal Judge Murray Hulbert yesterday directed the defendants in a copyright infringement suit for $500,000, involving "Roman Scandals," to submit to examination before trial and furnish the plaintiffs with a copy of the script and a positive print on the film. The order was in connection with an action brought by Mort Eisman, Clara Dellar and Robert Louis Shayon against Samuel Goldwyn, Samuel Goldwyn, Inc., Eddie Cantor and United Artists.

Sues on Bank Night

Tampa, May 8.—A suit for $3,000 has been filed in Circuit Court against Gulf Theatres, Inc., operator of the Tampa, by W. A. Rice, whose name was called at the Bank Night drawing May 1 and who missed the pot of $1,550 by one minute, according to an announcer's statement over a loudspeaker to a crowd waiting outside.

U. S. Films Best in Mexico—Seidelman

American product is still far out in front in popularity with Mexican audiences, declared Sam Seidelman, United Artists manager in Mexico, in town for home office conferences on the product for the new season. The outlook for next season is very promising, said Seidelman, anticipating one of the best years in that market. Federal censorship he sees as inevitable in Mexico, replacing the present local censorship.

There is a surplus of good American product in the country as a result of the long strike which kept major American product out of the country, and which was settled only a few months ago, Seidelman declared. There is a real need, especially in Mexico City, for new theatre building or the remodeling of present houses, he said. The considerable use of independent American films and foreign product by exhibitors in the country during the strike has not had the effect of retarding the major product. Spanish and French pictures are the chief American competitors in the country. English product is making no inroads on American supremacy, Seidelman said, and only four or five English films, outside of the United Artists London Films releases, are shown in Mexico each year.

Seidelman will remain here about two weeks before returning to his headquarters in Mexico City.

Columbia Sale Meet Extended Extra Day

Columbia's pre-convention sales meeting, which opened yesterday with Abe Montague, sales manager, presiding, is being extended through today. Attending the meeting, in addition to home office and sales executives, are the following branch managers: Phil Fox, Albany; T. F. O'Toole, Boston; H. E. Weiner, Philadelphia; I. H. Rogovin, New Haven; Phil Dunas, Chicago; Joe Miller, Buffalo, and Nat Cohn, New York, accompanied by Irving Wormser and Saul Trauner, assistant managers.

Plan Reliance Lineup

Hollywood, May 8.—Harry Goetz and Edward Small of Reliance are holding conferences with a number of writers in order to line up stories for the six films Reliance will make for RKO release in 1936-37. "The Last of the Mohicans," now in work, is the last Reliance for United Artists.

Max Barewin a Father

Kansas City, May 8.—Max Barewin, district manager for Price Theatre Premium Co., is passing cigars. His wife presented him an eight-pound boy this week at Menorah Hospital. It is their first.

"Adverse" for Convention

Hollywood, May 8.—Warners will show "Anthony Adverse" at the sales convention here June 1. Mervyn LeRoy, director, is expected to attend.

Columbia Club Starts

Boston, May 8.—The local Columbia Club officially got underway with a steak dinner at Fahy's this week, after which the new clubrooms in the film district were dedicated.

"Small Town," Our Gang Big Detroit Draw

Detroit, May 8.—"Small Town Girl" was the big noise of the week here. It garnered $24,300, with the help of Our Gang on the stage. This tops normal by $4,300.

"Mr. Deeds Goes to Town" pulled $22,500, up by $2,500, at the Fox. The other three first runs found the going rough.

Total first run business, $69,700. Average is $70,000.

Estimated takings for the week ending May 7:

"O'MALLEY OF THE MOUNTED" (20th-Fox)
"PANIC ON THE AIR" (Col.)
ADAMS—(1,770), 10c-40c, 7 days. **Gross:** $4,100. (Average, $5,000)

"MR. DEEDS GOES TO TOWN" (Col.)
FOX—(5,100), 15c-75c, 7 days. Stage: vaudeville. **Gross:** $22,500. (Average, $20,000)

"SMALL TOWN GIRL" (M-G-M)
MICHIGAN—(4,100), 15c-75c, 7 days. Stage: Our Gang kids. **Gross:** $24,300. Average, $20,000)

"TILL WE MEET AGAIN" (Para.)
"GIVE US THIS NIGHT" (Para.)
STATE—(3,000), 10c-40c, 7 days. **Gross:** $3,800. (Average, $5,000)

"THINGS TO COME" (U. A.)
UNITED ARTISTS—(2,070), 15c-65c, 7 days. **Gross:** $7,600. (Average, $10,000)

"THE EX-MRS. BRADFORD" (Radio)
RKO DOWNTOWN—(2,950), 15c-65c, 7 days. **Gross:** $7,400. (Average, $10,000)

F. & M. to Move June 1

Fanchon & Marco on June 1 will move from the Bond Bldg. to the RCA Bldg. in Radio City. The company will occupy half of the 14th floor.

Harry H. Thomas has taken an office on the 21st floor in the RKO Bldg. where he will make his headquarters for the handling of from eight to 12 James A. FitzPatrick pictures.

Lesser Signs Phil Rapp

Hollywood, May 8. — Sol Lesser has signed Phil Rapp to write the screen play of "Happy Go Lucky" which will be the next for Bobby Breen. Rapp is the writer of Eddie Cantor's radio material, and also received screen credit on "Strike Me Pink." He will develop an idea suggested by Lesser.

Start "Chinese Gold"

Hollywood, May 8. — Paramount has started "The General Died at Dawn," under the new title "Chinese Gold." The cast is headed by Gary Cooper and Madeleine Carroll. Lewis Milestone is directing.

Biro in New Korda Post

London, May 8.—Lajos Biro, for five years a writer and associate director with London Films, has been signed by Alexanda Korda to a term contract as head of the scenario department.

Pick Fairbanks' Next

United Artists have received word from London that Douglas Fairbanks, Jr., will have the lead in "The Last Minstrel" for Criterion. It will be based on Sir Walter Scott's "The Lay of the Last Minstrel."

Cowdin Salary $1,750 Week, Report Shows

(Continued from page 1)

three-year contract, and James R. Grainger, general sales manager, $1,000 a week and 2½ per cent of any increase in paid business during the year ended July 16, 1935. The contract was extended to May 17, 1936, at $1,000 a week. Grainger recently was given a new three-year contract.

Carl Laemmle, Sr., former president, received a salary of $173,983 last year, which included $14,983 paid by Big U Film Exchange, Inc., Carl Laemmle, Jr., received $71,437 last year, and R. H. Cochrane, $33,533, including $7,033 from Big U. McKay received $37,100 last year.

A report filed with the Stock Exchange by Loew's, Inc., revealed that Arthur Loew, general manager and supervisor of foreign operations, for M-G-M, receives $3,500 a week and five per cent of combined annual net profits of Loew's and its subsidiaries derived from foreign operations in excess of $3,640,000, under the new 10-year contract made with Loew last year.

A report filed with the Securities and Exchange Commission in Washington by Sonotone Corp., manufacturer of hearing aid devices, shows that Hugo Lieber, president, received a salary of $22,900 in 1935 and $22,278 in 1934; Dean Babbitt, vice-president, received $41,447 in 1935 and $32,854 in 1934. C. A. Lamkuhl, also a vice-president, received $18,919 in 1935 and $21,975 in 1934.

Carr May Supervise As Well as Produce

(Continued from page 1)

to produce the six action pictures under Trem Carr, Inc., for Universal release, an option went along with the deal whereby he can join the company's roster at his own convenience. However, Carr said he was anxious to take it easy after work at a steady clip for 10 years and he had not decided whether he wanted to make more than six a year.

The half dozen pictures will be made on the Universal lot. The first, "The Abysmal Brute," by Jack London, will start June 1. Carr will leave for the coast this afternoon.

While in England, he visited the B. I. P. and G. B. studios. Meeting him at the pier were W. Ray Johnston, Dave Mountan, Herman Rifkin, Boston; Jack Jossey, Cleveland; Howard Stubbins, former Monogram franchise holder in Los Angeles; Norton Ritchey, and several Republic home office employes.

To Treat Brown's Spine

BALTIMORE, May 8.—Joe E. Brown's presence at Johns Hopkins, it was explained today, is for treatment for an old spinal injury. No operation will be necessary, it was said.

Spingler on Honeymoon

BOSTON, May 8.—Harry Spingler, office manager at the Warner exchange, is on a honeymoon trip to Quebec following his marriage the other day to Ann Kelley.

M-G-M Special Off For Chicago Today

(Continued from page 1)

Morrell, transportation head, will be in charge of the train.

At Albany the Boston and Albany forces will be picked up. The next and last stop for taking on conventioneers will be Buffalo. At that point the sales force in that city will join the party.

All Canadian representatives will go directly from their cities to Chicago. The Overland Special, which left the coast Thursday night and is due in the Windy City on Sunday morning, will have aboard salesmen, bookers, division and district heads from Los Angeles, San Francisco, Portland and Seattle.

Tax Plan Changes Probable in Senate

(Continued from page 1)

objections of Reconstruction Finance Corp. officials, who saw the repayment of nearly $750,000,000 in Government loans to railroads and industry threatened by the tax, would retain the present distribution of profits while at the same time permitting corporations to build up surpluses.

With the hearings ended, the committee took the bill behind closed doors to work out its amendments, which will require probably a week.

Appeal Stays Action Against Wm. Fox

(Continued from page 1)

stayed pending the outcome of the appeal.

Counsel for the brokerage houses contended the district court order was unconstitutional. The action is based on a judgment of $297,000 which the Capital Co. of San Francisco holds against Fox.

Actors Union in Meet

The annual meeting of the Ass'n of Actors and Artistes of America was held yesterday. The session was occupied for most part with the reading of reports. Frank Gillmore, president of the organization, as well as of Equity, was named a delegate to the convention of the American Federation of Labor, to be held in Tampa, Fla., in October. The association is the international union with jurisdiction over all actors' groups in the amusement field for the A. F. L. The Screen Actors' Guild was not represented at yesterday's meeting.

Hirliman Sets New Film

HOLLYWOOD, May 8.—George Hirliman's next production will be "Song of the Andes," to be done in Hirlicolor, and which probably will be one of the Hirliman films for Grand National release. Crane Wilbur is completing the script on his own original, and will direct the production. "Gorgeous" will follow "Song of the Andes."

Goldwyn Signs Glasmon

HOLLYWOOD, May 8.—Kubec Glasmon has been engaged by Samuel Goldwyn to do the script for "Murder in Massachusetts," a Joseph F. Dineen story based on the Millen case.

Cohen's Paramount Contract Approved

(Continued from page 1)

special authority in production activities assigned Zukor recently by the board of the parent company, Paramount Pictures, Inc. Zukor is now in Hollywood on the new assignment. Indications are that his election to the presidency will occur at a later date.

Officers of the company are Zukor, chairman; John E. Otterson, president; Henry Herzbrun and Neil Agnew, vice-presidents; Austin Keough, vice-president and secretary; George L. Bagnall, treasurer; Eugene Zukor and Edwin A. Brown, assistant treasurers; Walter Cokell, Norman Collyer, Frank Meyer and Jacob H. Karp, assistant secretaries, and Fred Mohrhardt, general auditor.

Seek Brokers' Books In Para. Stock Suit

(Continued from page 1)

Paramount Publix stock transactions of former officers and directors of the company who are defendants in a suit for recovery brought on Paramount's behalf by the company's trustees in bankruptcy some time ago. The suits allege that the defendants participated in a company employes' stock purchase plan to their own advantage by acquiring large blocks of stock at below market prices. Recovery for Paramount of the profits from these transactions is sought by the suits.

The subpoenas were issued for the books and records of Harry Content & Co., E. F. Hutton & Co., Stern, Kempner & Co., Sterner, Rouse & Co., Ralph A. Kohn and three unnamed employes of Kuhn, Loeb & Co., former Paramount bankers.

Rosener & Brill Open

Rosener & Brill Enterprises have opened an office in the Film Center Bldg. Globe Film Distributing Co., located in the same building, will distribute the product locally. Dave Brill will be in charge. Rosener Film Exchange in San Francisco will handle western sales.

The first three pictures will be "The Shadow," "Death on the Set" and "Souls for Sale."

Reduce Para. Claim

Federal Judge John C. Cox yesterday signed an order reducing the claim of Allied Owners Corp. against Paramount from $23,644,255 to $5,000,000. The court at the same time disallowed entirely a parallel claim by the Manufacturers Trust Co. for approximately $5,000,000.

$15,000 for Amateurs

SACRAMENTO, May 8.—An amateur contest with a $15,000 prize stake has been set for the State Fair to be held in September. Walter J. McLaughlin and Ellis J. Levy of San Francisco are handling the project for the state board.

Export Company to R. C.

British and Continental Trading Co., film exporters, have leased space on the 19th floor of the RKO Bldg. for immediate occupancy, after 10 years at 1540 Broadway.

Short Subjects

"Romance Around the Coffee Cup"

(U. S. Dept. of Commerce)

How foreign trade affects the individual is depicted in this short produced by the government for release during Foreign Trade Week, which starts May 17. It is a clever and educational compilation of facts concerning international trade which will be of interest to the average citizen. Lowell Thomas describes the situation and plays actor in a little sketch which simplifies the explanation. Maps and animated drawings are used to illustrate points. Regional offices of the department are handling the free distribution of the film. Running time, 10 mins. "G."

"Screen Snapshots No. 9"

(Columbia)

Santa Anita, the racetrack, is the scene for this issue. All of the personages who make up the usual source of material for these films are shown in brief glimpses as they try their luck on the bangtails. A race is interwoven in the picture and the telling results on the stars make the whole an interesting 10 minutes. Production Code Seal, No. 1,970. "G."

Form Seven Companies

ALBANY, May 8. — Among seven new incorporations here are:

Robar Theatre Corp., by Louis Buchowitz, Louis Amsterdam and Sadie Kammerman; Philip L. Ponce Inc., by Inex Wintner, Ruth Regosin and George D. Hearn; White Mar Prod., Inc., by I. Jack London, Harold J. Sherman and Eleanor Brook; I. L M. Co., Inc., by A. Noel Span, Paul A. Katske and Charles F. Kromm; Landau Amusement Corp., by Hannah Spergel, Charles P. Liff and Joseph Hall; International Theatrical Corp., by Jules Shapiro, Morris J. Goldberg and Sylvia Levine; Russmor Music Corp., by John F. Nonnenbacher, Gertrude Miller and M Zachary Lehrich.

Wall Street

Paramount Issues Spurt on Boar

	High	Low	Close	Net Chang
Columbia, vtc	33½	33½	33½	.....
Eastman	162¾	162	162¾	— ½
Loew's, Inc.	46½	46	46¼	+ ⅛
Paramount	9½	8⅝	9½	+ ¾
Paramount 1 pfd.	73¼	69⅞	73¼	+3¼
Paramount 2 pfd.	10½	9⅝	10½	+ ⅞
Pathe Film	8⅞	8⅝	8¾	+ ½
RKO	6¼	6	6¼	+ ½
20th Century, pfd.	33¾	33½	33¾	— ½
Warner Bros.	10⅛	9¾	10	+ ⅛

Technicolor Only Curb Gain

	High	Low	Close	Net Chang
Sonotone	2⅝	2½	2½	— ¼
Technicolor	27⅞	27½	27⅞	+ ⅜
Trans-Lux	3⅞	3¾	3¾	.....

Bonds Up Slightly

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40	24¾	24¾	24¾	+ ⅝
General Theatre Equip. 6s '40 ctf	25	24¼	24¼	+ ¼
Loew's 6s '41 ww deb rights	97¼	97¼	97¼	.....
Paramount B'way 3s '55	59¾	59	59¾	+1¾
Paramount Pict. 6s '55	90½	89¼	90¼	+ ¼
RKO 6s '41 pp.	64¼	64¼	64¼	—1½
Warner Bros. 6s '39 wd	93	92½	93	+ ½

(Quotations at close of May 8)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

L. 39. NO. 111 NEW YORK, MONDAY, MAY 11, 1936 TEN CENTS

-G-M's List To Be 44-52; Limit Titles

onvention Will Open in Chicago Today

HICAGO, May 10.—Veering from customary policy of announcing a nite number of pictures in adce, M-G-M sales forces, convened e, will be told that the new pron will call for a minimum of 44 a maximum of 52 features, it is erstood. Of the list there are exted to be from six to eight spes. The shorts lineup, which will ude several new series, will apximate 240, it is believed, includ- the 104 Hearst Metrotone News.

Deviation from regular announcents concerning totals of pictures is eved due to the request made retly by M-G-M sales executives to ibitors for the cancellation of 10 tures on the current schedule. This ve was instituted in an effort to ninate seasonal hangovers and the ire on part of the distributor to de- r product within the period pro- ed in the contract. In place of the features, M-G-M offered exhibitors ht others which were either comted or in the final stages of produc- 1. A majority of theatre owners epted the plan and signed the waiv- presented by the sales staff.

Vith the product announcement eduled for Tuesday, William F.

(Continued on page 10)

incoln Trial Date Is Set for May 18

LINCOLN, May 10.—The trial date the conspiracy action of Indepent Theatres against major comnies has been set for May 18 in deral court here. Independent, ough its principal stockholders, G. Hooper, Topeka, Kan., and Carl

(Continued on page 7)

Euryxcaka!

Warsaw, May 10.—Stirring up the decibels is a new pastime. A young Polish inventor who used to work in a radio studio has developed an apparatus for projectors which is sensitive to applause.

When the noise reaches a certain volume a scene is repeated, and everybody's happy.

Double Bills In K.C. Area Gain Rapidly

Of 39 Suburbans, 26 Put On Twin Features

KANSAS CITY, May 10.—The city has opened wider than a barn door on double features.

Out of 39 suburban subsequent runs advertising May 7, 26, or almost 70 per cent, offered two features. Those that do not offer double-barrelled entertainment all the time are on a part time basis. Several showed two pictures for a dime, several at 15 or 20 cents with dishes, and several at those prices with a money giveaway.

The Fox Warwick, third city run, broke into the two-at-a-time column, following the Fox Isis, second city run, which went overboard a week or so ago for the first time.

Out of 11 Fox Midwest subsequents

(Continued on page 12)

Schulberg to Make 8 Yearly for Para.

HOLLYWOOD, May 10.—B. P. Schulberg will independently produce eight pictures annually for Paramount release. His contract is effective July 1, and runs for three years. Schulberg will operate at General Service Studios.

Ralph Kohn continues as general manager of the Schulberg unit.

Thomas to Handle FitzPatrick Films

Negotiations were consummated Saturday by Harry H. Thomas for handling in the domestic market, the 12 features James A. FitzPatrick will make in England next season. Thomas personally will handle the sales for the state right market.

Thomas recently resigned as president of First Division, the company he founded 10 years ago. He has opened offices in the RKO Bldg.

Although the first release has not been definitely set, it will most likely be "David Livingstone," on which FitzPatrick has been working on and off for the past year. Exteriors already have been completed on the film life of the African explorer.

Dramatists Averse To Any Compromise

An agreement between the Dramatists' Guild and the League of N. Y. Theatres on a new form of contract for playwrights and producers appears less likely now than during meetings of the contract committees of the two organizations last week, it was learned on Saturday.

A meeting of the guild's council which lasted until late Friday presented a solid front against any compromise with the producing managers on the two principal points at issue in the guild's new contract. These are the 60-40 split of proceeds from the sale of film rights to stage plays and the retention by the author of legal

(Continued on page 12)

Kent, Schenck In Possible English Deal

Portal Interests, Woolf Would Produce

By BRUCE ALLAN

LONDON, May 10.—Sidney R. Kent, president and Joseph M. Schenck, chairman of the board, of Twentieth Century-Fox, are reported discussing a possible production arrangement with the interests headed by Lord Portal.

Portal was the chief figure in the syndicate which concluded the deal for English participation in the Universal purchase by Standard Capital, and which included J. Arthur Rank, Paul Lindenberg and L. W. Farrow. In that arrangement Portal was associated with C. M. Woolf of General Film Distributors, who had a part in the financing of the Universal deal.

Max Schach of Capitol Films here and other Woolf producers may make six British pictures wanted by Twentieth Century-Fox, it is said. Twentieth Century-Fox recently formed

(Continued on page 7)

Lehman Signs Bill On Child Admission

ALBANY, May 10.—The Joseph Bill, providing for the admission to theatres of children under 16 under certain specified conditions, was signed yesterday by Gov. Lehman. The measure was passed by the state Senate and Assembly in the past month.

The law provides for the admission of children unaccompanied by an adult, only during hours when schools are not in session. The children must be seated in a special section of the house, set off for that purpose, and requires that a matron be in attendance to look after the children at all times.

The measure originally was sup-

(Continued on page 7)

Cameras Expose Racket

Chicago, May 10.—Movie cameras clicked when the taxicabs collided, for the cameramen knew when and where the collision was to occur. The cameras clicked again, when the victims paid off the drivers for arranging the accident. And the other day those films were shown in court, to convict three men as members of a fake accident ring.

It was the first time, legal experts said, that films had been used in the Illinois courts.

Confronted by the pictures, the three men pleaded guilty before Judge John J. Lupe in Criminal Court to charges of obtaining money under false pretenses. They are Julian Lewis, 24; Bernard Waldman, 26, and Howard Weitzman, 24.

The story, as presented by Assistant State's Attorney James Brown, was this:

Several months ago Lewis approached two cab drivers and offered to pay them for arranging fake accidents. The drivers were Henry Kramer of the Checker Taxi Co. and Edward Bernstein of the Yellow Cab Co. The drivers reported at once to their employers.

Perennial victims of fake accident rings, the companies instructed the drivers to pretend to enter the conspiracy and to do as they were told. Cameramen with equipment equipped to take pictures at long range were engaged.

"Anthony Adverse"

"The finest picture ever turned out by Warners . . . certain to be a box-office sensation . . . Fredric March giving the most convincing and accomplished performance of his career."

Flashes from the coast preview of "Anthony Adverse." The complete telegraphic analysis will be found on page 12 today.

MOTION PICTURE DAILY
(Registered U. S. Patent Office)

Vol. 39 May 11, 1936 No. 111

MARTIN QUIGLEY
Editor-in-Chief and Publisher
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1. *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Halt*, Representative; Mexico City Bureau: Apartado 269, *James Lackhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Taminaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Cuenca 52, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Crull Out in Changes Made in Loew Circuit

Several changes in the managerial and assistant managerial lineup in the Loew circuit have been made. Harry Crull, manager of the Valencia, Jamaica, L. I., has resigned and George Oshrin, manager of the Gates, Brooklyn, has succeeded him. Bernard Zelenko, assistant manager of the State on Broadway, has been promoted to take charge of the Gates.

Irving Ginsberg, assistant manager of the Orpheum in Yorkville, is now at the State in a similar capacity and Leo Sidowsky, assistant at the Woodside, Woodside, L. I., has been transferred to the Orpheum with the same title. L. Zeltner, assistant manager of the Hollywood, is at the Woodside as assistant, and L. Gregory, chief usher at the Apollo, has been elevated to assistant manager of the Hollywood.

Rites for Mrs. Glick

Funeral services were held yesterday for Mrs. William Glick, wife of Joe Hornstein's assistant, who died at 5 A. M. Saturday from pneumonia.

Rogers Committees Meet

Meetings were held Saturday in 34 zones to finalize plans for Will Rogers Memorial Week, May 22-29.

Insiders' Outlook

By RED KANN

THEN:

Chase is preparing to clear itself of its holdings in Twentieth Century-Fox under the letter of the Federal law, enacted early in the Roosevelt Administration, which dictates that a bank must be a bank or an investment house, but cannot play double-headers. . . .

The practical aspects of the impending Chase divestment include the formation of a securities syndicate by the Lawrence Stern Company, Chicago investment brokers. It is seeking to arrange for the acquisition of the Chase stock. It would purchase, with resale the clear intent, the preferred and common; if not all, as substantial an amount as it can arrange the capital to buy. . . .

The owners of Twentieth Century, among other considerations set up when the merger with Fox Film was effected, acquired one-half of the common of the latter company and approximately one-tenth of the preferred. A reputed proviso in the current deal discussed with Chase sets forth that the dominant factors in Twentieth Century-Fox are to acquire the bank's common while its preferred is to be distributed generally. Boiling it all down, the plan indicates that the Joe Schenck-Darryl Zanuck interests, through whatever arrangements they may make, would assume a larger ownership in Twentieth Century-Fox and enough to keep control in the hands of the present management. Joe is close to Nick, Darryl to Louis B. Mayer. This may seem extraneous data and perhaps it is. At least, here it is. . . .

As recently as ten days ago, this looked like the ticket. As recently as last week, some of the machinery slowed down, then stopped. As recently as now, negotiations are virtually at a standstill. The one certain factor in this tale of finance and films is the necessity for the Chase bank to get rid of its Twentieth Century-Fox holdings at the first reasonable opportunity. If this is not to be the deal, there will be a substitute—a new one or a revamp of terms and conditions, but not of objective.—INSIDERS' OUTLOOK, December 2, 1935.

▼

NOW:

The company [Twentieth Century-Fox] reported that holders of ten per cent or more of its stock on Feb. 1 last were the Chase National Bank, 574,753½ shares of preferred, or 42.29 per cent, and 287,376¾ shares of common, or 23.43 per cent; White, Weld & Co., 202,126 shares of preferred, or 14.87 per cent; Joseph M. Schenck, 204,642⅝ shares of common, or 16.68 per cent; Darryl F. Zanuck, 183,979½ shares of common, or 15 per cent, and William Goetz, 214,642⅝ shares of common, or 17.5 per cent.—Washington dispatch in MOTION PICTURE DAILY, May 6, 1936.

Of the common, therefore, the original Twentieth Century interests currently own 613,263 shares, or 49.18 per cent. The percentage bracket is what counts. . . .

▼

TO COME:

Whether through the machinery set up toward the end of last year or through a substitute, there continues to be no change in intent where Chase's holdings in Twentieth Century-Fox may be concerned. It was the damage suit brought last fall by T. L. Tally and the Corbar Corp. against Fox West Coast in the Federal court in Los Angeles which delayed the stock transfer plan. Only a few days ago came a refusal of Federal Judge James A. Fee to reopen the case. Still later, Tally's insistence on the ground of new evidence. Finally, a hearing, down for today, to determine if Tally's allegations warrant listening to his lawyers again. Once this obstacle is hurdled, the conceived plan bears every indication of going through. Schenck, Zanuck and Goetz, in combination and already the most formidable group in Twentieth Century-Fox, need little more to assume operating control. As the strategic alignments and the dynasties in this industry go, things to come in this formidable company are tinged with vast import, actual and potential. . . .

"Yankee" Revival at $20,200 in the Roxy

The revival of "A Connecticut Yankee" at the Roxy grossed $20,200 for the week. "Big Brown Eyes" at the Capitol garnered around $12,500. "A Message to Garcia" and "Times Square Playboy" ended with about $7,000 at the Palace. This is $2,000 better than the previous week, but the house continues in the red.

SWG Kills Art. 12; New Group to Meet

HOLLYWOOD, May 10.—The Screen Writers' Guild lost ground in its producer fight when Article 12, pertaining to screen contracts beyond May 2, 1938, was rescinded by the membership at a meeting held at the Hollywood Athletic Club.

The move was described by guild leaders as a "strategic retreat." It is not expected to affect the amalgamation with the Authors' League. It is understood here that the guild conceded the loss of the point to the producers but has no idea of withdrawing.

The meeting was first called unofficially but when nearly 100 members showed up the discussion started on Article 12. Lawrence Beilenson, guild attorney, stated that the meeting was official in character.

Meanwhile, a new group, consisting of 19 high-bracket writers, stated that a meeting will be held at the Beverly-Wiltshire Hotel on Monday night for the formation of a new writers' association. The new group will cooperate to the fullest with the producers, it was said. According to the announcement, non-members of the S.W.G. are requested to attend.

The new group consists of Rupert Hughes, Bess Meredyth, Tom Reed, Williams Slavins McNutt, Frank Butler, Bert Kalmar, Hermann J. Markiewicz, Waldemar Young, John Lee Mahin, E. Richard Schayer, Grover Jones, Roy Chanslor, James K. McGuinness, Carey Wilson, William Conselman, Patterson McNutt, Kubec Glasmon, Leon Gordon and Howard Emmett Rogers.

No Swope Successor Set on Met's Board

Although Herbert Bayard Swope resigned some time ago as chairman of the KAO board, he has not been replaced on the directorate of Metropolitan Playhouses. KAO owns 20 per cent of the Metropolitan Playhouses stock and because of this interest has had a representative on the board.

With the Metropolitan board scheduled to meet May 20, there is no certainty a successor to Swope will be named. Officially, the circuit has not been advised of Swope's resignation and until it is no moves will be made. If, and when, it is decided to replace Swope, directors of Metropolitan will ask Federal Judge Francis G. Caffey, who approved the original setup, to officially sanction the new man. It is possible that Leo Spitz, head of the RKO circuit, will fill the Swope vacancy.

Reports current that United Artists Theatres would drop the Rivoli are unfounded, it is stated. The current lease expires in November, 1937, after which there is a 20-year option which most likely will be exercised by the circuit. George Skouras, who operates about 50 of the Metropolitan houses, is guiding the activities of the Broadway theatres.

Set "Showboat" Opening

HOLLYWOOD, May 10.—Universal will stage a special premier of "Showboat" at the Pantages, May 12. The house will be scaled at $1.65 top, and a special parade down Hollywood Boulevard will precede the opening with all members of the cast in costume. The picture will start a regular run day and date at the Pantages and Hill Street the following day.

WARNER BROS.
ARE GOING TO GIVE
YOU SOMETHING
BIG
FOR DECORATION
DAY . . . . .

They're in the Army now

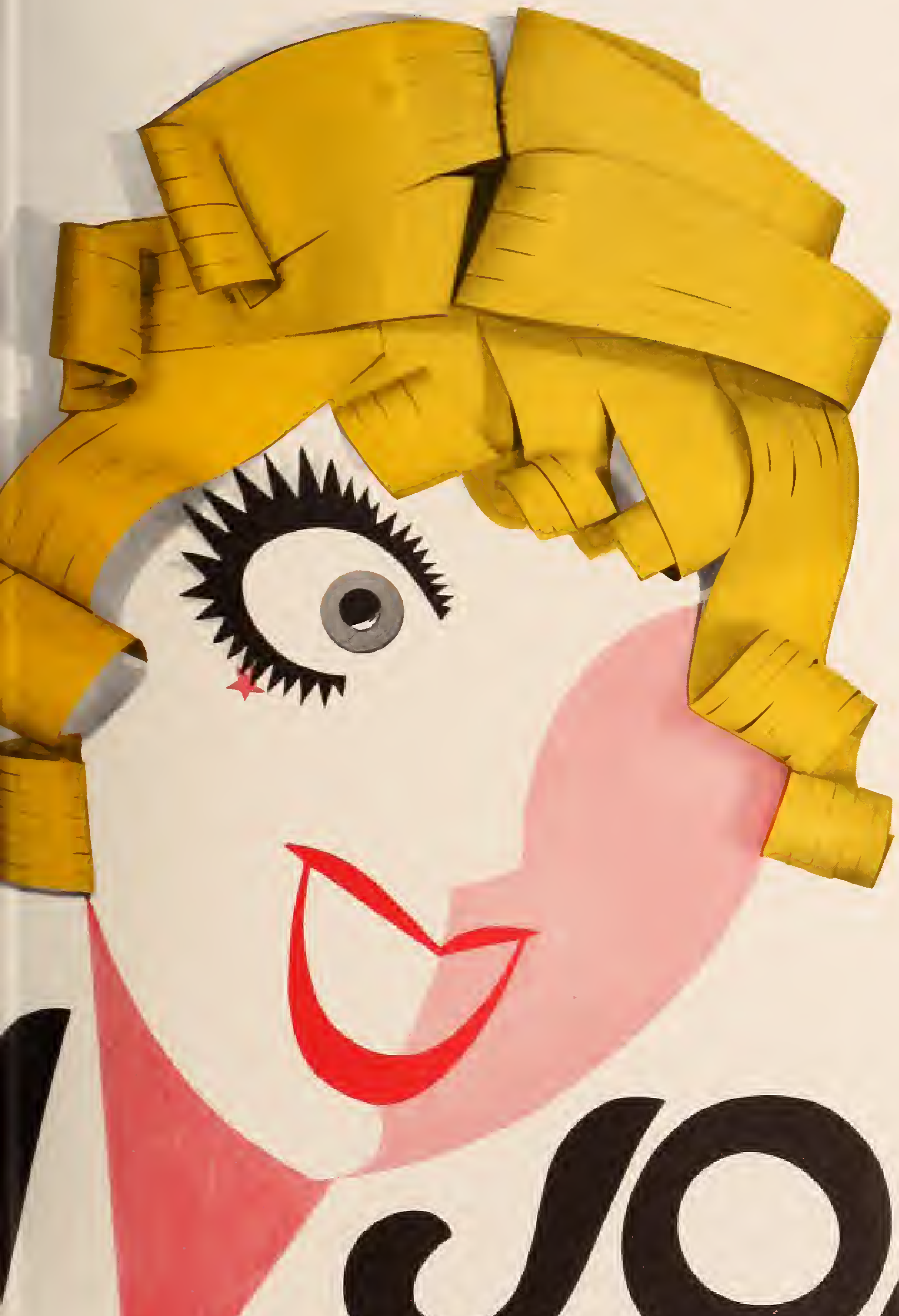
They sing and dance—and ho

You're gonn

Get Your Bright Lights Ready
for a Greater Song-and-Laugh
Show Than 'Bright Lights'!

JOE

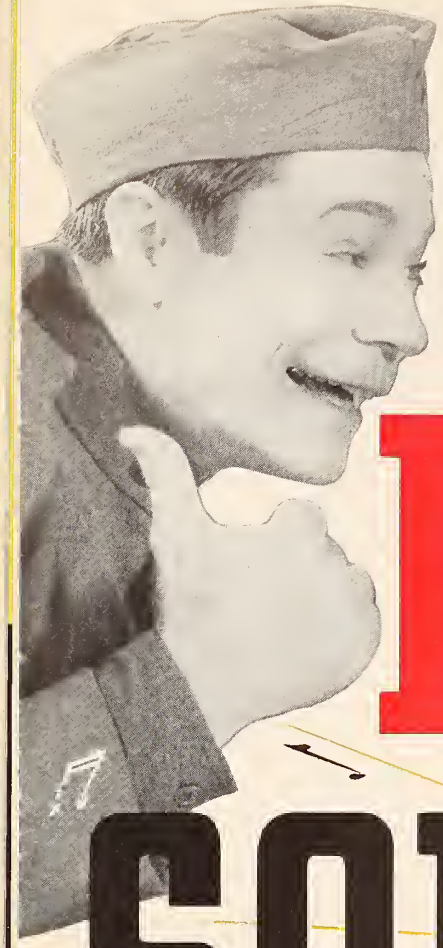
et rich
Now that we've hitched
These two in a musical wow!



FOR THE SMARTER LOBBY we suggest enlarged copies of these unusual 3-dimension caricatures made entirely of curled and pasted colored paper, except projecting trench hat, which is of papier maché.

JOAN

That Big-Dough Boy and That Gimme Girl Teamed for the First Time, In Warner Bros.' Screen Version of One of Broadway's Most Famous Hits . . .



Warner Bros. Present

JOE E. BROWN

in

SONS O'GUNS

with

JOAN BLONDELL

And a Whole Regiment of Roar Recruits!

BEVERLY ROBERTS
ERIC BLORE
WINIFRED SHAW
CRAIG REYNOLDS
JOSEPH KING
ROBERT BARRAT
Directed by Lloyd Bacon
New Song Hits by Warren & Dubin

What a Team-
What a Theme-
What 'A' Time
they're going
to have on
Decoration Day!
Release Date May 30th

New Beecroft Setup Advanced by Court

Madison, Wis., May 10.—In an order filed in U. S. District Court here by Judge Patrick T. Stone, Attorneys Carl N. Hill and Frank A. Ross, representing bondholders of the Beecroft Bldg. Co., have been named reorganization managers for the company bondholders.

The managers will draft the machinery of reorganization as outlined in the plan which is to be carried out by a board of voting trustees to be appointed by Judge Stone and a board of directors who will be selected by the trustees from among the bondholders. About 60 days will be required to perfect the reorganization.

The directors will have complete charge of managing the reorganized company with power to lease or sell the Orpheum, Parkway and Strand.

Move to Halt Appeal Of Brokerage Houses

Motions to dismiss the appeal of five brokerage houses whose records were subpoenaed in an effort by the Capital Co. to discover hidden assets of William Fox will be made this week, returnable in the U. S. Circuit Court of Appeals on May 18.

The Capital Co. holds an unsatisfied judgment of $240,000 against Fox, which was the basis of the subpoenas it obtained in its search for Fox assets. The brokerage houses last week were granted leave to appeal from the order directing them to produce their records.

Academy vs. Academy In Action Over Name

Hollywood, May 10.—The Academy of M. P. Arts and Sciences has filed suit for a temporary restraining order and a permanent injunction against Academy Pictures, Inc., and the company's distributing organization, headed by the Halperin brothers. The action seeks to prevent the film company from continuing use of the trade name "Academy."

The film Academy claims that the name attached to the producing company has been misleading and damaging to the organization.

Lehman Signs Bill On Child Admission

(*Continued from page 1*)

ported by Mayor LaGuardia and other city officials in New York, and was an outgrowth of a series of arrests of managers and other employes of New York theatres for violation of the law prohibiting the admission of unaccompanied children under 16. The raids were conducted under the orders of Byrnes MacDonald, director of the Juvenile Aid Bureau of the New York Police Department. MacDonald said at the time that the arrests were made on the basis of the belief that the only way to bring about alteration of an unpopular law was by the strict enforcement of that law.

Clevelanders Aid Fund

Cleveland, May 10.—The Cleveland M. P. Exhibitors' Ass'n. has sent a check for $500 to Mayor Harold Burton to be turned over to the Red Cross for flood relief. The sum was made up by contributions from each member.

Overseas Previews

"Tudor Rose"

(*Gainsborough-G.B.*)

London, May 1.—American audiences and American box-offices should welcome and reward this British production as a remarkable illustration of the fact that history need not be ultra-romanticized to provide pageant, color and glamour understandable by the fan but equally acceptable by the critical. It is a vivid picture of the past, beautified by costumes and by settings which make Tudor London live again. It is also real drama. England has not recently sent over a better picture.

Opening at the death-bed of Henry VIII, and his dying declaration that his successors are to be, in order, his son Edward, his daughters Mary and Elizabeth and Lady Jane Grey, the picture shows the progress of the struggle for power between the Earl of Warwick and Edward Seymour, in which the innocent young Lady Jane is an unwilling tool. Finally, betrothed to Warwick's son, she is crowned Queen on the death of Edward VI. The nation rises and puts Mary Tudor on the throne and the "nine days' Queen" is beheaded.

Without "heart interest" in the conventional sense, save that Jane is shown as falling in love with the youth whom she is being forced to marry, there is a sense of reality and of tragedy which it is difficult to overpraise. Partly this is due to brilliant acting by Nova Pilbeam as Lady Jane, John Mills as her husband, Lord Guildford Dudley; Cedric Hardwicke as Warwick, Felix Aylmer as Edward Seymour, Leslie Perrins as Thomas Seymour and Gwen Francon-Davies as Mary Tudor. Partly it is due to cultured and imaginative direction by Robert Stevenson on his first full-responsibility job. An immense amount of credit is due also to the art direction, which has recreated the background of Tower, house-lined London Bridge and the Court with a fidelity worthy of the skill with which artists and director have made flesh and blood of historical characters.

There are the potentialities of another "Henry VIII" here, though humor is, necessarily, lacking.

Running time, 78 minutes. "G."

Allan.

"Lady Jane Grey" is release title in America for "Tudor Rose." The attraction is one of G.B.'s for 1936-37.

"Two's Company"

(*Soskin B. & D.-U.A.*)

London, May 1.—There is good American appeal in this comedy of a New York family, on a trip to England for the first time and up against amusing difficulties of custom and language. The disappearance of mutual national antagonisms is most entertainingly epitomized in a love story of an American girl and a British aristocrat.

The big laughs begin when, on the liner, the Americans mistake the aristocrat's man-servant for his master. When the honest-to-goodness lord gets down seriously to his chase of the girl there is more fun in trouble between the butterfly-hunting earl and the Americans which ends in an assault charge, a court case, and a let's-be-friends finish on riotous lines.

It goes with a swing from beginning to end, owing to first class dovetailing of the methods of Ned Sparks, Henry Holman, Morton Selten, Gordon Harker and Mary Brian. Its laughter value is best expressed in the statement that it will remind most people of "So This Is London."

No production code seal. Running time, 75 minutes. "G."

Hope Williams.

Legion Approves 8 Of 10 New Pictures

In its list of new pictures for the current week, the National Legion of Decency, has classified 10 new films, four as unobjectionable for general patronage, four as unobjectionable for adults, and two as objectionable in part. The films reviewed, and their classifications, follow.

Class A-1, Unobjectionable for General Patronage—"The Cowboy and the Kid," "The Dancing Pirate," "Oberwachtmeister Schwenke," "Speed." Class A-2, Unobjectionable for Adults—"The Case Against Mrs. Ames," "Florida Special," "The Golden Arrow," "Koenigin Der Liebe." Class B, Objectionable in Part—"Forgotten Faces," "Frankie and Johnnie."

Expect $33,000 for "Let's Sing Again"

With $3,800 chalked up for the opening day, "Let's Sing Again" is expected to tally around $33,000 for the week at the Roxy. In face of the unusual weather, the gross is regarded by the management as above average. Bobby Breen, the star of the picture, and Eddie Cantor appeared in person at the Roxy Saturday night.

Para. May Pick Chicago

Chicago will most likely be the convention city for Paramount this year. A definite decision whether or not to hold the annual sales meeting in the Windy City on Jun 5-6 will be made today or tomorrow.

Kent, Schenck In Possible English Deal

(*Continued from page 1*)

New World Prod. here for the purpose of producing four British films, to cost $500,000 each, for world distribution within the next year. Robert T. Kane, director general of Twentieth Century-Fox production in England, is in full charge of New World production.

The possibility also has been aired here that Woolf is seeking to buy Gaumont-British, with the financial backing of Lord Portal and Rank. The production deal between Twentieth Century-Fox and Woolf is seen as having a possible bearing on that situation, in view of the fact that Twentieth Century-Fox holds a 49 per cent interest in Gaumont-British.

Recently Kent and Schenck denied here that Twentieth Century-Fox was seeking to buy complete control of Gaumont-British.

Meynell Joins Gaumont

London, May 10.—Francis Meynell, director of publicity for United Artists here, has resigned to join Gaumont-British in a similar capacity.

Lincoln Trial Date Is Set for May 18

(*Continued from page 1*)

Bard of Lincoln, asks $1,353,000 in damages from United Artists, Paramount, M-G-M, Universal, RKO, Warners, Twentieth Century-Fox, Lincoln Theatre Corp., its head, J. H. Cooper of New York, and Robert Livingston of Lincoln.

The defendants are charged with having controlled 90 per cent of all feature films while only operating half of the local theatres. Independent controlled the Rialto, Orpheum and Liberty and was the chief stockholder in State Theatres, Inc. State, after introducing a similar action, asking $440,000, caused its suit to be dismissed without prejudice early in April after a trial date had been set for May 11. Representing the plaintiff is Paul Good, former state attorney general, who obtained a $25,000 verdict for William Youngclaus in the protection case of several years ago.

Air Plants in 5 Houses

Des Moines, May 10.—A. H. Blank, president of Tri-States, has let contracts for air-conditioning of five of the circuit's theatres, the Roosevelt and Uptown here, and others in Cedar Rapids and Waterloo, Ia., and Moline, Ill.

Beatrice Levy with G. B.

Boston, May 10.—Beatrice Levy has been appointed office manager for G.B. She was formerly with the Bay State Film Co. here.

"Dream" in 73 Spots

Warners have set special limited roadshow engagements on "A Midsummer Night's Dream" in 73 situations over the country this week.

"Under Flags" $31,000 Lead, Philadelphia

PHILADELPHIA, May 10.—The Fox went over the top this week with a rousing $31,000 for "Under Two Flags," its best figure in months. The picture was held for a second and possibly for a third week.

It was about the only film in town which got business last Sunday, playing capacity all day. Every other theatre felt the effect of the balmy weather which sent hundreds of Philadelphians to the seashore and the country.

"Things to Come" opened well at the Aldine and got $10,000 on the week, but began to slump badly toward the end of the week. It was held, "The Great Ziegfeld," consistently off at the matinee, dropped to $10,000, and this week may be its last at the Chestnut.

The weather all week was warm and daylight saving helped to hurt the early evening shows.

Total first run business was $97,900. Average is $79,960, inclusive of "Great Ziegfeld."

Estimated takings for the week ending May 7:

"THINGS TO COME" (U. A.)
ALDINE — (1,200), 40c-55c-65c, 7 days. **Gross:** $10,000. (Average, $8,160)

"ROBIN HOOD OF EL DORADO" (M-G-M) (2nd run)
ARCADIA — (600), 25c-40c-50c, 7 days. **Gross:** $2,300. (Average, $2,800)

"SMALL TOWN GIRL" (M-G-M)
BOYD—(2,400), 40c-55c, 7 days, 2nd week. **Gross:** $12,000. (Average, $14,000)

"THE GREAT ZIEGFELD" (M-G-M)
CHESTNUT—(1,500), 55c-86c-$1.10; $1.65 (roadshow), 7 days, 4th week. **Gross:** $10,000.

"BRIDES ARE LIKE THAT" (F. N.)
EARLE — (2,000), 25c-40c-55c, 6 days. Stage: Phil Spitalny orchestra; Block and Sully. **Gross:** $12,000. (Average, $12,000)

"UNDER TWO FLAGS" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days. Stage: "Adventures des Legionnaires" prolog. **Gross:** $31,000. (Average, $14,000)

"TIMES SQUARE LADY" (W. B.)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,000. (Average, $4,000)

"THESE THREE" (U. A.) (2nd run)
KEITH'S — (2,000), 30c-40c-50c, 7 days. **Gross:** $3,100. (Average, $4,000)

"I MARRIED A DOCTOR" (W. B.)
STANLEY — (3,700), 40c-55c, 7 days. **Gross:** $10,000. (Average, $14,000)

"PREVIEW MURDER MYSTERY" (Para.)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $5,500. (Average, $7,000)

Yaekle in New Post

HAMILTON, O., May 10.—William Yaekle, assistant manager, Paramount here, has been made manager of the Strand, at Middletown, O., succeeding Milton Kress. Marion Tasso has been promoted to assistant manager of the Paramount. Both houses are units of the Southio chain under supervision of Tracy Barham, general manager, with headquarters here.

Cameo Screen Expands

BOSTON, May 10.—Cameo Screen Attractions, which has a setup this year of about 90 features since it took over physical distribution of Century Film, now has five salesmen on its staff. Manager Sam Davidson has assigned Norman Lieb to the Maine territory and Sam S. Gan to Vermont and New Hampshire.

Purely Personal

ROY HAINES' wife is on the coast visiting her family. The local Warner exchange head will join her June 1, when the company starts its five-day convention at the Ambassador Hotel in Los Angeles.

•

BOBBY BREEN, child star of "Let's Sing Again," leaves on Tuesday for a series of personal appearances with EDDIE CANTOR in Cleveland and Chicago. He will return here to attend the RKO sales convention, which will be held June 1-3.

•

LOUIS LEVAND, former theatre operator and owner of the *Wichita Beacon,* was in town last week. His newspaper campaign for Sunday shows in Kansas is responsible for the full week operation of theatres in the state.

•

RICHARD J. MADDEN, playbroker, next month will become associated with A. & S. Lyons casting agency. MADDEN'S clients include EUGENE O'NEILL, SOMERSET MAUGHAM, SEAN O'CASEY and ASHLEY DUKES.

•

CHARLES H. OLIVE, Washington exhibitor, was in town the other day with his wife, daughter and dog. It was the first trip to New York for the daughter and the dog.

•

BEN ZEIDMAN is in town from the coast negotiating a deal for a series of pictures he will produce next season. Among the companies he is talking to is Grand National.

•

GEORGE APPLEGATE, managing director for Western Electric in Australia, has arrived in town. He will be here about a month.

•

CHARLES SKOURAS and MIKE ROSENBERG are expected from the coast this week. They will travel via the air route.

•

BERNARD MILLS, Albany Republic franchise holder, arrived Friday night and returned upstate the following day.

•

NAT HOLT left for Cleveland Saturday after spending five days in town conferring with NATE J. BLUMBERG.

•

MILT KUSELL expects to close either today or tomorrow on that two-year product deal with JOE SEIDER.

•

SOL LESSER, following the opening of "Let's Sing Again," sailed for the coast aboard the *Santa Clara.*

•

HARRY ARTHUR, due from St. Louis today, has delayed his return.

•

EDDIE ALPERSON was bothered with a cold over the week-end.

•

CLAUDE EZELL has returned from Washington.

•

. . . *Baltimore*

HERMAN G. WEINBERG, who recently resigned as managing director of the Little Theatre here, has been looking over pictures made by foreign producers during the last several days in New York.

EDWARD KIMPLE, JR., booker for Associated Theatres, Inc., is recuperating at home from a recent attack of illness.

BILL HENDERSON, booker for the Durkee Circuit, was chairman of the dance committee of the Elks' Club Cabaret Party.

BENJAMIN LIVINGSTON has closed his Temple which he renovated from the old Dixie. He continues to run the Clover.

GEORGE BROWNING, former film editor of the *Baltimore Post,* is doing general publicity work.

J. LOUIS ROME is back from Jamaica.

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. . . *Chicago*

W. A. V. MACK, division manager for G.B. here, says additions to sales staffs include: EDWARD BRICHETTO to the Cincinnati office, REUBEN ROSENBLATT to the Milwaukee staff, ROBERT WINNING to the Des Moines office.

AL BLASKO had his picture taken Friday with CHARLIE GRIMM, manager of the Chicago Cubs. BLASKO is manager of Warners' theatre contest team called the Chicago Cubs.

CLYDE ECKHARDT has divided the Chicago territory into eight divisions to facilitate the collection of funds for the Will Rogers memorial fund.

HENRY HERBEL'S new home was struck by lightning. Some damage was done to the house, but the occupants were unhurt.

JACK ROSE has added the Circle, in Goshen, Indiana, to his circuit.
add PURELy PERsonAL

•

. . . *Los Angeles*

GUY GUNDERSON has been named professional chairman of Film Row. He gets the chairman job whenever there is need for one, his latest being chairman of the Film Club dance.

GEORGE A. HICKEY, division superintendent; CLAYTON LYNCH, manager; WILLIAM CALLAHAN and LANE GARDNER, salesman, have left for the M-G-M Chicago convention.

NEWTON P. JACOBS, manager of the RKO-Radio Exchange, knee-deep in carpet, linoleum, leather and soundproofing samples for the new offices.

SAM J. GARDNER, salesman, transferred from the Salt Lake M-G-M exchange to the Los Angeles office.

SAM BERKOWITZ celebrating the fifth anniversary of his Far West Exchanges with a sales drive.

J. J. MILSTEIN, Republic western division manager, back from a three-week tour of the division.

RAY PETERSON, local exhibitor, has left for a vacation in Salt Lake City, his former home.

MIKE NEWMAN up the coast for three weeks in advance of "Mr. Deeds Goes to Town."

HOWARD STUBBINS to New York to meet TREM CARR about May 7.

MAX MYER, traveling auditor for Columbia, here for several weeks.

LEE DODGE, Columbia cashier, to marry ELLEN PARKER in June.

HERSHON and SPAETH open the Garden, Belvedere Gardens.

W. C. RITER, manager for Columbia, back from Arizona.

L. K. BRIN takes over the Arrow from JOHN MENARD.

S. LEVY takes the Brea, at Brea, from L. G. EDWARDS.

JOHN RUGAR visiting here from Park City, Utah.

HERMAN BROWN in town from Nampa, Idaho.

GENE O'KEEFE opens the Florence Mills.

"Moon" Gets St. Paul Top With $4,500

MINNEAPOLIS, May 10.—"The Moon's Our Home" was the only attraction in the Twin Cities to make much of a showing on the week, due to the competition of spring weather. The take of $4,500 at the St. Paul Riviera was $1,000 over normal.

"Sutter's Gold" was $500 up on a take of $4,500 at the St. Paul Orpheum, and "The Ghost Goes West" went over par by the same amount on a take of $2,000 at the St. Paul World. At the World here it held up to $3,000 in its third week.

Total first run business in Minneapolis was $25,500. Average is $25,500. Total first run business in St Paul was $17,500. Average is $16,000

Estimated takings:

Minneapolis:

Week Ending May 7:

"THE GHOST GOES WEST" (U. A.)
WORLD — (400), 25c-35c, 7 days, 3rd week. **Gross:** $3,000. (Average, $3,000)

Week Ending May 8:

"HERE COMES TROUBLE" (20th-Fox)
LYRIC—(1,238), 20c-25c, 7 days. **Gross** $1,500. (Average, $1,500)

Week Ending May 9:

"PETTICOAT FEVER" (M-G-M)
MINNESOTA — (4,000), 25c-55c, 7 days **Gross:** $10,000. (Average, $10,000)

"SUTTER'S GOLD" (Univ.)
ORPHEUM — (2,900), 25c-40c, 7 days Stage: "Laugh Town, Laugh." **Gross** $5,500. (Average, $5,500)

"THESE THREE" (U. A.)
STATE—(2,300), 25c-40c, 7 days. **Gross** $5,500. (Average, $5,500)

St. Paul:

Week Ending May 9:

"A MESSAGE TO GARCIA" (20th-Fox
PARAMOUNT—(2,300), 25c-40c, 7 days **Gross:** $5,000. (Average, $5,500)

"THE MOON'S OUR HOME" (Para.)
RIVIERA—(1,000), 25c-40c, 7 days. **Gross** $4,500. (Average, $3,500)

"SUTTER'S GOLD" (Univ.)
ORPHEUM — (2,000), 25c-40c, 7 days **Gross:** $4.500. (Average, $4.000)

"SONG AND DANCE MAN" (20th Fox
TOWER—(1,000), 15c-25c, 7 days. **Gross** $1,500. (Average, $1,500)

"THE GHOST GOES WEST" (U. A.)
WORLD—(400), 25c-35c, 7 days. **Gross** $2,000. (Average, $1,500)

Wolff, Arthur Confer

ST. LOUIS, May 10.—Marco Wol has been here with Harry C. Arthu Jr., vice-president and general mar ager of F. & M., to discuss details fo the new line of local first run an second run houses involved in th peace pact recently approved by Fed eral Judge Knox in New York.

The first definite local result fro the settlement of the legal warfar was the return of the Ambassador t a direct first run house. In recen weeks the house had been followin the Fox because of a scarcity of de sirable product. The first attractio under the new lineup was "Things t Come," plus "Beware of Blondes" an "Barnyard Amateurs."

Tracy Knight Advanced

HOLLYWOOD, May 10.—Nat Levin has placed Tracy Knight in charg of writers and writing assignments a Republic. Knight will take over a former duties of Wallace MacDonal except that of story editor. The pos of story editor will be left vacant fo the present.

"Under Flags" Boston Hit in Two Theatres

BOSTON, May 10.—"Under Two Flags" was outstanding at Loew's Orpheum and Loew's State in a week marked by heavy competition from the circus and a general warmth that started outdoor attractions. The gross at the Orpheum was $16,000, over the line of $3,000, and at the State it was $14,000, up by $2,000.

"The Walking Dead" and "Everybody's Old Man" was slightly over normal at $7,500 in the Paramount and just made par, $4,500, at the Fenway. Other spots were hit by the competition.

Total first run business was $89,500. Average is $87,500.

Estimated takings for the week ending May 8:

"THE WALKING DEAD" (W.B.)
"EVERYBODY'S OLD MAN" (20th-Fox)
FENWAY — (1,382), 30c-50c, 7 days. **Gross:** $4,500. (Average, $4,500)

"EX-MRS. BRADFORD" (Radio)
KEITH'S MEMORIAL—(2,907), 25c-65c, 7 days, 2nd week. **Gross:** $10,000. (Average for first week, $12,000)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S ORPHEUM—(2,907), 25c-65c, 7 days. **Gross:** $16,000. (Average, $13,000)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S STATE—(3,537), 25c-65c, 7 days. **Gross:** $14,000. (Average, $12,000)

"'TILL WE MEET AGAIN" (Para.)
METROPOLITAN — (4,332), 35c-65c, 7 days. Stage: Ina Ray Hutton and her Melodears, Jack Pepper, Fabian Sevitzky. **Gross:** $21,000. (Average, $22,000)

"THE WALKING DEAD" (W.B.)
"EVERYBODY'S OLD MAN" (20th-Fox)
PARAMOUNT—(1,793), 25c-50c, 7 days. **Gross:** $7,500. (Average, $7,000)

"SPECIAL INVESTIGATOR" (Radio)
RKO BOSTON—(3,246), 35c-65c, 7 days. Stage: Irene Bordoni, Hal Le Roy, Joe Morrison and large cast in "Hollywood Holiday." **Gross:** $16,500. (Average, $17,000)

"Moon" on Dual Is Providence Leader

PROVIDENCE, May 10.—Three houses in the downtown belt reached par for the week, although the start of horse racing at Narragansett made a big cut in matinee receipts. The Strand was $300 over its usual $6,500 gross with "The Moon's Our Home" and "Rhodes," while Loew's State was even at $12,000 with "Under Two Flags."

Fay's caught a $7,000 par with "The Country Beyond" and a stage revue. The RKO Albee was down $1,000 from its average $7,000 with "The Return of Jimmy Valentine" and a revue.

Total first run business was $38,600. Average is $39,500.

Estimated takings for the week ending May 7:

"THE MOON'S OUR HOME" (Para.)
"RHODES" (G.B.)
STRAND—(2,300), 15c-40c. 7 days. **Gross:** $6,800. (Average, $6,500)

"I MARRIED A DOCTOR" (W.B.)
"TIMES SQUARE PLAYBOY" (W.B.)
MAJESTIC — (2,400), 15c-40c, 7 days. **Gross:** $6,800. (Average, $7,000)

"THE COUNTRY BEYOND" (20th-Fox)
FAYS—(1,600), 15c-40c, 7 days. Stage: "Les Femmes Cherie" Revue. **Gross:** $7,000. (Average, $7,000)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S STATE—(3,800), 15c-40c, 7 days. **Gross:** $12,000. (Average, $12,000)

"RETURN OF JIMMY VALENTINE" (Republic)
RKO ALBEE—(2,300), 15c-40c, 7 days. Stage: "Redheads and Blondes" Revue. **Gross:** $6,000. (Average, $7,000)

On Job 50 Years

Hamilton, O., May 10.—Charles Slofner last week ended his 50th year of theatre work in various capacities with different local houses. When approached for an interview while working in the lobby of the Rialto, where he is employed as a general utility man, he said he "was too busy to bother with such trifles."

Slofner started as a chore boy attending the oil and gas lamps in the old Globe Opera house, which closed many years ago.

"Deeds" Sets New Record at Lincoln

LINCOLN, Neb., May 10. — "Mr. Deeds Goes to Town" set a new record for holdovers during its third week here this week, getting $1,900, $600 in the profit column, and was held a fourth week. This doubles the previous all-time record for any film in this town.

"Wife vs. Secretary" was strong at the Stuart, chalking up $4,300 on an eight-day stay, which is $1,200 over the normal take for the house.

"The Story of Louis Pasteur" stayed eight days at the Lincoln and was a steady grosser. The final tally was $2,800, $600 above average for seven days. The Orpheum was so-so with a weak vaudeville attraction. The take with the vaudeville and three pictures was $2,500, $400 up.

Total first run business was $12,550. Average is $9,850.

Estimated takings:

Week Ending April 29:

"LUCKY TERROR" (Diversion)
"HORSEPLAY" (Univ.)
"DRAKE THE PIRATE" (F.D.)
"EAST OF JAVA" (Univ.)
LIBERTY—(1,200), 10c, 7 days. **Gross:** $1,050. (Average, $850)

Week Ending April 30:

"STORY OF LOUIS PASTEUR" (W.B.)
LINCOLN—(1,600), 10c-20c-25c, 8 days. **Gross:** $2,800. (Average, 7 days, $2,200)

"MR. DEEDS GOES TO TOWN" (Col.)
VARSITY—(1,100), 10c-20c-25c-40c, 7 days, 3rd week. **Gross:** $1,900. (Average, $1,300). Held for 4th week.

"SONG AND DANCE MAN" (20th-Fox)
"SHOW THEM NO MERCY" (20th-Fox)
"AFFAIRS OF CELLINI" (20th-Fox)
ORPHEUM — (1,350), 10c-15c-20c-25c, 7 days. First three had Major Bowes' amateurs on stage. **Gross:** $2,500. (Average, $2,100)

Week Ending May 1:

"WIFE VS. SECRETARY" (M-G-M)
STUART — (2,000), 10c-25c-40c, 8 days. **Gross:** $4,300. (Average, 7 days, $3,100)

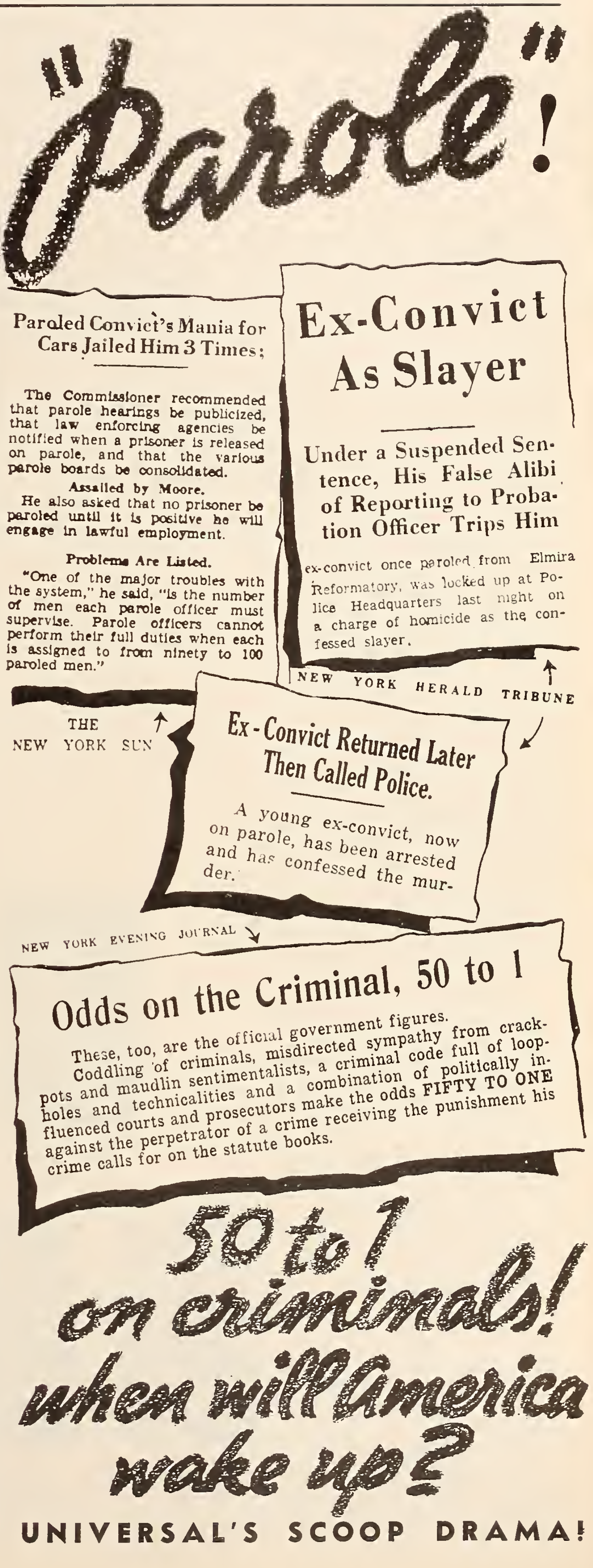
A. G. Eustace Retires

SAN FRANCISCO, May 10.—A. G. Eustace, secretary to Aaron Goldberg, operator of a string of subsequent runs on Market St., has decided to retire after having worked steadily for 64 years—1872 to 1936. He is nearly 80 years old.

Eustace was an exhibitor in 1906, the year of the earthquake and fire.

Paramount Sets Six

HOLLYWOOD, May 10.—Paramount is starting six features during this month. They are "A Son Comes Home," May 11; "Lady Be Careful" and "The Count of Arizona," formerly titled "Gentleman's Choice," May 18; "Murder with Pictures" and "Hideaway Girl," May 25, and Chester Franklin's "Wilderness."



"Parole"!

Paroled Convict's Mania for Cars Jailed Him 3 Times;

The Commissioner recommended that parole hearings be publicized, that law enforcing agencies be notified when a prisoner is released on parole, and that the various parole boards be consolidated.

Assailed by Moore.

He also asked that no prisoner be paroled until it is positive he will engage in lawful employment.

Problems Are Listed.

"One of the major troubles with the system," he said, "is the number of men each parole officer must supervise. Parole officers cannot perform their full duties when each is assigned to from ninety to 100 paroled men."

THE NEW YORK SUN

Ex-Convict As Slayer

Under a Suspended Sentence, His False Alibi of Reporting to Probation Officer Trips Him

ex-convict once paroled from Elmira Reformatory, was locked up at Police Headquarters last night on a charge of homicide as the confessed slayer.

NEW YORK HERALD TRIBUNE

Ex-Convict Returned Later Then Called Police.

A young ex-convict, now on parole, has been arrested and has confessed the murder.

NEW YORK EVENING JOURNAL

Odds on the Criminal, 50 to 1

These, too, are the official government figures.

Coddling of criminals, misdirected sympathy from crackpots and maudlin sentimentalists, a criminal code full of loopholes and technicalities and a combination of politically influenced courts and prosecutors make the odds FIFTY TO ONE against the perpetrator of a crime receiving the punishment his crime calls for on the statute books.

50 to 1 on criminals! when will America wake up?

UNIVERSAL'S SCOOP DRAMA!

M-G-M's List To Be 44-52; Limit Titles

(Continued from page 1)

Rodgers, general sales manager, will most likely announce about 50 per cent of the titles and stars and featured players who will appear on the roster.

This will give the company sufficient leeway to add a number of new vehicles and stage plays purchased as the season progresses.

The six to eight specials will probably be on a percentage basis with increases in flat rentals to be sought all along the line, it is said.

Among the specials, the following are likely to be included: "Marie Antoinette," "Camille," "The Good Earth," "The Great Ziegfeld," "Maytime" and "The Prisoner of Zenda." "The Great Ziegfeld" was one of the six specials on the current program, but was taken off the contract when it was decided to roadshow it.

Three of the five days will be devoted to open sessions. The last two days are to be given over to meetings of the various sales forces with divisional and district managers.

Sales forces from Canada, the west and east converged here this morning and late tonight for the yearly sales fest, which opens Monday at the Palmer House. Including the home office contingent, about 240 are on hand. The special convention train which left New York Saturday afternoon arrived at 10:15 this morning with representatives from the New York, New Jersey, Boston, New Haven, Philadelphia, Albany and Buffalo exchanges. The Overland Limited, arriving this morning from the coast, had on it members of the Los Angeles, San Francisco, Seattle and Portland branches. All during the day regular trains from other parts of the country brought division, district and branch managers, salesmen and bookers.

Mayer Attending Later

Louis B. Mayer, who had planned to leave New York Monday night and speak to the conventioneers Tuesday morning, has delayed his trip. There will be screenings of several new releases.

No changes in the managerial lineup are expected.

Those arriving today immediately registered at the Palmer House, reporting to convention headquarters for badges and a checkup on reservations. At 2:30, the auditors met with Alan Cummings. The salesmen and managers spent the rest of the day renewing acquaintances and exchanging news of the territories.

Monday the first session will get under way at 10 A. M. sharp in the Red Lacquer Room on the fourth floor. Luncheon will be served at 1 P. M. and at 2:15 the afternoon meeting will start. Photographs will be taken at 5:30. Dinner is scheduled for 6:45 and at 8 P. M. an announcement of the evening's activities will be made.

The home office delegation includes: Al Lichtman, assistant to Nicholas M. Schenck; Rodgers, T. J. Connors, eastern sales manager; E. M. Saunders, western sales manager; Howard Dietz, director of publicity, advertising and exploitation; Silas F. Seadler, advertising manager; William R. Ferguson, exploitation manager; Fred C. Quimby, manager of the short subject department; Jay Gove, sales development manager; C. K. Stern, assistant treasurer; Alan F. Cummings, manager of exchange operations; Edward Aaron, eastern sales department; Charles Deeson, manager of the contract department; Col. E. A. Schiller, theatre department; J. S. MacLeod, manager exchange maintenance department; C. J. Sonin, manager of the purchasing department; Harold Postman, assistant, eastern sales department; Joel Bezahler, assistant, western sales department; Arthur Lacks, manager news bookings; Joseph Vogel, in charge of out-of-town theatre operation; Harold Goldgraben, assistant to Cummings; C. B. Fogle, traveling sound technician; Ernest Morrell, transportation department, and M. L. Simons, editor of *The Distributor*.

The following men will attend from the United States and Canada:

Albany—R. Pielow, manager; W. L. Sherry and H. L. Ripps, salesmen; W. Williams, office manager; W. J. Devaney, first booker.

Atlanta—C. E. Kessnich, district manager; R. Avey, manager; L. B. Butler, H. D. Hearn, L. C. Ingram and C. F. McGuire, salesmen; T. E. Lucy, office manager; R. Ervin, first booker.

Boston—M. N. Wolf, manager; T. J. Donaldson, R. J. Curran, H. Rosenblatt, H. O. Worden and M. Goldstein, salesman; H. Wolper, office manager; C. Repec, first booker.

Buffalo—E. K. O'Shea, manager; R. W. Maw, A. Harris and A. Weissman, salesmen; C. Harter, first booker.

Charlotte—I. Furman, manager; B. Bishop, Jr. and B. H. Rosenwald, salesmen; H. Margolis, office manager; T. E. Bailey, first booker.

Chicago—S. A. Shirley, district manager; Felix Mendelssohn, manager; F. B. Ishmael, T. L. Mendelssohn, D. E. Ross and M. C. Brodsky, salesmen; J. G. Kemptgen, office manager; A. O'Toole, first booker.

Cincinnati—E. M. Bootb, manager; J. S. Allen, J. M. Jacobs, P. Niland and W. H. Windsor, salesmen; H. J. Sheeran, office manager; C. Weigel, first booker.

Cleveland—F. D. Drew, manager; J. J. Sogg, E. Vogel, E. H. Brauer and J. B. Mundstuk, salesmen; B. D. Stoner, office manager; J. P. Harrington, first booker.

Dallas—L. Bickel, manager; C. Huston, C. D. Lyne and H. G. Krumm, salesmen; A. V. Philbin, office manager; L. Whitington, first booker.

Denver—H. A. Friedel, manager; J. H. King and R. A. Cain, salesmen; F. Zekman, office manager; M. Cramer, first booker.

Des Moines—D. C. Kennedy, manager; L. Levy and J. Maguire, salesmen; H. Cohen, office manager; G. E. McGlynn, first booker.

Detroit—J. E. Flynn, district manager; F. J. Downey, manager; J. F. Morgan, F. W. Chrysler and S. Fisher, salesmen; G. L. Becker, office manager; H. Sandelman, first booker.

Indianapolis—W. W. Willman, manager; H. A. Wagner, D. Taute and R. D. McRaven, salesmen; F. B. Gauker, office manager; E. Herndon, first booker.

Kansas City—H. P. Wolfberg, district manager; F. C. Hensler, manager; E. W. Green, G. M. Baumeister, S. B. Stoll T. Wildman, salesmen; J. A. Muchmore, office manager; L. Abrahams, first booker.

Los Angeles—G. A. Hickey, district manager; C. T. Lynch, manager; W.

(Continued on page 11)

He Will Not Go!

Hollywood, May 10.—One man who will not go to the M-G-M convention is Earl Grant in the studio here. With $300 in his jeans, the result of holding the right number in a Bank Night drawing, Grant is all set to barge off on an extended vacation, his first in 10 years.

Leo's Executives In Chicago for Sales Convention

LOUIS B. MAYER
Head of M-G-M
Production

AL LICHTMAN
Assistant to
Nicholas M. Schenck

W. F. RODGERS
General Sales
Manager

T. J. CONNORS
Eastern Sales
Manager

E. M. SAUNDERS
Western Sales
Manager

FRED QUIMBY
Short Subject
Sales Manager

J. R. VOGEL
Operating Loew's
Out of N. Y.

E. A. SCHILLER
Vice-President
Loew's

HAL ROACH
Producing for
M-G-M

HOWARD DIETZ
Director Advertising
Publicity

SI SEADLER
Advertising
Manager

W. R. FERGUSON
Exploitation
Manager

M-G-M's List To Be 44-52; Limit Titles

(Continued from page 10)

Calihan and S. J. Gardner, salesmen; R. W. Carmichael, office manager; J. Jacobs, first booker.

Memphis—J. F. Willingbam, manager; C. F. Mock and J. ReVille, salesmen; M. L. Basse, office manager; L. J. Weber, first booker.

Milwaukee—S. Sburman, manager; A. J. Sbumow. M. Scbwartz and E. J. Lipson, salesmen; J. H. Imbof, office manager; H. Bennin, first booker.

Minneapolis—W. H. Workman, manager; G. W. Turner, A. S. Clatwortby, W. P. Cameron and L. H. Coen, salesmen; A. Putz, office manager; W. McKean, first booker.

New Haven—J. P. Byrne, manager; M. Hyams, salesman; F. G. Rippingale, office manager and first booker.

New Orleans—C. J. Briant, manager; V. H. Bridges and F. M. Jelenke, salesmen; E. F. Briwa, office manager and booker.

New York and New Jersey—W. A. Scully, district manager; J. Bowen, New York manager; H. W. Miller and H. Levy, New York salesmen; D. Levy, New Jersey manager; B. Abner and R. Cuming, New Jersey salesmen; D. Feck, office manager; R. Ellsworth, first booker.

Oklahoma City—W. B. Zoellner, manager; J. N. Byrd and H. R. Gaus, salesmen; J. Markowitz, office manager; W. A. Lewis, first booker.

Omaha—H. J. Sbumow, manager; F. C. Thortsen, C. Nedley and C. Lieb, salesmen; V. B. Trent, office manager.

Philadelphia—Robert Lynch, manager; S. E. Applegate, sales manager; C. C. Pippin, G. Scbwartz, J. Morrow, T. Burns, Jr. and N. Lloyd, Jr., salesmen; J. Farrow, office manager; W. Gabriel, first booker.

Pittsburgh—J. J. Maloney, manager; J. Lapidus, J. L. Kelley and S. Gottlieb, salesmen; H. W. Genter, office manager; M. Brauman, first booker.

Portland—L. Amacher, manager; J. T. Warren, salesman; A. S. McCarl, Jr., first booker.

St. Louis—W. E. Banford, manager; G. G. Gregory, G. F. Reilly and J. X. Quinn, salesmen; F. Snyder, office manager; C. Ritzler, first booker.

Salt Lake City—M. Saffle, manager; C. W. Boulet, C. Lind and D. T. McElbinney, salesmen; G. A. Derrick, office manager; J. Comer, first booker.

San Francisco—G. C. Parsons, manager; L. S. Hulling and E. C. Mix, salesmen; T. Aspell, Jr., office manager; H. Schmidt, first booker.

Seattle—L. Wingham, manager; M. Rubenfeld and B. W. Rucker, salesmen; P. McElhinney, office manager; H. Blatt, first booker.

Washington—R. Berger, manager; P. Bobys, H. Cohen, J. Goldberg and F. J. Scully, salesmen; H. A. Weinberger, office manager; M. Greenfield, first booker.

Canada—H. L. Nathanson and W. Hayner, Charles Ramage, Vancouver; T. Gould, Winnipeg; G. Lightstone, Toronto; H. I. Cass, Montreal; A. E. Smith, St. John.

Exploiteers—E. B. Coleman, Atlanta; B. McKenzie, Boston; J. Gilmore, Buffalo; F. A. Bartow, Cbicago; C. C. Deardourff, Cleveland; W. G. Biship, Detroit; C. E. Morris, Kansas City; J. A. Schiller, Los Angeles; M. Abrams, Minneapolis and N. W. Pyle, Wasbington.

Traveling Auditors—C. Aaron, J. J. Ash, J. M. Cummings, J. T. Donahue, T. F. Grady, R. Long, W. Marsh, P. D. Agnew

Three Shorts in Work

Hollywood, May 10.—M-G-M has three shorts in work under the supervision of Jack Chertock. They are "Violets in the Spring," two-reel mucal with Jean Chatburn; "Modern Miracle," story by Duffy Cornell, and "The Killer," a dog film. The last two are in the Pete Smith group.

Roy Shield to Roach

Hollywood, May 10.—Hal Roach has signed Roy Shield to arrange the musical score of "Our Relations," next Laurel & Hardy picture. Shield, who is with NBC in Chicago, is due here tomorrow.

Roars from Leo's Lair

Chicago, May 10.—Scheduled as one of the principal speakers on Tuesday's program, Louis B. Mayer is not due on the local scene until Wednesday. Last Friday night, he entered Doctors' Hospital in New York for observation with expectations of being discharged Monday.

+

Howard Strickling, studio publicity head, planned to leave with the convention special out of New York, but last minute changes has him in the east keeping in close touch with Mayer. According to present plans, Strickling will leave New York Monday night.

+

Ernest Morrell, head of M-G-M's transportation department, on April 11, celebrated his 15th year with the company. He started in the accessory and supply division, later becoming manager of the department. When Frank Rhorenbeck was transferred to WHN some time ago, Morrell took over the reins of the travel department.

+

J. S. MacLeod, in charge of exchange maintenance, has been here for several days dressing up convention headquarters at the Palmer House. With him is Bill Ferguson, who is plastering the place with displays. Ferguson also has under his wing the roadshows on "The Great Ziegfeld," which he is trying to handle in addition to campaigning for the convention. If he hasn't dropped his Scotch tendencies by now, it will be a surprise to a lot of the boys.

+

Charles Deesen of the home office didn't have anything to worry about this year. As a rule he adds a grey hair or two trying to figure out who will be his room mate on the train. On this trip, M. L. Simons, editor of *The Distributor*, was the second man. According to reports Simons read his companion to sleep en route.

+

Within an hour after he arrived, Bill Rodgers' right hand went limp because of the many handshakes congratulating him on his appointment to the top post in the sales setup.

+

Fred C. Quimby and James A. FitzPatrick had many "short" things to talk about on their way out. FitzPatrick, who produced 10 Traveltalks last season, is upping his schedule two to make an even dozen. All will be in Technicolor. M-G-M, by the way, has a tieup to release the 12 features FitzPatrick will make next season for England.

+

Arthur Loew and his foreign contingent are not in evidence. Loew may hold an international sales meet of his own.

+

Morris ("Moishe") Wolff, Boston manager, has finally been relieved of the Charley Horse in his arm by teaching Lefty Grove of the Red Sox a couple of pointers in pitching, it is rumored.

+

Jack Byrne, who pilots the New Haven exchange, is a handball artist of no mean ability. The nearest he can come to getting a game on the local grounds, however, is to challenge Howard Dietz to a ping pong setto.

+

Ira Furman, Charlotte boss, is trying to sign up a partner for a round of golf. He may get Bill Scully and Jack Bowen on the greens, but it all depends on the fourth man. Al Lichtman may enter the contest if he can manage to take off a couple of hours, the prospects of which are not so sanguine at the moment.

+

Bob Lynch, garbed in his usual convention black shirt, wanted to be the engineer of the special train, but the boys talked him out of it. Lynch will get even with his confreres in another way, he says.

+

Clayt Lynch, the St. Louis Kid who was switched to Los Angeles when J. J. Milstein resigned, is catching up with the latest gossip from the Mound City by keeping constant company with "Doc" Banford, who now holds the reins at the St. Louis branch. Banford hails from Des Moines and he's hunting up gossip about his old home town, too.

+

Charles C. Kessnick, southern district manager with headquarters in Atlanta and a colonel in the reserve corps, contends he's losing his southern accent. He holds this is due to his association with the Yankee divisions, meaning namely Jack Flynn of Detroit and Bill Scully of New York.

+

Traveling with the 50 home office executives and their assistants, the New York exchange crew kept together like peas in a pod. Scully, Bowen, Dave Levy, Bob Cummings, Ben Abner, Howard Levy, Capt. Harry Miller, Dudley Peck and Bob Ellsworth were the inseparables. Miller reminisced largely on his recent silver wedding anniversary celebration.

+

Harry Margolies, formerly a booker at the New York exchange and now spending his second year as office manager of the Charlotte exchange, is attending. From this branch also are Furman, Ben Rosenwald, Burtus Bishop, and Thomas Bailey.

+

Jack Byrne's contingent from New Haven was the smallest. Milton Hyams and Fred Rippingale are the only salesmen in the exchange and each covers a lot of territory.

+

Frank Scully, a salesman in the Capitol exchange, is a brother of Bill, but, notwithstanding, has chalked up a fine record for himself in the past year. Rudy Berger is the boss and hates to be interviewed by the press. Others from the Washington office attending include Harold Weinberger, Phil Bobbys, Harry Cohen, Jack Goldberg and Murray Greenfield.

+

On Monday, all the boys will be photographed in groups. The cameras will start clicking as soon as the afternoon session is over.

"Meet Again" Denver Draw; Gets $8,500

Denver, May 10.—"'Till We Meet Again," with a stage show at the Denham, nearly doubled par with a gross of $8,500 last week. This was an outstanding feature of a general first run pickup.

"Under Two Flags" grabbed big money at the Denver by going $4,500 over normal to a total of $12,000.

"Special Investigator," helped by Amos 'n' Andy for five days at the Orpheum, also pulled a big total, $9,500, which was up $3,000. "Mr. Deeds Goes to Town" was $1,500 over the line on a $5,000 take at the Paramount, following a week at the Denver.

Total first run business was $41,000. Average is $28,500.

Estimated takings for the week ending May 7:

"EVERYBODY'S OLD MAN" (20th-Fox)
"ROAMING LADY" (Col.)
ALADDIN—(1,500), 25c-40c-50c, 7 days. **Gross:** $2,500. (Average, $3,000)

"THESE THREE" (U.A.)
BROADWAY—(1,500), 25c-40c, 7 days, following three weeks at the Aladdin. **Gross:** $2,000. (Average, $1,500)

"FRISCO WATERFRONT" (Republic)
"OREGON TRAIL" (Republic)
CENTER—(1,500), 15c-20c-25c, 7 days. Stage: show. **Gross:** $2,000. (Average, $2,500)

"TILL WE MEET AGAIN" (Para.)
DENHAM—(1,500), 25c-35c-50c. Stage: show. **Gross:** $8,500. (Average, $4,500)

"UNDER TWO FLAGS" (20th-Fox)
DENVER—(2,500), 25c-35c-50c, 7 days. Stage: band. **Gross:** $12,000. (Average, $7,500)

"SPECIAL INVESTIGATOR" (Radio)
ORPHEUM—(2,600), 25c-35c-40c, 5 days. Stage: Amos 'n' Andy in person. **Gross:** $9,000. (Average for week, $6,000)

"MR. DEEDS GOES TO TOWN" (Col.)
PARAMOUNT—(2,000), 25c-40c, 7 days following a week at the Denver. **Gross:** $5,000. (Average, $3,500)

Remodeling Offices

New Haven, May 10.—Warners are remodeling their exchange offices here, which will be ready July 1. A club room is among the improvements.

Warshawsky on Job

Hollywood, May 10.—Samuel J. Warshawsky has checked in at Pickford-Lasky to collaborate with Bertram Milhauser on the next story for Francis Lederer. They will work on an original idea.

Insurance to Use Films

St. Louis, May 10.—Selling insurance by means of films is the latest gag under consideration here by the Fire Underwriters' Ass'n. All the citizens who have been dodging insurance agents for years may encounter them unexpectedly on the screen.

N. E. Insurance Is Set

Boston, May 10.—The new group insurance policy plan started here by Independent Exhibitors, Inc., local Allied affiliate, is set, according to business Manager Arthur K. Howard. The scheme, which insures 50 or more theatres of the organization as a whole and assures reductions in prevailing rates, has gone through. The return of the certified policy is all that is being waited for, according to local Allied headquarters. Nathan Yamins was in town for final arrangements.

Double Bills In K.C. Area Gain Rapidly

(Continued from page 1)

in Kansas City, Mo., nine advertised double bills, and the Waldo offered such a program with free china.

W. D. Fulton's five houses—Southtown, Colonial, Mokan, LaSalle and Tivoli—showed doubles with Fulton's "mutual" money giveaway.

This is more double billing and giveawaying than the city has had in many a moon.

About the same situation obtains in the territory. Fox Midwest has paced other exhibitors in this respect, but independents have occasionally opened the double-barrelled shooting.

R. H. Montgomery's Cozy at Ottawa, Kan., recently instituted double bills. The Fox Webster and Strand have been using one apiece a week, but probably will use more now.

Fox took doubles into Topeka this spring, into Wichita last fall, and has adopted the double practice widely in other towns in this division.

Form Nine Concerns

Albany, May 10.—Nine new incorporations here include:

Hopkins Prod., Inc., by Charles Hopkins, John Cameron and Ada Ellison; Film Art Studios, Inc., by John T. Doran, Craig McD. Kenny and Annette Freeman; Revelation Films, Inc., by Stanley S. Neal, Morris Black and Helen Einkler; West 15th St. Amusement Corp., by Carl Klarnet, Thomas Anninzisto and Oscar Buchwald; S. R. F. Amusement Corp., by Sol Rosenberg, Selma Cole and Herbert Schane; Straus Amusement Corp., by Greta L. Stratman, Gertrude N. Conroy and Mary F. Stratman.

Gamma Amusement Corp., by Greta Stratman, Gertrude M. Conroy and Mary E. Stratman; Laburn, Inc., by G. Armour Burns, Louis A. Brown, Jr., and George T. Scriba; Cinema Arts, Inc., by Philip Zierler, Rae Teicher and Frienda Zierler.

Steiner in Two Jobs

Hollywood, May 11.—Max Steiner has signed a joint contract with Selznick International and Pioneer Pictures as head of both music departments. He is preparing the score now for "The Garden of Allah" for Selznick, and will start on a production for Pioneer as soon as that is completed. Steiner recently resigned from Radio where he has been in charge of scoring and conducting many of the major productions. So far, no one has been signed at Radio by Al Colombo, manager of the music department, to take his place.

Sets "Cassidy" Titles

Hollywood, May 10.—Harry Sherman has set the titles of the six "Hopalong Cassidy" pictures he will make for Paramount release on the 1936-37 program. In the order of which they will be made, they are: "The Return of Hopalong Cassidy," "Trail Dust," "Cottonwood Gulch," "Roundup," "Bring Me His Ears" and "Rustlers' Valley." All are stories by Clarence E. Mulford.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Anthony Adverse"

(Warners)

Hollywood, May 10.—New interest is given talking pictures with the presentation of "Anthony Adverse." It establishes a standard of dramatic tragedy that easily may stand as a shining beacon for future production. The finest picture ever turned out by this producing organization, it is a thrilling triumph to the courage, intelligence and perseverance that went into its making. It is an honor to everyone who was connected with it. Certain to be a box-office sensation, it is all audience entertainment as it is a showmanship feature that makes available limitless opportunities for commercial exploitation.

In clear bold strokes it tells the story of "Anthony Adverse." It tells it with power, dignity and a precision sure to grip the hearts and stir the emotions of all who see it. Deftly avoiding any possibility for censurable objection, retaining always the full vigorous spirit of the original, it paints character drama that takes a child of passion through a welter of experiences—romantic, dramatic and tragic—always pitched to a key of sympathetic human interest that held the attention of the preview audience in a viselike grip.

In four vivid chapters it tells the complete story. One is the tragedy of Anthony's birth and his childhood in a convent school. The second is his apprenticeship to Bonnyfeather, who knows the child is his daughter's son, which has for its dramatic contrast Anthony's great love for and marriage to Angela. Next is his life as a slave trader where the man of ambitions becomes a beast. The finale is his meeting with Angela again, the discovery that she is Napoleon's paramour and his happiness when he claims his child and sails to America for a new life with the boy.

Splendidly acted with Fredric March giving the most convincing and accomplished performance of his career, and Olivia De Haviland, Donald Woods, Anita Louise, Edmund Gwenn, Claude Rains, Gale Sondergaard, Steffi Duna, Ralph Morgan, Henry O'Neill, Louis Alberni and Fritz Leiber measuring him stride for stride. The show is an excellent example of interpretive narration. Impressive as is the work of the star, principal support and minor players, the musical score arranged by Erich Wolfgang Korngold fulfills a function that brought the story to the screen without missing a beat in mood and spirit.

The task of adapting Hervey Allen's monumental novel as accomplished by Sheridan Gibney not only digests the full scope of the original, but embellishes it with a realism and believability that bring the picture within the understanding and appreciation of the simplest mind.

Mervyn Le Roy's direction not only takes full advantage of what Gibney prepared and the opportunities which the talents of the star and support made possible, but brings in a finished, convincing way the something new, different and unusual that has been so long cried for. Accepted as a picture that will exceed one's fondest hopes in stimulating theatre business, "Anthony Adverse" has a new significance to all who have the welfare of the industry at heart.

Production Code Seal, No. 1,784. Running time, 138 minutes. "G."

McCarthy.

Boston Friars to Golf

Boston, May 10.—The Boston Friars Club is making tentative plans for golf matches at the Pinebrook Valley and the South Shore clubs. Boat excursions are also under discussion. This organization, to which some 130 local film men belong, is an independent fraternal body.

Malco Buys Building

Hope, Ark., May 10.—Malco Theatres, Inc., has purchased the Saenger Theatre Bldg. here, one of the largest in this section of the State, from J. P. Brundige of Hope. The deal was announced by M. S. McCord, secretary-treasurer of Malco.

Effingham Tax Proposed

Effingham, Ill., May 10.—An ordinance pending before the City Councol calls for a tax of $250 on theatres seating less than 500, and $500 per year on houses seating from 1,200 to 2,000.

Mintz in Midwest Deal

Robert Mintz, president of Stage & Screen Prod., Inc., has closed a deal with P. Weintraub of Majestic Pictures of Omaha and Kansas City for distribution of "Custer's Last Stand," 15-episode Weiss-Mintz serial for Iowa, Nebraska, Kansas and Western Missouri.

Scott in Oklahoma City

Kansas City, May 10.—Ward Scott, district manager for Twentieth Century-Fox, is attending the meeting of the Griffith Amusement Co. circuit at Oklahoma City. Scott met W. J. Kupper, western divisional salesmanager, and Harry Ballance, southern district manager.

Mill Strike Shuts House

North Grosvenordale, Conn., May 10.—The Union Hall, operated by Albert Laurian, has been forced to close because of the mill strike which affects most of the town's inhabitants.

Dramatists Averse To Any Compromise

(Continued from page 1)

title to the plays. All other points settled between the contract committees were described by a guild spokesman as "utterly trivial."

Whether the managers' organization will accept the 60-40 split and authors' control of plays is regarded as extremely doubtful in both camps. Managers have been insistent upon the retention of the former 50-50 split provisions. Indications are that the question of whether managers are willing to cede this point in the interest of an agreement will be put before a membership meeting of the League of N. Y. Theatres today or tomorrow.

Royal Police Fail To Corral This Man

Ottawa, May 10.—The interesting story is being told of how the Royal Canadian Mounted Police did not get their man in traditional fashion in connection with the presentation of a Russian film under the auspices of the Ottawa Film Society, an arty group.

An officer of the R. C. M. P. attended a meeting of the society at which the Russian feature was screened and immediately branded it as Communist propaganda. The matter was referred to Major-General Sir James MacBrien, commissioner of the mounted police, who got in touch with the society's secretary. The secretary finally advised the commissioner to get in touch with the president of the Ottawa organization.

"Who is the president?" the commissioner asked.

"Mr. Justice Rinfret of the Supreme Court of Canada," was the reply.

Lodge Honors Addison

Boston, May 10.—H. M. Addison, New England manager of Loew's, flew back from Hollywood to receive a certificate of honorary membership in the Tigris Temple, A. A. O. N. M. S. of Syracuse.

Wall Street

Trading Irregular on Board

	High	Low	Close	Net Change
Columbia, vtc.....	4⅞	4⅞	4⅞	.....
Consolidated Film	16	16	16	.....
Eastman Kodak..	162½	162½	162½	— ¼
Eastman Kodak pfd.	163¼	163¼	163¼	+ ¼
Loew's, Inc.......	46½	46	46½	+ ¼
Paramount	9½	9⅜	9⅜	— ⅛
Paramount 1 pfd..	73	73	73	— ¼
Paramount 2 pfd..	10⅝	10¼	10⅜	— ⅛
Pathe Film.......	8⅞	8⅝	8⅝	— ⅛
RKO	6½	6¼	6¼	.....
20th Century-Fox.	24	24	24	+ ½
20th Century, pfd.	33⅞	33⅞	33⅞	+ ⅛
Universal, pfd....	96	95	96	+1
Warner Bros.....	10⅛	9⅞	10⅛	+ ⅛

Sonotone Up ⅛ on Curb

	High	Low	Close	Net Change
Sonotone	2⅝	2⅝	2⅝	+ ⅛
Technicolor	27⅞	27⅞	27⅞	.....

Little Change on Bonds

	High	Low	Close	Net Change
Loew's 6s 41 ww deb rights.........	97	97	97	— ¼
Paramount Pictures 6s '55.....	90⅝	90½	90⅝	+ ⅜
Warner Bros. 6s '39 wd..........	93¼	93	93¼	+ ¼

(Quotations at close of May 9.)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 112 NEW YORK, TUESDAY, MAY 12, 1936 TEN CENTS

Metro Gives Details for 33 Pictures

Minimum of 44; Maximum Of 52 to Be Made

CHICAGO, May 11.—M-G-M di-ulged definite plans for 33 pictures, ther by title or starring designation r both, to its assembled sales forces t the Palmer House today as the rst session of its annual convention ot under way. Confirming MOTION PICTURE DAILY's forecast of Mon-ay, the company announced a mini-mum of 44 and a maximum of 52 fea-ures for 1936-37, but confined detail o 33 of the list. The shorts will ggregate 194 releases, including 102 ssues of Hearst Metrotone News.

Starring attractions will include ve-icles with Freddie Bartholomew, Wallace Beery, Charles Boyer, Joan Crawford, Nelson Eddy, Greta Garbo, ack Haley, Jean Harlow, Leslie Howard, Charles Laughton, Laurel nd Hardy, Myrna Loy, Jeanette MacDonald, Marx Brothers, Robert Montgomery, Grace Moore, Eleanor Powell, William Powell, Norma Shearer and Robert Taylor. The Haley and Laurel and Hardy pictures will be made in a group of four from Hal Roach.

Co-starring combinations include

(Continued on page 6)

Fox Midwest Drops Novel Copy in Ads

KANSAS CITY, May 11.—Fox Mid-west managers for the most part have ceased using Screen Reporter news-paper advertising, begun last year by the circuit as a novelty. Elmer C. Rhoden, president and general man-ager of the circuit, adopted it as a means of bringing theatre advertising out of the usual routine. The plan was originally to be used at the dis-cretion of the managers.

The decreasing use of the method is attributed to two factors. One is that it required considerable time on the part of the managers, and the other is the fact that the novelty of the plan has worn off and the public is no longer as much attracted to it as was true at first.

Columbia Sessions To Be on the Coast

Columbia will hold its annual convention on the coast this year, provided Harry Cohn, president, approves the plan. The dates will be set for about the middle of June.

End Arguments on Center RKO Claim

RKO yesterday began its court opposition to the allowance of the $9,100,000 Rockefeller Center claim against the company at a hearing before Federal Judge William Bondy. The allowance of the claim at that amount was also opposed by RCA, Time, Inc., and individual RKO stockholders.

Oral argument was completed at the lengthy hearing yesterday and Judge Bondy gave both sides two weeks for the exchange of briefs and

(Continued on page 3)

Production Slows, 39 Films in Work

HOLLYWOOD, May 11.—Major and independent production activity during the past week continued to show a gradual letdown, as has been indicated for the past month, with 39 features in work as compared to 40 during the preceding week. Short subject production dropped off sharply from six films in work last week to one this week. Warners headed the feature production list with seven in work.

Columbia had two features shooting, two in preparation and scheduled for the cameras within two weeks and eight in the cutting rooms. M-G-M had six, one and 12; Paramount had six, three and eight; Republic, two,

(Continued on page 3)

I. A. Agreement Put In Effect on Coast

HOLLYWOOD, May 11.—The I.A.T.S.E. closed shop and basic studio agreement as worked out in New York became officially effective in the studios here today. William Bioff, personal contact man for George Browne, supervised the installation with Harland Holmden, I. A. vice-president.

The single remaining problem of the newsreel men's status is now being worked out in New York.

New Portland Censor Board Has Election

PORTLAND, May 11.—The Municipal Board of Review, which is the board of censors under a new name, in its initial meeting elected Mrs. Thomas M. Joyce, as chairman.

Major Paul Hathaway was elected vice-chairman. With them were named J. J. Parker, Edward N. Weinbaum and Mrs. Josephine Forney. Two additional members to represent the suburban theatres will later be named.

The new board consists of seven members, instead of the five of the old board.

Warners Will Meet In N. Y., Chicago

Warners have decided to hold two sales conventions, one in New York, June 3-4, and the other in Chicago at a date not yet decided, instead of in Los Angeles, as previously announced. As a result S. Charles Einfeld and Mort Blumenstock have called off their coast trip.

The New York business sessions will be presided over by A. W. Smith, Jr., eastern and southern sales manager, and the Chicago meetings will have Gradwell L. Sears, western and southern sales manager, in charge.

London Television To Start on July 1

LONDON, May 3. — First programs from the B. B. C. Television station at the Alexandra Palace, North London, will begin on July 1, it is now stated.

The first transmission will be of a film illustrating the history of British television. This has been produced by Major L. G. Barbrook, newly appointed assistant to Gerald Cock, director of television. He has Hollywood experience.

Other appointments to the television department of the B. B. C. are Stephen K. Thomas, once stage director to Sir Nigel Playfair; Dallas Bower, who has worked in many British studios; Harry Pringle, revue pro-

(Continued on page 3)

Hughes May Lead New Writers' Group

HOLLYWOOD, May 11.—Revolt in the Screen Writers' Guild ranks precipitated by the move for a closed shop and affiliation with the Authors' League may lead to the formation of a new writers' organization.

Rupert Hughes has indicated that he will lead the move. Hughes was sharply critical of the guild's moves.

"Amalgamation would create an

(Continued on page 3)

Arthur Prolonging His St. Louis Stay

Harry C. Arthur, vice-president of F. & M., slated to return yesterday from St. Louis, has been delayed until the latter part of the week. At the same time, Marco Wolff has postponed his departure from the Mound City for Hollywood.

Arthur and Wolff are understood to be in St. Louis for the purpose of completing arrangements in connection with the settlement recently of the Government's anti-trust civil action against Warners, Paramount and

(Continued on page 3)

Warners May Confer with Trade Group

MPTOA Heads Expect Early Conference

Indications are that Warners will receive the M.P.T.O.A. trade practice committee during its current sessions with individual distributors, the first of which will be held with Paramount today.

Ed Kuykendall, M.P.T.O.A. president, on his arrival from Oklahoma City yesterday, said that he believed that Warners would meet with the exhibitor committee in an individual session as the company's failure to join in the initial joint meeting between the committee and sales heads of seven national distributors three weeks ago was ascribed to Warners' unwillingness to participate in a group conference. The sessions now being inaugurated with individual companies should eliminate the original Warner objection, Kuykendall believes.

Warners is the only company which has not accepted the exhibitor committee's invitation to confer on new season trade practices. Republic, which like Warners, did not participate in the joint session three weeks ago, advised Kuykendall last week that it would be glad to confer with the

(Continued on page 3)

New Breach Is Seen On Dramatist Deal

Indications of a new breach in the negotiations between the contract committees of the League of N. Y. Theatres and the Dramatists' Guild on a new contract for playwrights were apparent yesterday following a meeting of the two committees at guild headquarters.

Although neither the League nor the guild would comment officially on the situation, it was indicated that unless a change of attitude on the part of both organizations occurs today no further meetings will be held. The refusal of the guild to discuss any change in the provision for a 60-40 split of the proceeds from the sale of film rights to stage plays is reported

(Continued on page 3)

U. A. Convention For Los Angeles in June

LOS ANGELES, May 11.—United Artists will hold their annual sales convention in this city during June, the exact date to be set shortly, George Schaefer said today.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 12, 1936 No. 112

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Sets Cincy Rogers Drive

CINCINNATI, May 11.—Joseph J. Oulahan, Paramount manager, local chairman of the Will Rogers Memorial Fund drive, has zoned the Cincinnati trade territory, consisting of southern and central Ohio, and portions of Kentucky and West Virginia, appointing all Cincinnati branch managers to take charge of one or more zones. Oulahan reports enthusiastic exhibitor reaction.

Berkowitz on Coast

LOS ANGELES, May 11.—Sam Berkowitz, head of Far West Exchanges, which have just been taken over by Grand National, has returned here from New York where the deal was closed. Berkowitz stated that Far West will continue all releasing contracts for the present season, and that an announcement of product for 1936-37 will be made shortly.

Leo Spitz on Coast

HOLLYWOOD, May 11.—Leo Spitz is here for talks on the new Radio product lineup. Ned E. Depinet is expected shortly.

Lasky Guest of Ampa

Jesse L. Lasky will be guest of honor at the Ampa lunch Thursday at the Astor.

◂ Purely Personal ▸

CHARLES STERN, just arrived from Atlanta, and planning to spend a few days in town before returning; L. JACK SCHLAIFER and FRANK MCCARTHY, grouped at a table at Lindy's yesterday, while on the Columbia reservation are MAX WEISFELDT, LOU WEINBERG and LOUIS ASTOR. JOE SKIRBALL and DAVE CHATKIN conveniently located by a window. EDDIE MCEVOY joins the Columbia crew. MOE STREIMER is flanked by the BRANDTS, HARRY, BILLY and LOUIS. MORRIS KINZLER and A-MIKE VOGEL, peacefully enjoying their lunch, when MANNY SILVERSTONE deposits himself at the table. AL MARGOLIES, somewhat dazed, receives congratulations on the arrival of an eight-pound, five-ounce boy, born Saturday morning.

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Then to the Tavern, where ED KUYKENDALL, DAVE PALFREYMAN, ED LEVY and HELEN O'TOOLE discuss the M.P.T.O.A.; J. J. MILSTEIN, E. H. GOLDSTEIN and EDWARD SCHNITZER talk Republic affairs; BOB GILLHAM listening to what HAL HORNE is trying to say without the aid of an interpreter; AL FRIEDLANDER parking himself at the corner nook where HARRY H. THOMAS and BUDD ROGERS are conferring; WALTER FUTTER, who arrived yesterday morning to talk new production and distribution plans, is seated next to JACK D. TROP at the Drifter's Table. AL HOVEL, MITCHELL KLUPT and JACK BARNSTYN also there. TRUMAN TALLEY is at the head of the Fox Movietone group with LAURENCE STALLINGS facing him at the other end of the table. ED THORGERSEN and LEW LEHR are on the sidelines. ARTHUR W. KELLY, accompanied by HASKELL MASTERS, arrives late and takes a table near the right wall. JEFFREY BERNERD, ARTHUR LEE and GEORGE W. WEEKS at a table by themselves, BERNERD feeling in a spirited mood. The GOLDSTEINS, BOB and LEONARD, in a brotherly feud, with MARC LACHMANN as the official referee. ABE SCHNEIDER, the Columbia treasurer, enters with FLOYD WEBER and a number of other company employes. HARRY SCHIFFMAN, IRVING WORMSER, ARTHUR FISHER and NAT COHN are among the early birds departing. MARK HELLINGER and his brother, ditto. IRWIN KLEEBLATT sits near HORNE, but neither can hear the other. EMIL JENSEN and ARNOLD VAN LEER are together again. EDWARD RUGOFF, GEORGE BATCHELLER and MAURY COHEN are present at front tables. "TOOTS" SHOR laments the money he dropped on JIMMY MCLARNIN. The only thing he gets in return is sympathy.

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MAX D. STEUER, recovered from an attack of bronchial pneumonia, is due here from Chicago tomorrow to prepare for open hearings on the Paramount and RKO reorganization proceedings before the Sabath Congressional committee in Washington. STEUER is special counsel for the committee.

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JIMMY DURANTE, MAX GORDON, BEN GOETZ, SAMUEL SPEWACK and JOHN CONSIDINE, JR., sail today on the *Normandie*.

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DUSOLINA GIANNINI sails today on the BREMEN for a Paris opera engagement.

C. C. PETTIJOHN lunching yesterday at the Cinema Club amid, in addition, FRED MCNAMARA, O. HENRY BRIGGS, JACK GOETZ, BOB MCKINNEY, FRANK C. WALKER with Y. M. FREEMAN; LEON D. NETTER, JACK ALICOATE, L. K. SIDNEY, GABRIEL HESS, LOUIS NIZER, OSCAR A. DOOB, JACK CONNOLLY, AUSTIN C. KEOUGH, JOSEPH BERNHARD and LOUIS PHILLIPS.

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WILL H. HAYS stopped off in Chicago en route here from the coast and may not be back at his office for several days. TOM PETTEY arrived from the coast yesterday after a few weeks of pinch-hitting for LUPTON WILKINSON of the Producers' Ass'n.

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JESSE L. LASKY, CHARLES P. SKOURAS, MIKE ROSENBERG and GEORGE TUPPER are on the Chief en route to New York. They are due in Wednesday. LASKY will attend the opening of "One Rainy Afternoon" at the Rivoli.

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EDDIE CANTOR, BOBBY BREEN, PARKYAKARKAS and JAMES WALLINGTON leave today for Cleveland where they start personal appearances Friday at the RKO Palace. After a week in Cleveland, the unit will headline the Chicago Palace show.

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RALPH RAINGER and LEO ROBIN, Paramount song-writing team, will be interviewed over WMCA at 7:30 tonight by BUDDY CANTOR.

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CRESSON E. SMITH has gone to New Orleans from Oklahoma City.

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GRADWELL SEARS is en route east from Dallas.

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JACK JOSSEY, Cleveland, and HERMAN RIFKIN, Boston, Republic franchise holders, have returned to their respective cities. HOWARD STUBBINS, former Monogram franchise holder, has gone back to Los Angeles on the same train with TREM and MRS. CARR.

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LAWRENCE P. FLYNN, manager of Paramount's traffic department, is the proud father of a son born to MRS. FLYNN on Saturday.

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MORT SINGER has returned to Chicago after a week in town.

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DAVID GERTH's "Four Men and a Prayer" has been acquired by Twentieth Century-Fox.

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STANLEY A. ODLUM, son of FLOYD B. ODLUM of the Atlas Corp., was married on Saturday to DOROTHEA BEVERLY KLEHR at Harrison, N. Y.

Appeals "Ecstacy" Ban

BALTIMORE, May 11.—Herman G. Weinberg has taken an appeal from the censor board's ban on "Ecstacy." Judge Joseph H. Ulman saw the film and instructed the board to take out parts found objectionable, but not to ban it entirely.

Retitle 20th-Fox Film

HOLLYWOOD, May 11.—The new Jones family film, "Once Every Year," has been changed to "Educating Father" by Twentieth Century-Fox.

Paris Houses Normal Again, States Field

Theatre business in Paris has returned to normal following the recent political upheaval after elections, Arthur Field, assistant general manager for M-G-M in Europe, stated on his arrival yesterday on the *Normandie*. Not many new theatres have been erected in France during the past year, he said.

Field said he is here on a vacation-business trip. He plans to stay in New York about a week or two and then leave for the coast.

Arriving on the same liner was Cedric Gibbons, M-G-M designer, who returned after a six-week vacation in Sweden, France and England. He will leave by plane today for Hollywood.

Tito Schipa, opera singer, also was a passenger. He will head for Hollywood May 25 to take up his option with Paramount. After he makes one picture at this studio, he will sail for Germany to make a number of films for Ufa.

The Diamond Bros., vaudeville team, and a group of French actors were on the boat.

Sailing today on the French liner are Max and Mrs. Gordon, Ben and Mrs. Goetz, Sam and Bella Spewack and Bennet Cerf.

"Pine" Suit May Be Ended by Agreement

An out of court settlement of a damage action brought against Paramount by the Trail Co., owner of certain dramatic rights to "The Trail of the Lonesome Pine," is beng discussed and may be agreed upon today.

Trial of the suit was begun yesterday before Justice Isidor Wasservogel in N. Y. Supreme Court and adjourned until this morning after an hour and a half of testimony. The settlement may be agreed upon in the meantime.

The Trail Co. contends that the production rights which it owns and which were not obtained by Paramount are essential to the film production.

Goldwyn "Doing Nicely"

Samuel Goldwyn, operated on yesterday morning by Dr. Harold Meeker at the Doctors' Hospital for the removal of an incomplete obstruction of the small intestine, was reported as "doing very nicely" by the institution at an early hour this morning.

Postpone FWC Hearing

LOS ANGELES, May 11.—Hearing on the petition of T. L. Tally and the Corbar Corp. for reopening of the Fox West Coast bankruptcy on grounds of newly discovered evidence was postponed today until Wednesday.

Cut Fox Theatres Stock

ALBANY, May 11. — Fox Theatres Corp., has filed a certificate in the office of the Secretary of State reducing the number of shares of non par value capital stock from 7,500,000 to 7,400,000.

Progressive Buys United

Progressive Poster Exchange has purchased United Poster Art, which manufactures lobby displays. A deal is on with an independent film laboratory to produce trailers exclusively for the poster renters.

End Arguments on Center RKO Claim

(*Continued from page 1*)

five days thereafter in which to file answering briefs. His decision is not expected for a month at the earliest, and, regardless of its nature the case is certain to be taken to the U. S. Circuit Court of Appeals by the loser thereafter.

The claim is based on a 20-year lease made by RKO with Rockefeller Center in 1931, which provides for an annual rental of $950,000. Under articles of the lease RKO was also held liable for the unamortized construction costs of the Music Hall and Center. The claim was filed for $12,185,000, and, after hearings last year, Thomas D. Thacher, acting as special master, recommended the allowance of the claim at $9,950,000, subject to discounts which would reduce it to approximately $9,150,000.

Donovan, Newton, Leisure & Lumbard, attorneys for Irving Trust Co., the RKO trustee, has been endeavoring for the past year to effect a settlement of the claim but the negotiations were ended last week and the decision was made to contest the claim in court. The basis of the opposition is the trustee's contention that despite the lease provision RKO is liable only for three years' rent. George S. Leisure, of trustee's counsel, told the court yesterday that this would limit the claim to between $1,000,000 and $1,500,000.

As the claim now stands Rockefeller Center is the largest unsecured creditor of RKO and as such would be a power in the reorganization of the company. The status of the huge claim has been the principal obstacle to the development of a plan of reorganization for RKO and it is apparent that until the claim is disposed of little or no progress on a plan can be made.

In addition to Leisure, RKO was also represented at yesterday's hearing by David Teitelbaum, of the same law firm. Stuart N. Updike, attorney for Time, Inc., which owns a block of unsecured RKO notes acquired last year from Pathe, opposed the allowance of the claim on behalf of Time as an RKO creditor. RCA, which owns about 43 per cent of the RKO stock, also opposed allowance of the claim, with William D. Whitney of Cravath, de Gersdorff, Swaine & Wood as its attorney. Josiah Stover appeared as attorney for an RKO stockholder in opposition to the claim. Rockefeller Center was represented by Timothy N. Pfeiffer of Milbank, Tweed, Hope & Webb.

London Television To Start on July 1

(*Continued from page 1*)

ducer; Peter Bax, stage designer recently associated with C. B. Cochran, and G. More O'Ferrall, an assistant film producer. They are selections from 500 applications for posts on the television production staff.

"Sahara" to Be "Simoon"

Hollywood, May 11. — Walter Wanger's "Sahara" will be released as "Simoon," not "Simoom," as previously announced.

Looking 'Em Over

"It's Love Again"

(*G. B.*)

If there isn't a great showman's bet in the effervescent, fast-stepping, attractive and wholly appealing Jessie Matthews, this picture's star, then this reviewer has completely lost his grip. She may be British, and speak slightly with the accent of the King's English, but she will draw a response from any audience, American—or Chinese, for that matter. The girl, in a word, has what it takes.

Behind her is a light and completely entertaining story with plenty of humor from the laugh to the chuckle; "catchy" tunes, effective ensemble numbers, and for American audiences in particular, the presence of Robert Young, capable U. S. player, who plays opposite Miss Matthews, and does it with a well-rounded performance. Sonnie Hale is excellent as the leading player in support. The theme and title song, especially, has that something which should send audiences out of the theatre humming. Sam Coslow and Harry Woods did the music and lyrics.

Victor Saville, who directed, has drawn the most out of the material, in story and players, and the result is well-paced, entertaining and thoroughly enjoyable, with all credit to the star, who can dance with the best of them, sings well, and is an entirely competent actress. Buddy Bradley's dance numbers are elaborate and eye-filling.

The screenplay by Marion Dix and Lesser Samuels has Miss Matthews seeking a chance in his musical show from an eccentric producer. He refuses to pay any attention as she sings and dances for him. Angry, she leaves, and runs into Young, who with his pal, Hale, is in danger of losing his columnist job because they can get nothing on a celebrity who is the exclusive property of a rival columnist. Young is more than a little attracted to Miss Matthews and she to him.

At about the same time, Young and Hale conceive of a brilliant idea. They construct, on paper, an entirely fictitious Mrs. Smyth-Smyth, who shoots tigers, is wealthy and has lived in India for many years. Then Miss Matthews gets an equally brilliant idea. She goes to the best hotel, surrounds herself with mystery, and makes a public appearance as Mrs. Smyth-Smyth, without the knowledge of that person's creators. Her idea is that the publicity will get her a chance. She makes a bargain with Young and Hale, and they promote her in their column. There follow entertaining and lively sequences, as she gets in and out of jams leading to exposure. She gets her chance, then walks out in the middle of the show to save Young's job, when the rival reporter gets wind of the hoax. But on her own, without the benefit of a "name," Miss Matthews proves her ability to the producer, and she and Young see happiness ahead.

Reviewed without production code seal. Running time, 79 minutes. "G."

Additional Reviews on page 8

Arthur Prolonging His St. Louis Stay

(*Continued from page 1*)

RKO. F. & M. is believed to be negotiating for control of the St. Louis Amusement Co., 42 per cent of which will be transferred to the circuit when Warners step out of St. Louis theatre operation.

Although it was estimated that F. & M may take over the 20 neighborhood houses, the Orpheum, Shubert-Rialto and Hi-Point from Warners on Friday, the switch in management most likely will be put off until next week.

"Sing" Gets $24,388

Garnering $24,388 for the first three days, "Let's Sing Again" at the Roxy will top the preliminary estimate of $33,000 for the week. "The Golden Arrow" at the Strand tallied about $16,000.

Brown Leaves Hospital

Baltimore, May 11.—Joe E. Brown has left Johns Hopkins Hospital. He said his visit to the hospital was merely for his annual checkup.

Production Slows, 39 Films in Work

(*Continued from page 1*)

two and five; Radio, two, two and three; Roach, two, zero and two; Twentieth Century-Fox, six, four and four; Universal, three, zero and two; Warners, seven, zero and eight; independents, two, three and three.

Roach had the only short subject in work. They had none in preparation and three editing. M-G-M had three preparing and four cutting. Radio had two and three; independents, one and one.

Theatre Building Sold

The theatre building in which is located the New Amsterdam, extending through the block from 41st to 42nd Sts., was sold at a foreclosure sale to the Dry Dock Savings Institution.

Radio Holds Producers

Hollywood, May 11.—Radio has taken up options on three producers, Lee Marcus, William Sistrom and Edward Kaufman.

Warners May Confer with Trade Group

(*Continued from page 1*)

M.P.T.O.A. committee in an individual session.

Jack Miller of Chicago, O. C. Lam, Rome, Ga.; L. C. Griffith, Oklahoma City, and Lewen Pizor, Philadelphia, who, with Kuykendall, comprise the M.P.T.O.A. committee, also arrived yesterday. Ed Levy of New Haven, M.P.T.O.A. counsel, was here during the day to confer with the committee, but will not participate in any of the sessions.

Kuykendall indicated yesterday that the trade practice committee would not be enlarged by the inclusion of representatives of other exhibitor organizations, several of which have requested that they be admitted to the conferences with the individual distributors. Nathan Yamins, Allied States president, is reported to have stated that his organization would not recognize any agreement resulting from the meetings unless Allied was represented on the committee. The principal concession which a majority of distributors have indicated they will be willing to make is a more liberal cancellation privilege.

New Breach Is Seen In Dramatist Deal

(*Continued from page 1*)

to have brought about the impasse.

The guild's new contract, to which the managers and film companies are opposed, has been in effect since March 1. The managers recently drew up a contract for their own use which retains the former 50-50 split of film rights and pledged themselves to its exclusive use unless an agreement could be reached with the guild.

Hughes May Lead New Writers' Group

(*Continued from page 1*)

amalgamated soviet of writers, which, if it got a mad on me, could forbid me every form of writing in every field," he said.

Allan Rivkin, one of the guild leaders, has just signed a new long term contract with Twentieth Century-Fox. Term contracts have been opposed by the guild.

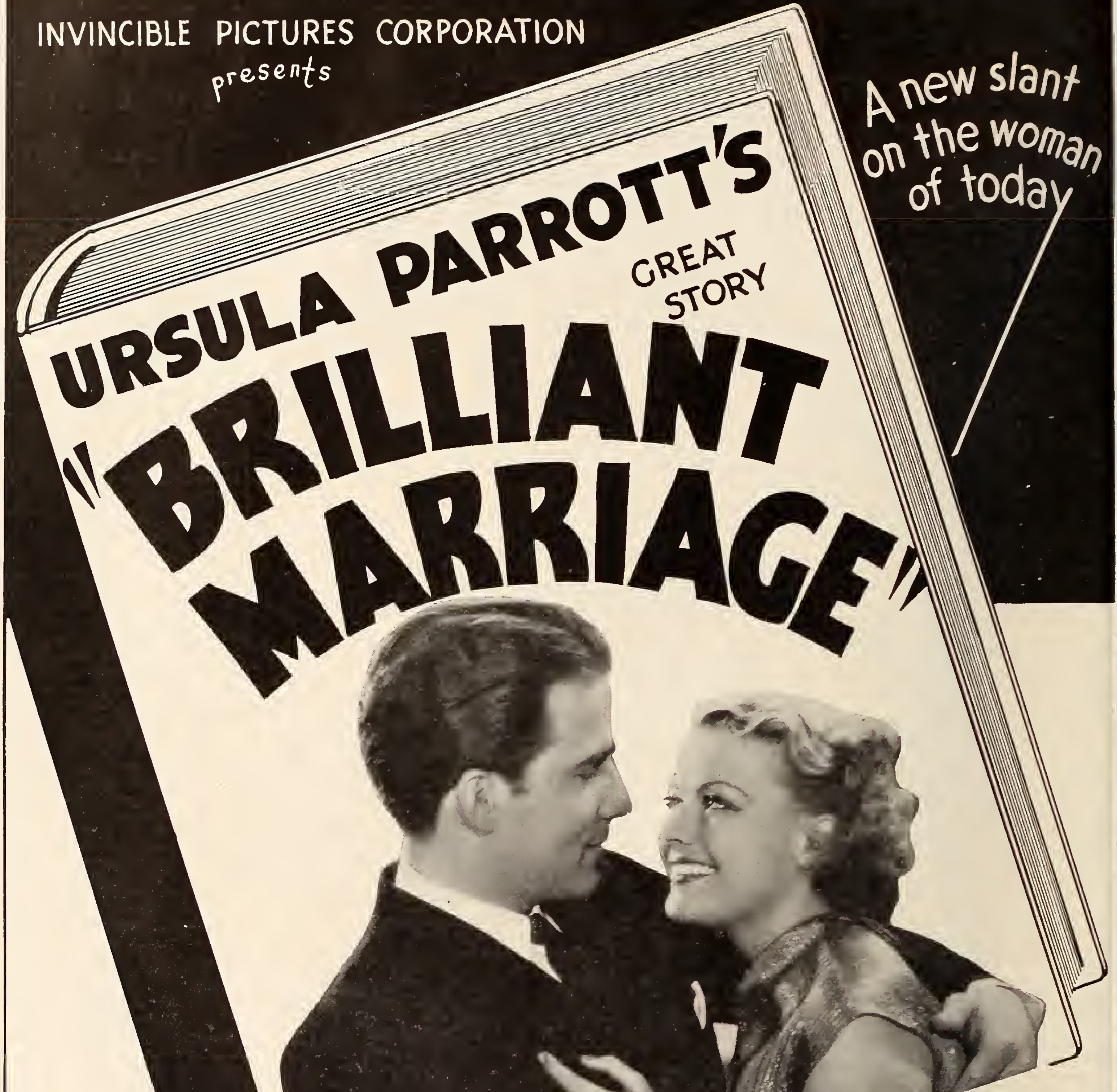
To Show "Poleroid"

"Poleroid," the substance invented by George Wheelwright, 3rd, and Edwin Land of Boston, for the purpose of giving a stereoscopy effect on the screen, will be demonstrated before the final spring meeting of the S. M. P. E. Wednesday night at the Hotel Pennsylvania.

Columbia Managers Meet

San Francisco, May 11.—The district managers of Columbia's six western exchanges met here over the weekend in a two-day regional sales session. The exchanges represented were Seattle, Denver, Salt Lake City, Portland, San Francisco and Los Angeles.

INVINCIBLE PICTURES CORPORATION
presents


URSULA PARROTT'S
GREAT STORY
"BRILLIANT MARRIAGE"

A new slant on the woman of today

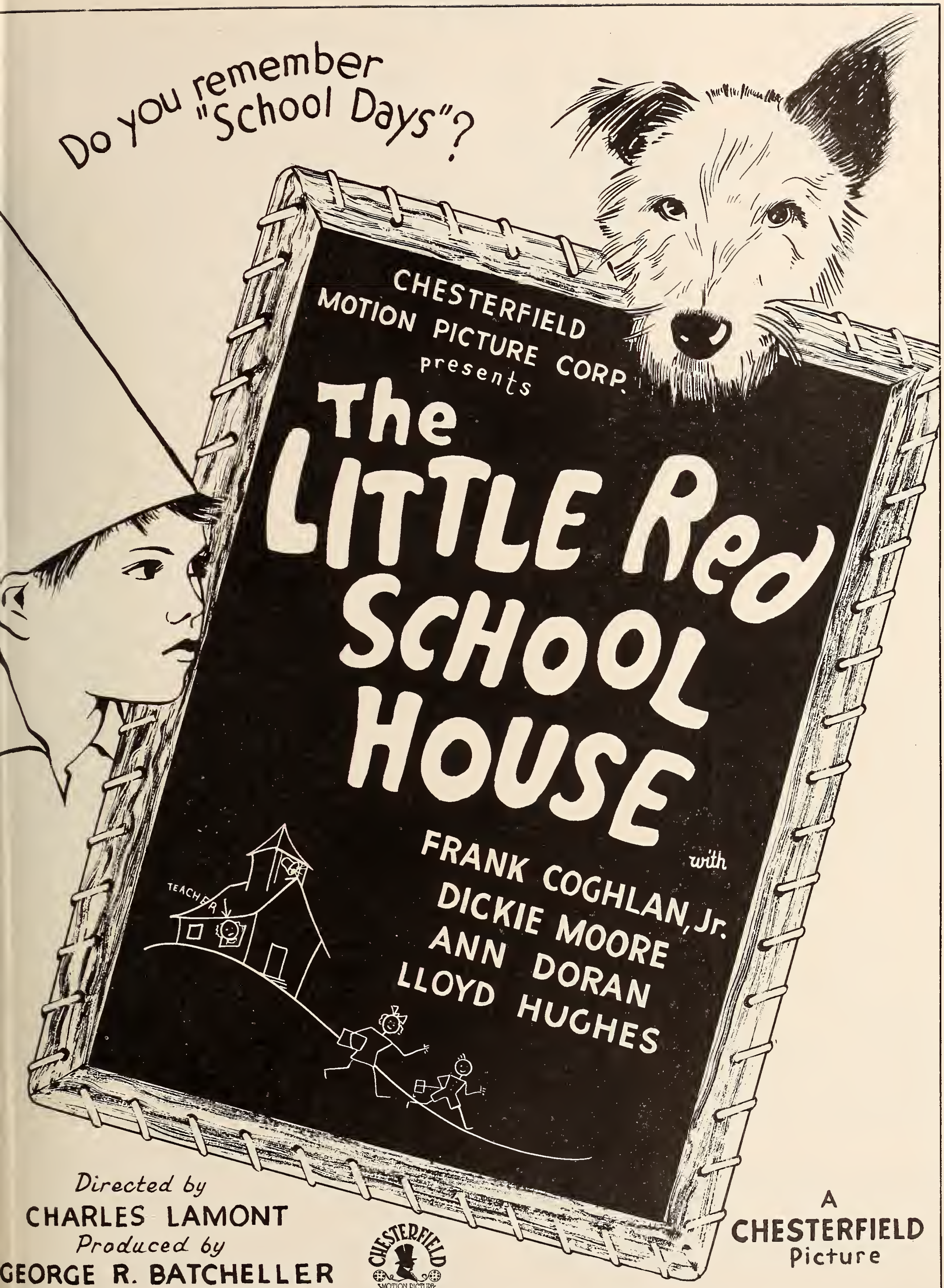
with

Joan Marsh
Ray Walker
Inez Courtney
John Marlowe

Directed by **PHIL ROSEN**
Produced by **MAURY M. COHEN**

AN INVINCIBLE PICTURE

Do you remember "School Days"?



CHESTERFIELD MOTION PICTURE CORP.
presents

The LITTLE Red SCHOOL HOUSE

with
FRANK COGHLAN, Jr.
DICKIE MOORE
ANN DORAN
LLOYD HUGHES

Directed by
CHARLES LAMONT
Produced by
GEORGE R. BATCHELLER

A
CHESTERFIELD
Picture

Metro Gives Details for 33 Pictures

(Continued from page 1)

Crawford and Robert Taylor in one, Boyer and Garbo in one, Crawford and Gable in one, perhaps two; Eddy and MacDonald, Howard and Shearer, Loy and William Powell in two, Loy and Montgomery in one.

Prior to the outlining of the coming season's plans, William F. Rodgers, general sales manager, had opened the session with a sincere and moving eulogy of the late Felix Feist, his predecessor. "If my supreme efforts," he said, "are half as good as Feist's, I will be satisfied." His tribute was followed by a minute of silence in memory of the departed executive.

M. N. Wolf, of Boston, then extolled Rodgers, telling him that he had the confidence of all, including exhibitors, and presented him with a large floral horseshoe as a good luck token for the years to come.

Rodgers followed with a talk concerning the coming season, touching on the matters of increased dates for shorts and the increase in negative costs of features.

During the afternoon session Rodgers compared this season's product with the pictures yet to come, after which Al Lichtman discussed the studio side of the story.

An address was also given by Col. E. A. Schiller, after which a wire from Nicholas M. Schenck was read by Howard Dietz.

Following dinner this evening the group attended "At Home Abroad" as guests of Dietz.

"Ziegfeld" Not Mentioned

The partial program revealed today makes no mention of "The Great Ziegfeld" which presumably will continue its roadshows into the fall and reach general release thereafter. It likewise makes no mention of "Camille" as one of two starring pictures for Garbo.

As far as it goes, the detail follows:

"Broadway Melody" with Eleanor Powell, Sid Silvers and "many of the popular players of this year's 'Broadway Melody'."

"Kim" by Rudyard Kipling, starring Freddie Bartholomew.

"Captains Courageous" by Rudyard Kipling, starring Freddie Bartholomew.

"The Gorgeous Hussy," Samuel Hopkins Adams' novel with Joan Crawford and Robert Taylor.

"Mr. and Mrs. Washington" by Rupert Hughes and Carey Wilson.

"Born to Dance," musical written by the co-authors of the new "Broadway Melody," Jack McGowan and Sid Silvers, with Eleanor Powell, Allan Jones, Buddy Ebsen.

"Easy to Love," an Eleanor Powell starring vehicle, with music by Cole Porter.

Clark Gable co-starred with Joan Crawford in "Saratoga," and in at least two individual starring films, "No Hero" and "The Great Canadian."

In "After the Thin Man," William Powell will appear opposite Myrna Loy, and in "Adventure for Three" opposite Luise Rainer.

"Maiden Voyage" is an individual Rainer vehicle.

"The Foundry," based on Albert Halper's novel, is a Wallace Beery starring release.

Pictures which Irving Thalberg will produce include "Marie Antoinette," based on Stefan Zweig's novel, with Norma Shearer and Charles Laughton in the leads; "The Good Earth," adaptation of Pearl Buck's Pulitzer prize novel, which Sidney Franklin will direct with a cast headed by Paul Muni and Luise Rainer; "Prisoner of Zenda," in which the co-stars of "The Thin Man," William Powell and Myrna Loy, will appear; "Maytime," operetta by Rida Johnson Young and Sigmund Romberg in which Jeanette MacDonald and Nelson Eddy, will appear. "Pride and Prejudice," starring Norma Shearer, from the stage play by Helen Jerome, based on Jane Austen's novel; "Beloved," based on the novel, "Marie Walewska," in which Greta Garbo and Charles Boyer will be starred; a new, still untitled story for the Marx Brothers.

"Romeo and Juliet" is now in final stages of editing and is expected to be available for special release in the early fall. Norma Shearer and Leslie Howard have leading roles. Irving Thalberg produced.

Three Jean Harlow pictures.

Three for Robert Montgomery.

At least one more picture each for Joan Crawford. Wallace Beery and the co-starring teams of Jeanette MacDonald-Nelson Eddy, Myrna Loy-William Powell and Myrna Loy-Robert Montgomery.

Grace Moore in at least one starring film.

Supplementary properties from which the program may be drawn include the following plays, books, originals and short stories:

"The A. B. C. Murders," Agatha Christie detective thriller.

"Always Tomorrow," by Mildred Cram and Marcella Burke.

"The American Flaggs," Kathleen Norris novel.

"Anchor Man," *Saturday Evening Post* serial by Fanny Heaslip Lea.

"As Thousands Cheer," the Irving Berlin-Moss Hart musical.

"Bright Girl," Vina Delmar's *Liberty Magazine* serial.

"Cat Across the Path," by Ruth Feiner.

"A Couple of Quick Ones," novel by Eric Hatch.

"Declassee," Zoe Akins' stage play.

"The Devil Passes," stage play by Benn W. Levy.

"The Distaff Side," John Van Druten's play.

"Espionage," by Walter Hackett.

"False Dreams, Farewell," Hugh Stange's play.

"A Family Affair," short story by Albert Richard Wetjen.

"The Far Off Hills," Lennox Robinson's stage play.

"Felix," French comedy by Henri Bernstein.

"Ferike as Guest Artist," Hungarian play by Laszlo Bus-Fekete and Alexander Goth.

"The Firefly," stage play by Otto Harbach.

"Frat House," by Fred Ballard and Mignon G. Eberhart.

"The Girl from Trieste," by Ferenc M nar.

"Gold Eagle Guy," Melvin P. Le play.

"Goodbye, Mr. Chips," adaptation James Hilton's best-seller, with Cha Laughton starred and Irving Thalberg ducing.

"Gram," *Cosmopolitan* Magazine story Kathleen Norris in which May Robson Mme. Schumann-Heink will have leads

"The Harbour Master," William Fee's novel.

"The Heavenly Sinner," based on Everett Harre's novel.

"Her Excellency's Cigar Store," H garian play by Laszlo Bus-Fekete.

"I Have Married an Angel," Hunga comedy by Janos Vaszary.

"If I Were You," farce by Guy Bo and P. G. Wodehouse.

"La Tendresse," French play by H Bataille.

"Living in a Big Way," Louis B field's *Cosmopolitan* Magazine novelette

"The Longest Night," with Joseph leia in the lead.

"Lost Horizons," stage play by H Segall.

"Love on the Run," *Cosmopolitan* Maga story by Alan Greene and Julian Brod

"Lucky Night," short story by O Claxton which appeared in *Collier's;* " Proposes," by W. Chetham-Strode.

"Merrily We Roll Along," Broac stage play by George S. Kaufman and Hart.

"Mrs. Van Kleek," story by Elinor daunt.

"Nancy Stair," novel by Elinor Ma ney Lane.

"A Native Son Returns," novel by M. Evans.

"Night in Glengyle," novel by John guson.

"Night Operator," story by Lucile Edgerton.

"Not Too Narrow, Not Too Deep," by Richard B. Sale.

"Once There Was a Prisoner," Fr play by Jean Anouilh.

"One Came Home," by Grace Nort

"The Paradine Case," novel by R Hitchens.

"Party," comedy drama by Ivor vello.

"Pitcairn's Island," sequel to "Mutir the Bounty."

"Presenting Lily Mars," *Saturday ning Post* serial and novel by Booth ington.

"Rage in Heaven," novel by James ton.

"The Red Mill," play by Victor He and Henry Blossom.

"Rennie Peddigoe," *Woman's Home panion* serial and novel by Booth Tarkii

"Algeria," play by Glen McDon with music by Victor Herbert.

"Sad Indian," novel by Thames Wil son.

"Sari," comic opera by Julius Wi and Fritz Greenbaum.

"The Second Mrs. Lynton," nove Wilson Collison.

"Sehoy, Ahoy!," *Cosmopolitan* Mag short story by Clements Ripley.

"The Shining Hour," stage pla Keith Winter.

"Silas Marner," classic novel by C Eliot.

"Sweethearts," musical play by Har

(Continued on page 8)

Roars from Leo's Lair

CHICAGO, May 11.—SAM SHIRLEY, BILLY FERGUSON, FELIX MENDELSSOHN, FRED BARTOW and J. KEMPTGEN met M-G-M "Sales Special" when it arrived here Sunday morning from New York. Palmer House bellboys, 22 of them all in uniform, were in attendance and stood at attention while the Metro party disembarked and walked down the carpeted room. The special stopped Saturday night for five minutes in Syracuse, in front of the City Hall where the group were greeted by the mayor and other officials.

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Being the first convention where district managers, branch managers, salesmen, auditors, bookers and office managers have all conferred at the same time, the meeting has the largest attendance of any Metro sales meeting to date.

All day Sunday delegates from the various cities arrived and registered for the meeting. Balaban & Katz inserted a special welcome ad in the local dailies and wished the gang a splendid visit here. In the lobby and at all entrances of the Palmer House, AL FULLER, press representative, and his cohorts, had placed decorative posters with a photo of Mayor EDWARD J. KELLY, greeting Leo, the lion. Various managers held meetings Sunday preparatory to the opening sessions today.

+

AL LICHTMAN, FRED QUIMBY and TOM CONNORS spent Sunday at Olympia Fields trying to beat par. Thunder showers broke up the last part of the game and ruined what the boys claimed would have been new low scores for the local course.

+

SI SEADLER spent a quiet Sunday. He visited with a number of friends and renewed old Chicago acquaintances.

+

HOWARD DIETZ wended his way over to the "At Home Abroad" company appearing at the Grand Opera House, in the stage play which he authored. DIETZ spent Sunday afternoon and evening visiting with BEA LILLIE, HERB WILLIAMS and other members of the cast.

+

Report that LOUIS B. MAYER and HOWARD STRICKLING would not be able to attend the opening of the convention were received with great disappointment. There is some possibility that they may be able to get here before the convention has ended.

+

Chances that Governor HENRY HORNER will speak at the banquet Tuesday night are very good. The governor received a special invitation from MAYER and his acceptance is expected some time Monday.

+

News that ELEANOR POWELL would be in town Tuesday and possibly be in attendance for the banquet, was enthusiastically received by the conventionites. Miss POWELL will depart from Chicago Tuesday night on the first trip of the new Santa Fe "Super-Chief," a streamliner making its initial trip to the coast.

+

ERNEST MORRELL, transportation executive, arrived with the Eastern party and found that his plans had worked out very satisfactorily, everyone finding accommodations on the special train excellent.

+

BARRETT KIESLING from Hollywood is the only studio representative present. KIESLING arrived Sunday from Toledo where he had been speaking to women's clubs about "Romeo and Juliet." BARRETT is touring the country on behalf of the picture, filling speaking engagements and also planting news copy.

+

MAURY SHERMAN'S orchestra has been hired for the floor show at the banquet. Members of the Palmer House floor show and others will be present to provide entertainment. Many of the stage and screen celebrities present in Chicago will attend the affair as guests of M-G-M.

+

JEAN HERSHOLT, now in New York, expects to fly in for a day or so. He is now in the East making appearances on several radio programs and, if he can get away, will be here to meet the sales group.

List Helen Hayes

Chicago, May 11. — Helen Hayes, now appearing in "Victoria Regina" on the New York stage and by her own avowal through with pictures, nevertheless appears in a list of M-G-M starring talent for 1936-37. Spencer Tracy and Ernestine Schumann-Heink are also placed in the same category.

The list, as released here, follows:

Norma Shearer, Greta Garbo, Joan Crawford, Clark Gable, Wallace Beery, Myrna Loy, Jean Harlow, Robert Montgomery, William Powell, Lionel Barrymore, Nelson Eddy, Jeanette MacDonald, Charles Laughton, Helen Hayes, Spencer Tracy, Marx Brothers, Freddie Bartholomew, Jackie Cooper and Ernestine Schumann-Heink.

What They're Down For

hicago, May 11.—Stars, featured players and other assignments M-G-M's 1936-37 program as they appear in a breakdown of the pany's own announcement:

DIE BARTHOLOMEW—Starred in "Cap- ns Courageous"; "Kim."

LACE BEERY—Starred in "The Foun- " and one untitled.

RLES BOYER—Co-starred with Greta rbo in "Beloved."

PH CALLEIA—Featured in "The Long- Night" (tentative).

CRAWFORD—Co-starred with Robert ylor in "Gorgeous Hussy"; co-starred th Clark Gahle in "Parnell" (tentative) d "Saratoga"; also one more untitled.

Y EBSEN—Featured with Eleanor Powell d Allan Jones in "Born to Dance."

ON EDDY—Co-starred with Jeanette Mac- nald in "Maytime"; one more untitled.

K GABLE—Starred in "The Great Cana- n" and "No Hero"; co-starred with an Crawford in "Parnell" (tentative) d "Saratoga."

A GARBO—Co-starred with Charles Boyer "Beloved."

HALEY—Starred in "44th Floor."

HARLOW—Three untitled starring ve- les.

IE HOWARD — Co-starred with Norma earer in "Romeo and Juliet."

AN JONES—Featured with Eleanor Powell d Buddy Ebsen in "Born to Dance."

Y KELLY—Featured with Lyda Roberti "Girls Go West."

RLES LAUGHTON—Starred in "Goodbye. r. Chips" (tentative); co-starred with orma Shearer in "Marie Antoinette."

REL AND HARDY—Starred in "Our Rela- ons" and "You'd Be Surprised."

NA LOY—Co-starred with William Powell "After the Thin Man" and "Prisoner Zenda"; also one untitled; co-starred ith Robert Montgomery in one untitled.

ETTE MACDONALD—Co-starred with Nel- n Eddy in "Maytime" and one untitled.

X BROTHERS—Starred in one untitled.

ERT MONTGOMERY—Starred in three un- led and one co-starred with Myrna Loy ntitled.

CE MOORE—Starred in one untitled.

L MUNI—Featured with Luise Rainer "The Good Earth."

ANOR POWELL — Starred in "Easy to Love"; featured with Sid Silvers in "Broadway Melody of 1937" and Buddy Ebsen and Allan Jones in "Born to Dance."

WILLIAM POWELL—Starred in "Adventure for Three"; co-starred with Myrna Loy in "After the Thin Man" and "Prisoner of Zenda" and one untitled.

LUISE RAINER—Featured in "Adventure for Three." "Maiden Voyage" and with Paul Muni in "The Good Earth."

LYDA ROBERTI—Featured with Patsy Kelly in "Girls Go West."

MAY ROBSON — Featured with Mme. Schumann-Heink in "Gram" (tentative).

MME. SCHUMANN-HEINK — Featured with May Robson in "Gram" (tentative).

NORMA SHEARER — Starred in "Pride and Prejudice"; co-starred with Charles Laughton in "Marie Antoinette" and Leslie Howard in "Romeo and Juliet."

SID SILVERS—Featured with Eleanor Powell in "Broadway Melody of 1937."

ROBERT TAYLOR—Co-starred with Joan Crawford in "Gorgeous Hussy."

Producers

BERNIE HYMAN—"Maiden Voyage," "Mr. and Mrs. Washington" and "Saratoga."

SAM KATZ—"Easy to Love."

LOUIS D. LIGHTON—"Captains Courageous," "Gorgeous Hussy" and "Kim."

HUNT STROMBERG—"After the Thin Man," "Adventure for Three" and "The Foundry."

IRVING THALBERG — "Beloved." "Good-bye. Mr. Chips" (tentative). "Good Earth," "Maytime," "Marie Antoinette"; one Marx Brothers, untitled; "Pride and Prejudice," "Prisoner of Zenda," "Romeo and Juliet."

LAWRENCE WEINGARTEN—"The Great Canadian" and "No Hero."

Directors

CLARENCE BROWN—"The Gorgeous Hussy."

SIDNEY FRANKLIN—"Good Earth."

EDMUND GOULDING—"Maytime."

WILLIAM WELLMAN—"The Longest Night" (tentative).

"U" Men in Chicago

CHICAGO, May 11.—Branch man- rs of all midwest Universal ex- nges were in conferences here urday afternoon. Special atten- was given to the release of owboat."

lanagers from St. Louis, Kansas y, Milwaukee, Omaha, Des Moines, ianapolis, Detroit, Cincinnati and veland were here. Henry Herbel the local exchange was host to the ending managers.

o Submit Zoning Plan

LOS ANGELES, May 11.—Fox West ast, Warners and independent ex- itors will submit new zoning and arance schedules to local exchanges s week. The new schedules will not come effective until next season's oduct is released. It is believed that radical departures from present edules will be introduced.

Albeck Confers Here

J. B. Albeck, Columbia's Far East resentative, has just arrived at the me office for conferences with J. H. idelman, foreign manager. Albeck s just completed a seven-month trip vering Manila, Hongkong, Saigon, ngkok, Singapore, Bombay and anghai. He stopped in Hollywood his way east.

A. J. Smith Reelected

NEWTOWN, Conn. May 11.—Man- er Arthur J. Smith of the Edmond s been unanimously reelected as arden of the borough.

Hub House to End Vaude

BOSTON, May 11.—The RKO Boston will drop vaudeville May 13 and go into double features. The house has been grossing heavily with names, but it is felt that the loss of revenue will be balanced by the decrease in expenses. When the RKO Boston went off vaudeville during the Christmas season, the weekly grosses dropped as much as 70 per cent. The move will leave the Metropolitan the only first-run vaudeville spot in the Hub. These two houses have been bidding against each other for a number of shows.

Goetz Lines Up Staff

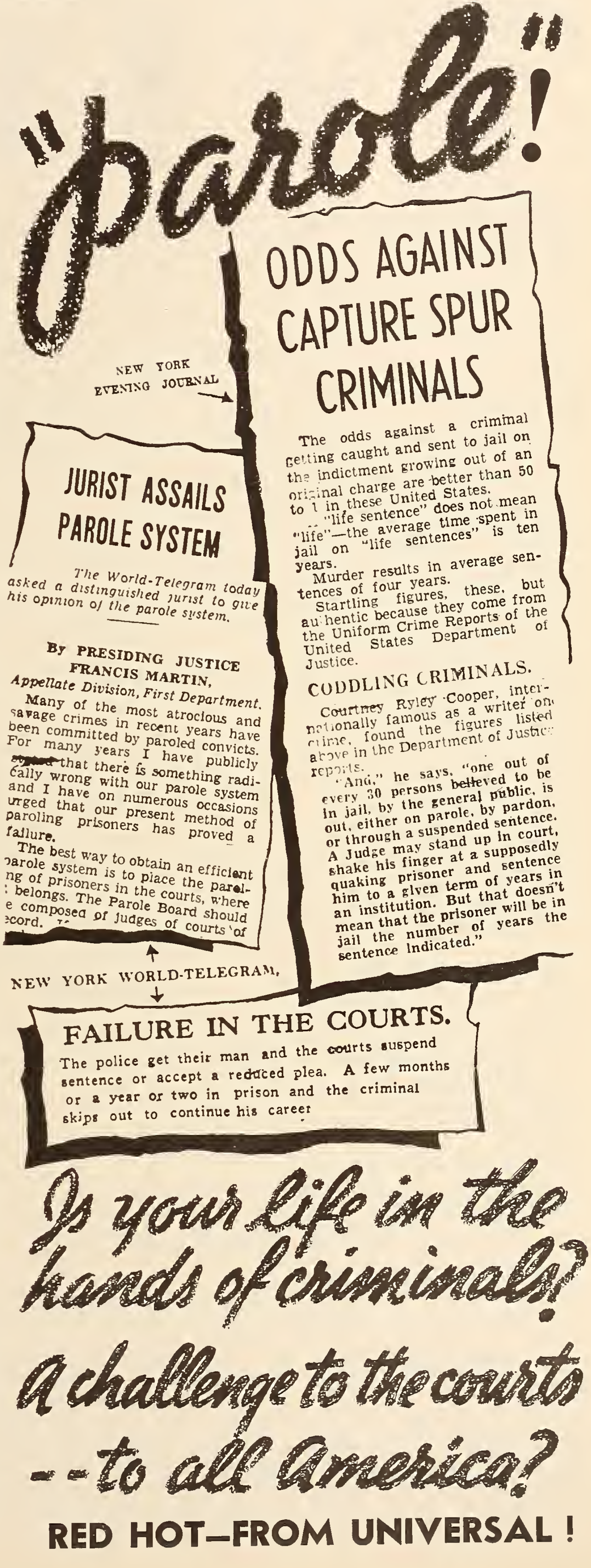
HOLLYWOOD, May 11.—Harry M. Goetz has lined up his staff for "The Last of the Mohicans" with George Seitz as director, Wally Fox as unit director, Emile de Ruelle as production manager, Bob Planck as chief cameraman and John Ducasse Schultz as art director.

To Film Billy, the Kid

HOLLYWOOD, May 11.—Republic will make a version of the life of Billy the Kid, as the first of a series of four Technicolor productions announced for next season. No writing assignment has been made.

Coast I.T.O. to Meet

LOS ANGELES, May 11.—A meeting of the entire membership of I. T. O. is scheduled for next Monday. Robert Poole, executive manager, characterized the coming session as the most important of this year.


"parole!"
NEW YORK EVENING JOURNAL
NEW YORK WORLD-TELEGRAM,
Is your life in the hands of criminals?
A challenge to the courts --to all America?

ODDS AGAINST CAPTURE SPUR CRIMINALS

The odds against a criminal getting caught and sent to jail on the indictment growing out of an original charge are better than 50 to 1 in these United States.

... "life sentence" does not mean "life"—the average time spent in jail on "life sentences" is ten years.

Murder results in average sentences of four years.

Startling figures, these, but authentic because they come from the Uniform Crime Reports of the United States Department of Justice.

CODDLING CRIMINALS.

Courtney Ryley Cooper, internationally famous as a writer on crime, found the figures listed above in the Department of Justice reports.

"And," he says, "one out of every 30 persons believed to be in jail, by the general public, is out, either on parole, by pardon, or through a suspended sentence. A Judge may stand up in court, shake his finger at a supposedly quaking prisoner and sentence him to a given term of years in an institution. But that doesn't mean that the prisoner will be in jail the number of years the sentence indicated."

JURIST ASSAILS PAROLE SYSTEM

The World-Telegram today asked a distinguished jurist to give his opinion of the parole system.

By PRESIDING JUSTICE FRANCIS MARTIN,
Appellate Division, First Department.

Many of the most atrocious and savage crimes in recent years have been committed by paroled convicts. For many years I have publicly [illegible] that there is something radically wrong with our parole system and I have on numerous occasions urged that our present method of paroling prisoners has proved a failure.

The best way to obtain an efficient parole system is to place the paroling of prisoners in the courts, where belongs. The Parole Board should e composed of judges of courts of ecord.

FAILURE IN THE COURTS.

The police get their man and the courts suspend sentence or accept a reduced plea. A few months or a year or two in prison and the criminal skips out to continue his career

RED HOT—FROM UNIVERSAL!

Metro Gives Details for 33 Pictures

(Continued from page 6)

Smith and F. De Gressac.

"Timberline," novel by Gene Fowler.

"The Transgressor," novel by Anthony Richardson.

"Troubadour in Trouble," by Franz Schulz and Jay Gorney.

"Two Thieves," novel by Manuel Komroff.

"Vein of Iron," novel by Ellen Glasgow.

"The Wedding Dress," by Helen Grace Carlisle.

"The Wind and the Rain," by Merton Hodge.

"Wings of Tomorrow," by Frank Wead.

Hal Roach will make at least four. These will comprise "Girls Go West" with Patsy Kelly and Lyda Roberti; Laurel and Hardy in "Our Relations," and in "You'd Be Surprised," and Jack Haley in "44th Floor."

Tuesday's program provides for the men to convene at 9:30 A. M. for the morning session and 2:15 P. M. for the afternoon meeting. From 1 P. M. to 2:15 lunch will be served. At 7:45 a banquet will be held in the private dining room on the club floor at the Palmer House.

The 194 Short Subjects

CHICAGO, May 11.—This is a breakdown of the M-G-M's short subject lineup for the new season, totaling 194 releases:

One-Reelers

12 Hal Roach "Our Gangs."

12 FitzPatrick Traveltalks in Technicolor.

18 Pete Smith Specialties.

18 Harman-Ising "Happy Harmonies" cartoons in Technicolor.

10 M-G-M Miniatures featuring Chic Sale, Robert Benchley and Carey Wilson.

10 Tabloid Musicals.

102 Hearst Metrotone News.

Two-Reelers

6 M-G-M Musical Comedies.

6 "Crime Doesn't Pay."

More "Ziegfeld" Roadshows

CHICAGO, May 11.—M-G-M plans to show "The Great Ziegfeld" for three days in all downtown cities in this territory which have more than 25,000 population. The picture will be shown on a two-day basis at advanced prices with a $1.50 top. Fred Bartow is handling the publicity and advertising on these engagements, the majority of which will be in Great States theatres. He has two assistants to help him with the advance work.

Hilton's First "Camille"

HOLLYWOOD, May 11.—James Hilton, author of "Goodbye, Mr. Chips" and now under contract to Metro, will collaborate with Frances Marion on "Camille" for Garbo as his first.

M-G-M Has Six in Work

HOLLYWOOD, May 11.—M-G-M now has six features in work at the studio, including: "Witch of Timbuctu," "Suzy," "The Good Earth," "Romeo and Juliet," "Tarzan Escapes" and "We Went to College." Five others, which have been completed, and which will be nationally released within the next month are: "Three Wise Guys," May 15; "Suicide Club," May 22; "Fury," May 29; "San Francisco," June 5; "Kelly the Second," date not set. "The Great Ziegfeld," now being shown on a roadshow basis, has not yet been given a national release date.

To go into work shortly are "Gorgeous Hussy," "Gran," "Picadilly Jim," "A Night in Glengyle." Casting has started on "Camille," with Greta Garbo in the title role, and Robert Taylor and John Barrymore cast in important supporting roles. No other assignments have been made as yet.

Play and Story Bought

M-G-M has purchased "Espionage" by Walter Hackett, and "False Dreams," play by Hugh Stange.

FitzPatrick Flies West

CHICAGO, May 11.—James FitzPatrick left here by plane tonight for Los Angeles where he will meet the *Franconia* with a company of players making shots for two pictures produced in England.

M-G-M Stars Supported by 72 on Roster

CHICAGO, May 11.—Aside from contract stars, M-G-M will draw supporting casts on its new program from a roster of 72 players, the sales force in convention here has been advised. The list includes:

Charles Butterworth, Jean Hersholt, Madge Evans, Betty Furness, Allan Jones, Edna May Oliver, Robert Taylor, Johnny Weissmuller, Frank Morgan, Chester Morris, Maureen O'Sullivan, Jean Parker, Eleanor Powell, Luise Rainer, May Robson, Franchot Tone and Lewis Stone.

Melville Cooper, Ann Loring, Luise Rainer, Jean Chatburn, Mamo Clark, Buddy Ebsen, Duncan Renaldo, Rosalind Russell, Jean Hersholt, Igor Gorin, Allan Jones, Louis Hayward. Ray Bolger, Francine Larrimore, and James Stewart were new last season or will be this.

The list also includes these under contract:

Brian Aherne, Elizabeth Allan, Robert Benchley, Lorraine Bridges, Virginia Bruce, John Buckler, Bruce Cabot, Joseph Calleia, Mary Carlisle, Dudley Digges, Henry Daniell, Madge Evans, Judy Garland, Robert Greig, Edmund Gwenn, Ted Healy, Louise Henry, William Henry, Irene Hervey, June Knight, Frances Langford, Eric Linden, Robert Livingston, Una Merkel, George Murphy, Edward Norris, Reginald Owen, Cecilia Parker, Nat Pendleton, Juanita Quigley, Mickey Rooney, Shirley Ross, Harry Stockwell, Harvey Stephens, William Tannen and Robert Young.

The writing ranks, the company states, totals 103 and is the largest in its history. This classification embraces:

George S. Kaufman, S. N. Behrman, William Slavens McNutt, Robert Benchley, Ladislaus Fedor, Dashiell Hammett, Samson Raphaelson, R. C. Sheriff, James Hilton, Vicki Baum, Roland Brown, Harry Clork, Lenore Coffee, John Emerson, Howard Estabrook, Virginia Faulkner, Michael Fessier, Jules Furthman, Oliver H. P. Garrett, Harold Goldman, Frances Goodrich, Leon Gordon, Albert Hackett, Elmer Harris, Lily Hatvany, John C. Higgins, Samuel Hoffenstein, Robert Hopkins, Alexander Hunyady, Gladys Hurlbut, Horace Jackson, Talbot Jennings, Edwin Knopf, Aladar Laszo, Anita Loos, John Mahin, Richard Maibaum, Herman Mankiewicz, Frances Marion, Jack McGowan, James McGuinness, William Anthony McGuire, John Meehan, Jack Murray, Arthur Ripley, Howard Emmett Rogers, Morrie Ryskind, Sid Silvers, Tess Slesinger, Pete Smith, Prof. William Strunk, Hugh Walpole, Claudine West, Doris Malloy, Ainsworth Morgan, Manuel Seff, Stephen Morehouse Avery.

Also included are Richard Blake, Rober Carson, John Collier, Bartlett Cormack, Mitzi Cummings, Ruth Cummings, Ray Doyle, Margaret Echard, Frank Fenton, Douglas Foster, Harvey Gates, Richar Goldstone, H. W. Hannemann, Lawrenc Hazard, Victor Heerman, Cyril Hume, Niki Justin, George Kelly, Tom Kilpatrick, Vincent Laurence, Robert Lees, John Lynch, Sarah Mason, Robert Newman, George Oppenheimer, Robert Pirosh, Maurice Rapf, Gottfried Reinhardt, Fred Rinaldo, Wells Root, Florence Ryerson, Richard Schayer, George Seaton, Joe Sherman, Donald Ogden Stewart, C. Gardner Sullivan, A. E. Thomas, Dale Van Every, Harry Vernon, Salka Viertel, Gladys von Ettinhausen, Eric Von Stroheim, Charles Whittaker, Carey Wilson, Walter Wise, Edgar Allan Woolf, Col. W. L. Wynn.

Directors include:

W. S. Van Dyke, tentatively down fo "Maytime"; John M. Stahl for "Parnell" Tod Browning, William Wellman fo "The Longest Night"; Victor Fleming fo "Captains Courageous"; Fritz Lang; Robert Z. Leonard for "Piccadilly Jim"; Sidney Franklin for "The Good Earth"; Clarence Brown for "The Gorgeous Hussy"; Edmunde Goulding; George Fitzmaurice; J Walter Ruben; George Cukor, George B Seitz, Edwin L. Marin, Richard Boleslawski, Sam Wood, Richard Thorpe, Rober B. Sinclair, Joseph Santley and Edwar Sloman.

Burke Is Stag Guest

BOSTON, May 11.—Joseph Burke, Columbia auditor, was tendered a stag dinner over the weekend during the excursion to New York of the Motion Picture Post of the American Legion. Burke will marry Evelyn Fitzgerald of the local Columbia exchange, on June 13.

Executives on Coast

HOLLYWOOD, May 11.—John D Clark, Joseph Moskowitz and William Goetz arrived today from New York for sales and product conferences.

Short Subject

"The Undersea Kingdom"

(Republic)

This is another of those super scientific serials which will find favorable reception with the younger element. The story concerns the adventures of Ray "Crash" Corrigan and a party consisting of Lois Wilde, a newspaper woman; C. Montague Shaw, a scientist, and Lee Van Atta, his young son, when they descend to the ocean's bottom to find the causes of earthquakes. On the bottom they find a strange country, and powerful rulers who provide the usual thrills, excitement and drama. Corrigan is a fit hero and the cast containing such names as Monte Blue, William Farnum, Jack Mulhall, Lane Chandler and others delivers the goods. It is a well done film, the models and trick camera effects are in a measure, quite convincing. Previewed without production code seal. Running time, first chapter, 20 mins. "G."

Looking 'Em Over

"The Singing Cowboy"

(Republic)

A pleasant mixture of drama, romance, villainy and song in measured quantities, plus some future entertainment possibilities as a concoction of television performances, make this an appealing western for the Gene Autry radio fans and the theatre-seat cowboys.

The story concerns Autry's benevolent attentions to Ann Gilles, who is seriously injured during a horse raid in which her father is murdered by Lon Chaney's gang. Autry sets out with the cowhands for the east in an attempt to sell a radio program to pay for Miss Gilles' hospital bills. In desperation, he finally puts it over with a coffee company and sets out with a covered wagon caravan from which television performances are given. He has a measure of success and, reaching his home town, meets with his radio boss' daughter, Lois Wilde, a runaway, who aspires to sing. She is trailed by her stupid fiance and a detective. Autry starts her on a singing career by teaching her a few songs for an amateur contest. There follows at this point a series of complications and evolvements which finally lead to the capture of the murderers and a fulfillment of the romance of Miss Wilde and Autry and the recovery of little Miss Gilles.

In addition to the work of the principals, a good comic performance is turned in by "Smiley" Burnette. Others in the supporting cast include John Van Pelt and Earl Eby. The direction is by Mack Wright, from Dorrell and Stuart McGowan's screen play. The credit for effective photography goes to Bill Nobles.

Production Code Seal, No. 2,167. Running time, 63 minutes. "G."

Wall Street

Board Losses Range ⅛ to 2½ Pt

	High	Low	Close	Net Chang
Columbia, vtc	32⅛	32⅛	32⅛	—1
Eastman	163¼	162½	163¼	+ ¾
Loew's, Inc.	46½	46	46	— ½
Paramount	9½	9	9⅛	— ¼
Paramount 1 pfd.	73	70½	70½	—2½
Paramount 2 pfd.	10⅛	9⅞	9⅞	— ½
Pathe Film	8½	8⅜	8⅜	— ¼
RKO	6¼	6	6	— ¼
20th Century-Fox.	24	23⅞	23⅞	— ⅛
20th Century, pfd.	33¼	33¼	33¼	— ⅝
Universal, pfd ...	96	96	96	.....
Warner Bros.	10	9¾	9¾	— ⅜

Sonotone Up ⅛ on Curb

	High	Low	Close	Net Chang
Sentry Safety	⅝	½	⅝	.....
Sonotone	2⅝	2⅝	2⅝	+ ⅛
Technicolor	27⅝	27⅛	27⅛	— [illegible]

Bond Trading Erratic

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40 ..	24¾	24	24½	— ¼
General Theatre Equip. 6s '40 ctf	24½	24	24⅛	— ⅛
Loew's 6s '41 ww deb rights	97¼	97¼	97¼	+ ¼
Paramount B'way 3s '55	60	59¾	60	+ ¼
Paramount Pict. 6s '55	91	90¼	90¼	— ⅜
RKO 6s '41 pp....	65	65	65	+ ¾
Warner Bros. 6s '39 wd	93	92⅜	92½	— ½

(Quotations at close of May 11)

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

OL. 39. NO. 113 NEW YORK, WEDNESDAY, MAY 13, 1936 TEN CENTS

ʼara. Favors Local Boards, Cancellations

IPTOA Group Receives Agnew's Assurance

Paramount's willingness to remove qualifications from the present ncellation provisions of its contract d to cooperate in the establishment local boards for the hearing and nciliation of trade grievances is un- rstood to have been expressed by eil F. Agnew, Paramount sales anager, at a meeting with the .P.T.O.A. trade practice committee sterday.

The meeting, which was held in gnew's office and lasted a little more an three hours, satisfied the com- ittee that Paramount is prepared to ake concessions to the exhibitors' ogram in formulating the company's w season sales policies and in the afting of its new licensing agree- ent, according to Ed Kuykendall, .P.T.O.A. president. Kuykendall id that the committee would require further meetings with Paramount.

Yesterday's meeting was the first of series which the M.P.T.O.A. com- ittee will hold with sales heads of national distributors. The second eeting will be held this morning with niversal, at the office of James R. rainger, sales manager. On the ex- bitor committee in addition to Kuy-

(*Continued on page* 16)

Showmanship Show' Is Set for May 19

A total of 5,000 invitations have en sent out for the second annual Show of Showmanship," sponsored *Motion Picture Herald* and the anagers' Round Table Club, to be ld for four days starting May 19, in e offices of Quigley Publications. vitations have gone out to circuit d district heads, managers in the etropolitan area, advertising agen- es and heads of advertising classes local colleges.

Arrangements have been made for

(*Continued from page* 6)

onsolidated's Net $290,249 on Quarter

Consolidated Film Industries and bsidiaries report earnings of $290,- 49.06 for the three months ending arch 31 after deducting all charges cluding depreciation and Federal xes. This is equal to 50 cents per are on 400,000 shares of preferred tstanding and 17 cents per share on 24,973 shares of common.

Producers Bar Story Purchases With Restrictions for Writers

Hollywood, May 12.—No stories are to be purchased by major producers with any restrictions governing the writer to be engaged to prepare the material for the screen, according to a statement issued by the Producers' Ass'n.

The statement says that this covers both plays and manuscripts. It is understood the decision is an outgrowth of the Screen Writers' Guild plan to bar all but guild members from adaptations.

M-G-M Policy Flexible; 30 Specials Set

Chicago, May 12.—M-G-M will have 30 specials and a flexible selling policy during the coming season, the sales staff was told today at the closing sessions of the annual convention by Al Lichtman, assistant to Nicholas M. Schenck, and William F. Rodgers, general sales manager.

The specials will be out of a total of from 44 to 52 features, it was stated, and the selling policy will be fitted to experience with modern conditions.

"The Great Ziegfeld" will be the first release on the list for the new season which will see a picture released each week.

Howard Dietz told the convention that M-G-M would extend its national advertising and exploitation campaigns in newspapers and magazines and on billboards and that the budget would total $3,000,000.

Addresses also were given by Fred Quimby, short subject sales manager; Silas F. Seadler, advertising mana-

(*Continued on page* 4)

France-U. S. Film Agreement Reached

By CLARENCE LINZ

Washington, May 12.—Stabilization of the situation now existing in France with respect to American films is guaranteed in the reciprocal trade agreement with that country signed last week, it was disclosed tonight by the State Dep't in making public details of the pact.

Under the terms of the agreement, France confirms the abandonment of proposals made some months ago to control and restrict more severely the trade in foreign films and the exhibition of foreign films within the country, and gives assurance that the present treatment will be continued and

(*Continued on page* 6)

Writers Move To Start New Organization

Hollywood, May 12.—Rupert Hughes has lost no time in leading the revolting writers into a new organization for the purpose of fighting the Screen Writers' Guild and its proposed closed shop amalgamation with the Authors' League.

More than 100 former guild members met here last night and discussed what they described as the evils that have cropped up in the guild and then outlined plans for a new organization. One of their aims, it was stated, will be cooperation with producers for the purpose of serving the interests of the industry.

Although the new organization will be made up principally of men and women who do most of the writing for the industry, it was stated, a provision will be made for associate members, who write or wish to write for the screen, and who will be invited to join with full membership status when they prove their worth.

Hughes was named to draw up a

(*Continued on page* 11)

Film Men Studying New Canada Budget

Ottawa, May 12.—Film distributors of Canada are directly concerned with several provisions of the Federal Government budget now before the Canadian Parliament, although the stipulations of Charles A. Dunning, Minister of Finance, automatically became effective with their announcement in the budget speech before the House of Commons.

The duty on films remains unchanged, but so-called educational prints or negatives have been placed on the free list. The extent of this exemption is receiving the study of exchanges, but no word is yet forthcoming as to whether travel or scenic

(*Continued from page* 6)

Trust Cases In Missouri Are Dropped

Seen As Final Step in St. Louis Battle

Dismissal of the anti-trust ouster proceedings against Warners, Paramount and RKO, on application of State's Attorney Roy McKittrick of Missouri, in the State Supreme Court at Jefferson City and St. Louis yesterday removed the last stumbling block to the perfection of the agreement reached on April 30 by the various interests involved and signed by Federal Judge John C. Knox here.

Under terms of the stipulation signed by Judge Knox, the injunction proceedings in St. Louis and Jefferson City, filed by McKittrick against Warners, RKO and Paramount, were to be dropped. Although a hearing scheduled for April 30, had been continued to May 21 in St. Louis, the action has been automatically taken off the court dockets.

The two actions yesterday were dismissed an hour apart, the Jefferson City suit being the first. McKittrick said in the withdrawal papers that the violations of the anti-trust laws, as alleged, are now ended, referring to the stipulation agreed to here, and "everything has been gained that might be gained by a successful prosecution of these cases." The *quo warranto* action was filed April 15 in Jefferson City.

It is unofficially estimated that dis-

(*Continued from page* 6)

Theatre Managers, Dramatists Agree

A membership meeting of the League of N. Y. Theatres yesterday gave unanimous approval to the producer-playwright contract sponsored by the Dramatists' Guild with only minor changes resulting from the recent negotiations between the contract committees of the league and guild.

The contract retains the guild's provision for a 60-40 split of the proceeds from the sale of film rights of

(*Continued from page* 6)

More 2-a-Day Shows Set by Independents

Local independents are switching from the regular grind policies to two-a-day shows where unusual attractions warrant the change. Walter Reade has booked "The Great Ziegfeld" for a week, starting Decoration Day, for either the Paramount or St. James in Asbury Park, N. J. The

(*Continued on page* 16)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 13, 1936 No. 113

MARTIN QUIGLEY
Editor-in-Chief and Publisher
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Publisbed daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telepbone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in tbe Americas, and foreign $12. Single copies: 10 cents.

Universal Accepts The 2,000-Ft. Reel

HOLLYWOOD, May 12.—Universal today agreed to adopt the Academy Research Council's 2,000-foot reel commencing August 1. This makes acceptance unanimous among the major studios. Universal was the last holdout.

The necessary reel changes are now being made in the various key cities.

Delay Hearing in K. C.

KANSAS CITY, May 12.—The hearing on the proposed ordinance to permit Sunday performances of circuses, was postponed by the ordinance committee of the City Council to May 15. About 15 exhibitors and other film men appeared to protest the proposal.

Goldwyn Recuperating

Authorities at the Doctors' Hospital where Samuel Goldwyn underwent an operation Monday, reported to MOTION PICTURE DAILY early this morning that the producer's condition was "satisfactory."

Sidney-Donat Co-Stars

Jeffrey Bernerd yesterday concluded a deal which will co-star Sylvia Sidney and Robert Donat in "The Hidden Power" for G. B. Alfred Hitchcock will direct.

Insiders' Outlook

By RED KANN

WRITTEN, as this is at a point distantly removed from the battleground, the impression is that the Screen Writers' Guild dealt itself a lusty blow midships when its membership voted to rescind Article 12. Much of the strength to come was represented in that article which sought to bind guild members from signing away their services or their writings beyond May 2, 1938. Exactly what this objective meant to guild aims was explained in unmistakably clear language by Ernest Pascal, president of the S.W.G., in a recent issue of *Screen Writers' Magazine,* official organ of the guild. . . .

▼

We refresh your memory:

"It may seem to some of us a hardship to be asked not to sign a contract that pledges our services and works beyond two years. But actually it will prove to be a boon. It will tend to abolish the 'option' contract, where the advantage is always on the side of the producer and never on the side of the writer. The individual, of course, as a rule is helpless to hold out against these one-sided options, but in this way, through his organization, it will be impossible for him to accept such a deal.

"Picture then the strength and the power that will be ours in the next two years. Material can be worked upon only by members of our organization. Contracts, except for a very few, will have expired by May, 1938. We will be in the invulnerable position of controlling both material and manpower. Writers, the Authors' League of America, will hold the winning hand. And the producer, who has always proved himself to be a very shrewd poker player, will know it. It won't be necessary to call his bluff. Then without a strike, without any of us suffering from being out of jobs, it is only reasonable to conclude that we will gain all that we are after—guildship and a fair minimum basic agreement."

▼

Obviously, the reverse must be the fact. If Pascal envisioned in a writers' agreement not to sell services or wares beyond May two years hence an "invulnerable position of controlling both material and manpower," the deduction becomes palpably simple that without it, which the Guild now is, hopes must go aglimmering. The "very shrewd poker player" producer, it is also patent, is living up to Pascal's self-ascribed reputation. No Napoleonic strategy was required to dope out that one effective manner of spiking the Guild's Big Bertha was to sign on extended contracts substantial personalities in the very membership which Pascal sought to hold on other lines. It is being tried and it appears to be working. . . .

▼

We may not know all of the angles, sitting and observing on the Atlantic seaboard that which has the Pacific slope so excited. As a matter of fact, we concede the point. But a significance not easily disposed of is reflected in the measure of successful negotiation which has marked producer effort and another significance, by the same token, becomes painfully apparent in the failure of the guild to keep its ranks intact. The guild may not have been able to resist the lure dangled by the studios in the form of fat contracts ranging over a period of years and, in all instances, beyond the May, 1938, date. But when its own roster crumbled in its stand sufficiently to rescind the very article on which the hope for power began and ended, the fight might well be said to have reached and passed its storm and fury. . . .

▼

The exact extent of producer participation in the rival guild about to be organized by Rupert Hughes and others is, likewise, a factor not clear. Yet, as these matters proceed and when war is declared officially on both sides in any conflict, the bars drop and anything goes. If the opposition writers' association is not actually being spawned by the major studios, it is a leadpipe cinch that its development and its nutrition will flow from willing studio faucets. . . .

Party for Rothakers

Douglas D. and Nancy E. Rothacker, heading the Rothacker Co., which produces and distributes educational pictures, on Friday will celebrate the 26th year of the company. A cocktail party will be held in the new fourth floor offices at 729 7th Ave., the new and larger quarters having been made necessary by the expansion of the organization.

Universal Buys "Big"

HOLLYWOOD, May 12.—Universal has acquired "Big," a story by Owen Francis, as a vehicle for Victor McLaglen.

Mohr Signed by "U"

HOLLYWOOD, May 12.—Hal Mohr, cameraman, who won an Academy award this year, has been signed by Universal.

20th-Fox Moves for Roxy Meet a Denial

Reports Twentieth Century-Fox has been negotiating with bondholders of the Roxy in a move to reorganize the company and assume operation of the theatre as its Broadway show window were denied yesterday by White & Case, attorneys for the first mortgage bondholders.

The story stated that in the event Twentieth Century-Fox were successful in getting the Roxy, it would be pooled with the Capitol for use of the choice product of M-G-M and Twentieth Century-Fox at the Capitol and the other pictures of the two distributors at the Roxy.

"There have been no new developments in the Roxy situation for months," it was stated at the White & Case office yesterday.

Paramount Settles "Pine" Rights Suit

An out-of-court settlement of the suit brought against Paramount by the Trail Co. over production rights to "The Trail of the Lonesome Pine" was concluded yesterday. The settlement involved the payment by Paramount of $10,000, a sum described by attorneys as satisfactory to both sides.

The Trail Co.'s action was for an injunction and an accounting, based on the allegation that certain dramatic rights which it owned were vital to the film production and had not been obtained by Paramount. Trial of the suit opened on Monday in N. Y. Supreme Court and was halted after an hour and a half of testimony when the court urged attorneys in the case to attempt a settlement.

Industry's Leaders To Be at Ampa Lunch

Many industry leaders are to attend the Ampa luncheon at the Astor tomorrow at which Jesse L. Lasky will be guest of honor.

Among those who have promised to attend are: Nathan Burkan, Carl E. Milliken, Jules E. Brulatour, Gabriel Hess, Arthur W. Kelly, Dennis F. O'Brien, Major Frederick L. Herron, Paul M. Lazarus, Joseph Bernhard, Harry Brandt, Martin Quigley, John C. Flinn, Thomas Hamlin, Terry Ramsaye, P. S. Harrison, Charles (Chick) Lewis, Emanuel Silverstone, Nellie Revell, May Ninomaya, Moe Streimer, Harry L. Gold, James A. Mulvey and Arthur L. Friend.

Title Correction

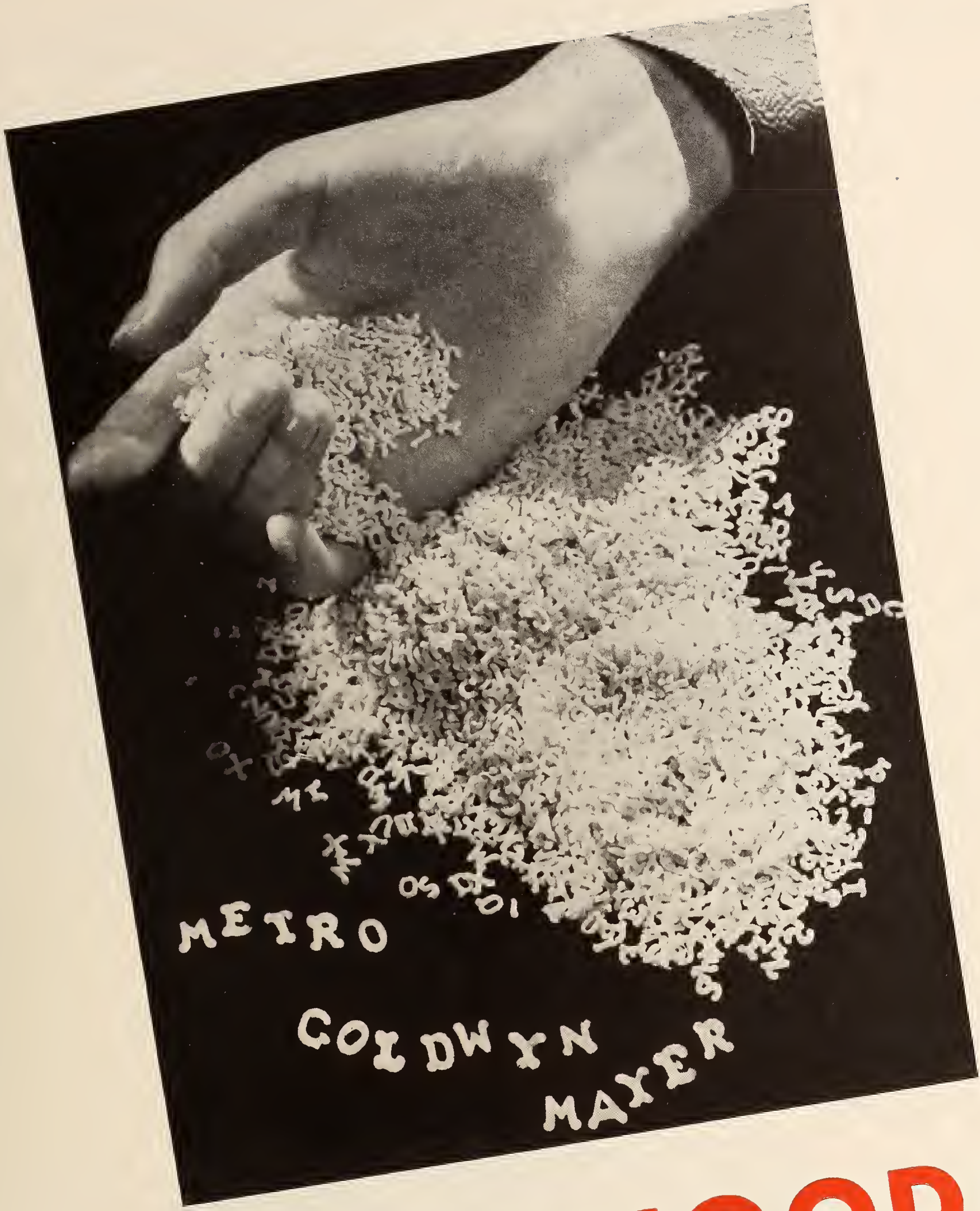
"Commerce Around the Coffee Cup," the Dep't of Commerce one-reeler made for free distribution for Foreign Trade was inadvertently titled as "Romance Around the Coffee Cup" in the issue of MOTION PICTURE DAILY for May 9.

Loew's London to Pay

Loew's London Theatres have declared an accumulation dividend of 35 cents a share on the seven per cent preferred stock, payable May 30. This will leave the arrears at $2.10 per share.

Irving Hanower Quits

BOSTON, May 12.—Irving Hanower has resigned as assistant manager in New England for Columbia. His successor has not been named.



USE YOUR NOODLE!

The greatest National Convention of Leo the M-G-M Lion has just finished in Chicago. The greatest product in the history of M-G-M was outlined. You'll agree with the slogan of M-G-M in 1936-37: "*Glorifying the American Screen.*"

M-G-M Policy Flexible; 30 Specials Set

(Continued from page 1)

ger; W. R. Ferguson, exploitation manager; Barrett Kiesling, traveling studio representative, and Walter Hayner, Canadian representative.

The afternoon was given over to an open forum discussion by divisional branch managers and bookers.

In a final address Rodgers spoke in detail on selling prices and the future, expressing confidence in his belief that he has the whole-hearted co-operation of every man in the field.

The day closed in a blaze of festivity with a banquet at which prizes were awarded by company executives to salesmen and managers. These ceremonies were followed by an elaborate floor show.

M-G-M Signs Connolly

Hollywood, May 12.—Marc Connolly has been signed by M-G-M to work on the continuity for Rudyard Kipling's "Captains Courageous." Preliminary scenes were made last winter off the New Foundland coast. Freddie Bartholomew will be featured.

"Spanky" to Be Starred

Hollywood, May 12.—"Spanky" McFarland of Hal Roach's Our Gang is to be starred in a full length feature of Civil War days called "Spanky." The story is by Fred Newmeyer, Hal Yates and John Geudel.

Feature Miss Lawrence

Hollywood, May 12.—Rosina Lawrence will be featured with Patsy Kelly and Lyda Roberti in "Girls Go West," feature to be produced by Hal Roach for M-G-M.

Retitle "Suicide Club"

Hollywood, May 12.—"Trouble for Two" replaces "The Suicide Club" as the final title of the Robert Louis Stevenson story just filmed by M-G-M.

Interstate Takes House

Houston, May 12.—Interstate Theatres, Inc., added the eighth Houston theatre to its string with the purchase of the Bluebonnet, a suburban subsequent run.

L. E. Newton, former owner, will continue as manager, and keep his force and policy intact, E. E. Collins, Interstate city manager, said. The Bluebonnet will be remodeled and redecorated later. This gives Interstate five suburban theatres in every part of Houston, and three first runs downtown.

Coming and Going

Chicago, May 12.—A trick car that has two front ends, two drivers and runs equally as well in two directions, but not at the same time, is running about the streets with a sign which reads:

"Either way you look at it M-G-M pictures are the best."

Roars from Leo's Lair

Chicago, May 12.—Under the supervision of Billy Ferguson and his gang, convention headquarters are trimmed in a riot of color. The posters and banners adorning the walls of the convention hall are the subject for much praise. Huge blow-ups of Metro stars are on the wall back of the speaker's table and the surrounding wall space is devoted to banners and scenes from various pictures, "The Great Ziegfeld" and "Romeo and Juliet" predominating. Slogans everywhere announce that "M-G-M Is the Greatest Company on Earth." Large-size match packets, colored blotters and stationery are at each desk in the hall and make colorful decorations. Place cards at each desk are out to represent a figure of the globe with the above slogan written on them.

✚

The entire group were presented individually with real leather zipper bags as the convention opened. The name of each delegate was inscribed in gold on the bag with a cut of the company's seal also inscribed.

✚

The most fascinating window for the conventioneers in the many Palmer House shops is the one in the drug store that is filled with various types of brushes. The $100 shaving brush and the $250 hair brush win the most comment.

✚

The Saturday Night Bugle filled with "humorous blasts" at M-G-M and Loew personalities, was distributed on board the special en route to Chicago. The lads are still laughing at some of the gags.

✚

Leroy Bickel and his Texans arrived in Chicago with 10-gallon hats resting on feverish brows and loads of Texas Centennial publicity under each arm.

✚

William F. Rodgers will probably return to New York with his right arm in a sling if the handshaking continues. So far everyone at the convention has congratulated him on his new job at least twice.

He had na time ta pose in New Yark, but the cameraman caught him in Chicaga. Latest pase af William F. Radgers, Lea's new general sales manager.

✚

Ralph Carmichael of the Los Angeles office arrived by plane. Due to numerous storms encountered, Carmichael reports he "all but enjoyed the trip."

✚

The huge floral horseshoe presented Rodgers was taken to one of the local hospitals and the flowers distributed to patients.

✚

The convention hall echoed loudly with the great round of applause for Rodgers when he took charge of the meeting.

✚

Barrett Kiesling continues to be the solo M-G-M studio representative present. That is, if you don't count Hal Roach. Hal is the lone member of his coast organization present.

As they stepped off the M-G-M "Sales Special" in Chicago. Left to right, these Metro and Laew men: Haward Dietz, Tom Connars, E. A. Schiller, Al Lichtman, Joe Vogel, William F. Rodgers and Edward M. Saunders.

Morris Abrams and Benny Darrow were two exploiteers unable to attend on account of illness.

✚

Col. Harry Long, division manager for Loew's in Cleveland, arrived this morning, a day late. A. M. Holah was another late comer. Both were delayed by business engagements.

✚

Col. E. A. Schiller is being warmly greeted by his many friends. This is the first convention in three years that he has been able to attend.

✚

Felix Mendelssohn, after several weeks' rest from his recent illness, is now up and about taking the convention in full stride.

✚

Bill Parker joins the crew Fred Barthow is sending downstate to exploit "Ziegfeld."

✚

Bert McKenzie, like the other exploiteers, spent the majority of his hurried moments in trying to conduct publicity campaigns in various cities on "The Great Ziegfeld" by letter, telegraph and 'phone.

✚

Neatly bound editions of "Kim" and "Enoch Arden" were given salesmen. Metro plans to produce these stories in the near future and the lads will have a chance to read the stories before they go out to sell them.

✚

A furriers' convention at the Palmer House attracted many in off moments. Plenty of beautiful models parading in fur coats proved easy on the optics even if the thermometer was way up in the 80's.

✚

C. B. Fogle reports he will be glad to return east for at least one reason. He doesn't quite like the idea of rolling out of bed at 5:30 A. M. to start the day's work and then find out he should have started earlier in order to get everything done.

✚

Russ Stewart, who used to travel with the M-G-M studio-on-wheels, was at the Palmer House greeting members of the exploitation staff. Russ is now with the *Chicago Daily Times.*

✚

Capt. Volney Phifer, trainer of Leo, the lion, Mary the rhino and other Metro animals used for exploitation purposes, was here with his managerie of wild animals and used them in making still pictures for the various groups. Each group had some animal as a mascot.

✚

All home office executives plan to return to New York following the convention. Plans for some to go on to the coast have been canceled.

✚

M. L. Simons is up until three every night getting *The Distributor* to bed. The paper is being printed here daily for the conventionites. One news note during the convention pays for a subscription.

✚

Some of the lads ventured out to the ball game at Wrigley Field where the Chicago Cubs met the St. Louis Cardinals and lost five to one.

✚

Aimee Echoff, the Chicago "Blonde Bombshell" who takes charge of the convention office details, put in a busy day trying to answer all questions. This is Miss Echoff's third Metro convention.

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ANOTHER
PRIZE!

● *Awarded First Prize by the* **AMERICAN BOOKSELLERS** *as "The Most Distinguished Novel published in 1935"*

RACHEL FIELD'S

"Time out of Mind"

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---

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60 Fifth Avenue New York

Full speed
ahead with
the new
Universal!

Trust Cases In Missouri Are Dropped

(Continued from page 1)

missal of all pending suits resulting from the St. Louis situation will save the distributors about $1,000,000. This includes the time various executives would have had to spend on the new cases, legal fees and other expenses. It is also stated that the criminal and civil suits already tried have cost the three companies more than $1,500,000.

With the elimination of the Jefferson City and St. Louis injunction moves, the criminal indictment against Abel Cary Thomas, secretary of Warners, will be dropped from the St. Louis Federal court calendar. Although all other defendants in the misdemeanor suit were tried and acquitted, Thomas was excused because of ill health. However, the indictment has never been marked off the calender, but this is expected forthwith.

In addition, the private suits instituted by Harry C. Arthur and F. & M. at about the same time the criminal action was filed against the same companies for triple damages also will be cleared from the court dockets.

Sol A. Rosenblatt, former NRA administrator, who negotiated the recent settlement, yesterday expressed gratification at the Missouri results. He represented all parties in reaching the stipulation and will act with S. R. Kent as arbiter on any dispute which may arise in the negotiation of agreements, franchises, leases, mortgages, notes and bonds between Harry C. Arthur of Fanchon & Marco and distributor interests.

Papers for transferring the Shubert-Rialto, Orpheum and Hi-Pointe to F. & M. by Warners, in addition to the latter's 42 per cent stock interest in the St. Louis Amusement Co., are now being drawn. Arthur arrived early this morning by plane from the Mound City to complete negotiations for acquisition of the properties in St. Louis and product.

The appeal taken by distributors in connection with Federal Judge Joseph West Molyneaux's decision dismissing the equity case without prejudice will be withdrawn from the Supreme Court docket, it was said yesterday. The film companies have insisted on going through with the appeal until the injunction suits were out of the way.

Negotiations for settling the civil action were begun on April 3. Warners agreed to the terms on April 14. A meeting with Attorney General Homer S. Cummings, Rosenblatt and interests concerned was held in Rosenblatt's office on April 24. The stipulation took six days to work out, extended time being necessary because RKO, in process of reorganization, required the approval of Federal Judge William Bondy before signing.

April 15 Case Dismissed

JEFFERSON CITY, May 12.—Attorney General Roy McKittrick of Missouri today dismissed the proceedings filed in Supreme Court on April 15 against General Theatrical Enterprises, Inc., Vitagraph, Inc., Paramount and RKO which sought to stop them from operating in Missouri.

France-U. S. Film Agreement Reached

(Continued from page 1)

that no new measures will be taken to place American films in a position less favorable than that now enjoyed in comparison with French or other foreign films.

France also gives assurance that the present import duty, together with the valuations upon which the ad valorem duty is assessed, will not be increased, and the reductions in the import tax from six to two per cent will also apply to films.

French imports last year of all films, exposed and unexposed, amounted to $1,570,000.

Showmanship Show Is Set for May 19

(Continued from page 1)

delegations from other cities. Exhibits will include work from the producers' home offices and major theatre circuits. Appointments to the arrangements committee have been accepted by executives in distribution, advertising and exhibition. Also on display will be campaigns entered by theatre managers for the Quigley Awards and others submitted to the Round Table Club.

Favor Pettengill Bill

NEW HAVEN, May 12.—A special meeting of the M. P. T. O. today went on record as favoring the Pettengill bill, and Abram F. Myers and Nathan Yamins were authorized to represent the unit in endeavoring to secure passage of the bill.

Another Award

It was at the Griffith Bros. theatre convention in Oklahoma City last week. Among the speakers was Gradwell L. Sears of Warners. He advanced to the rostrum, put on his best selling front, which is some front, and built his harangue around how distributors at large felt toward the Griffiths for the expertness and the showmanship with which they handled product. By his side was a package. It began to look like something.

Then Ned Depinet of Radio and Bob O'Donnell of the Interstate Circuit advanced for the presentation. With pomp and circumstance, they did it. The award was a duplicate of the recognition accorded Sears, Andy Smith and Charlie Einfeld by Jack Warner when they were on the coast recently.

It pointed the way, stalwart and strong, to higher and higher achievements. The Griffiths smilingly acknowledged the propriety of the symbol.

Hold Dusenbury Rites

COLUMBUS, May 12.—Funeral services were held here today for Joseph W. Dusenbury, 78, who died suddenly of a heart attack at the Grant Hospital. Dusenbury formerly operated the Southern Colonial and Grand here and built the State and Vernon in association with his brother, who died 10 months ago. He left no immediate relatives.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Two Against the World"

(Warners)

HOLLYWOOD, May 12.—This is sensational, grim melodrama. In it a scandal-mongering broadcasting station replaces the yellow journalism of yesterday's screen in disseminating vicious news no matter what the cost in human heartbreak and tragedy. Stark in context and carrying no comedy relief, but contrasted by an appealing love interest situation, the show is of that quality that made such pictures as "Front Page" and "Five Star Final" interesting to the public.

Mad with the lust for power and wealth, Robert Middlemass, station owner, resurrects the sordid details of a forgotten murder case. His mania for sensationalism is opposed by Humphrey Bogart, station manager, and his secretary, Beverly Roberts, who see it leading only to trouble and tragedy. Implored to desist by the woman in the case, Helen MacKellar, and her husband, Henry O'Neill, who seek to protect their own good name and the welfare of their daughter, Linday Perry, who is about to wed Carlyle Moore, Middlemass persists in recreating Miss MacKellar's crime story. As Bogart strives to bring about the radio commissioner's influence to stop Middlemass, heartbroken Miss MacKellar and O'Neill commit suicide. Vengeance bent, Miss Perry would kill Middlemass. She is prevented by Moore.

The story is based on the suggestion of Louis Weitzenkorn's "Five Star Final." Arthur Michael Jacoby's screen play is a stern, rigid picturization of human callousness. Directed by William McGann it sticks close to that atmosphere with the featured players giving convincing realistic performances.

Meaty stuff, it calls for vivid exploitation.

Production Code Seal, No. 2,071. Running time, 65 minutes. "G."

(Additional Reviews on Page 16)

Film Men Studying New Canada Budget

(Continued from page 1)

subjects as presented in theatres come under the budget change.

The exemption clause reads as follows:

"Educational moving picture films of all widths, silent or sound, positive or negative, when certified by the minister as entitled to exemption from customs duty under the convention for facilitating the international circulation of films of an educational nature; subject to such regulations as the minister may prescribe."

The exact meaning of this provision is a puzzle to the film companies.

One item in the budget which may seriously affect the industry in Canada is a new five per cent excise tax on payments to foreign film companies for imported pictures. If this is found to be a blanket resolution, the impost is expected to prove a real detriment.

There is no change in the tariff on imported advertising accessories, but the sales tax on practically all commodities has been jumped from six to eight per cent, thus adding to the cost of supplies and printing. Another important point is that the corporation income tax has been raised from 13½ to 15 per cent and where a chain or group of companies makes a consolidated return, the rate is advanced from 15 to 17 per cent. This adds materially to the cost of being in business. Film exchange and theatre officials of Canada feel that they have gained nothing from the budget even with the exemption on educational films which form a small fraction of footage.

Theatre Managers, Dramatists Agree

(Continued from page 1)

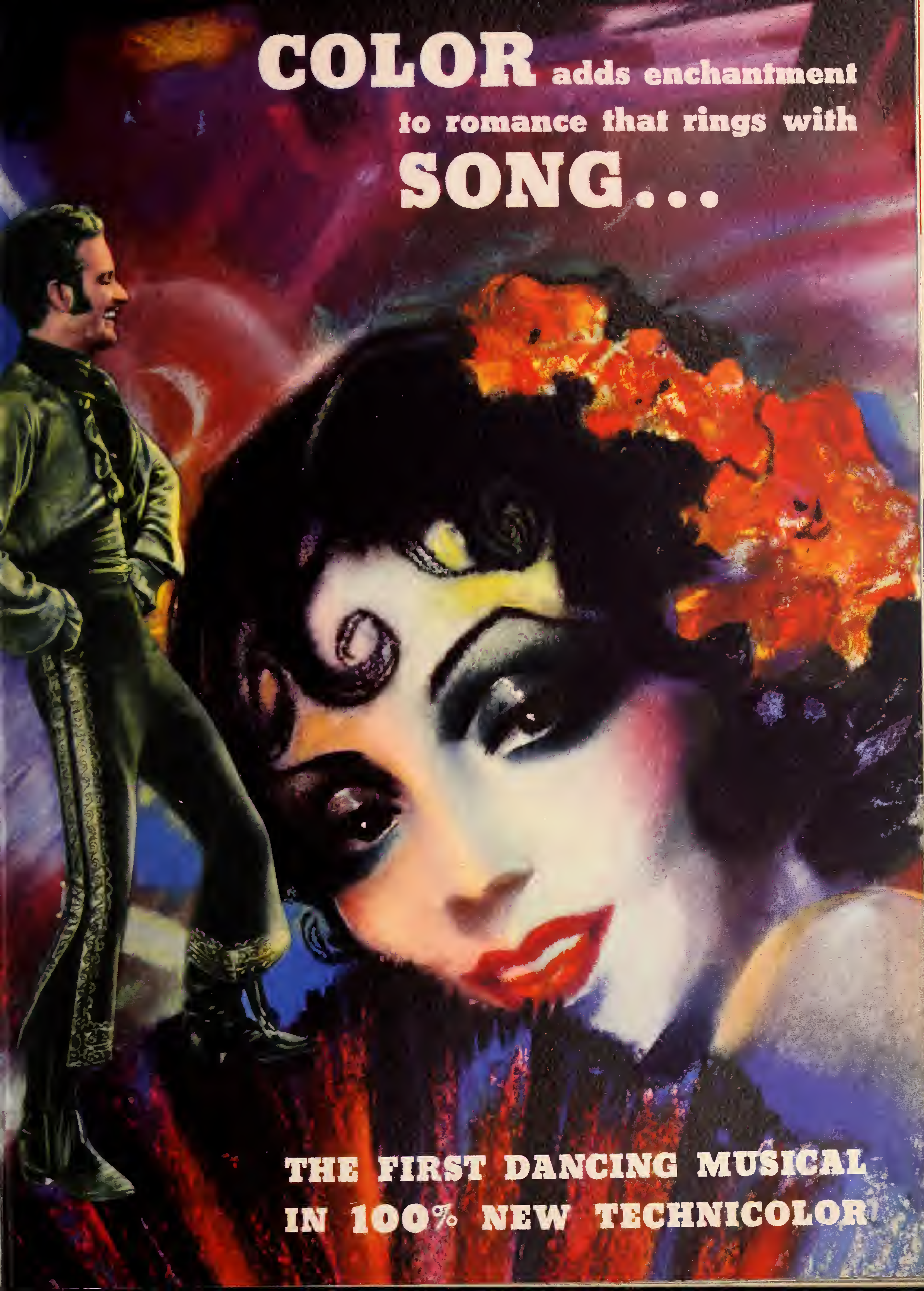
stage plays, with the percentage in the author's favor. The contract also retains all legal rights and title to plays for the author. Other provisions are regarded as being of minor significance by both producer and author. The contract continues in force for a five-year period.

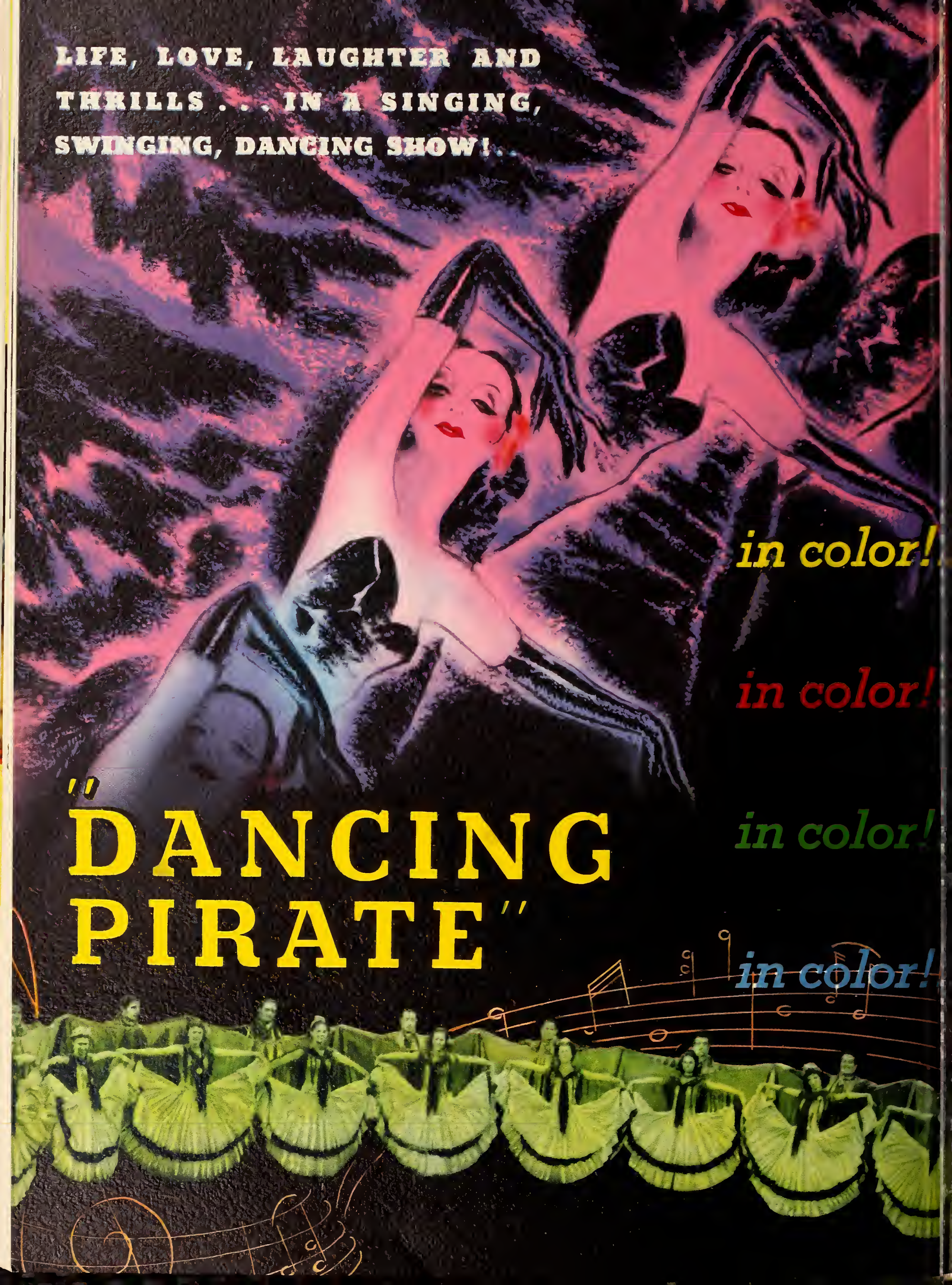
Film companies which plan participation in play financing have asked for a protective clause in the contract which would give them the right to be advised of any offer made to an author for the purchase of film rights to a play in which the film company is financially interested. Indications are that this provision will not meet with any opposition.

The contract with the minor changes agreed to during the past few weeks has yet to be approved by the Dramatists' Guild membership. When this has been done it will end the protracted negotiations over the new playwright pact which have been under way between managers and guild since the latter declared the contract operative last March 1.

Eureka Loses a Move

Federal Judge John C. Knox has denied a motion of Eureka Prod. for judgment on pleadings in its suit against Raymond J. Mulligan, former U. S. Marshal. Eureka seeks $5,300 for the alleged destruction of a print of "Ecstacy" after a jury had found the picture obscene.


COLOR adds enchantment
to romance that rings with
SONG...
THE FIRST DANCING MUSICAL
IN 100% NEW TECHNICOLOR



LIFE, LOVE, LAUGHTER AND THRILLS . . . IN A SINGING, SWINGING, DANCING SHOW! . .

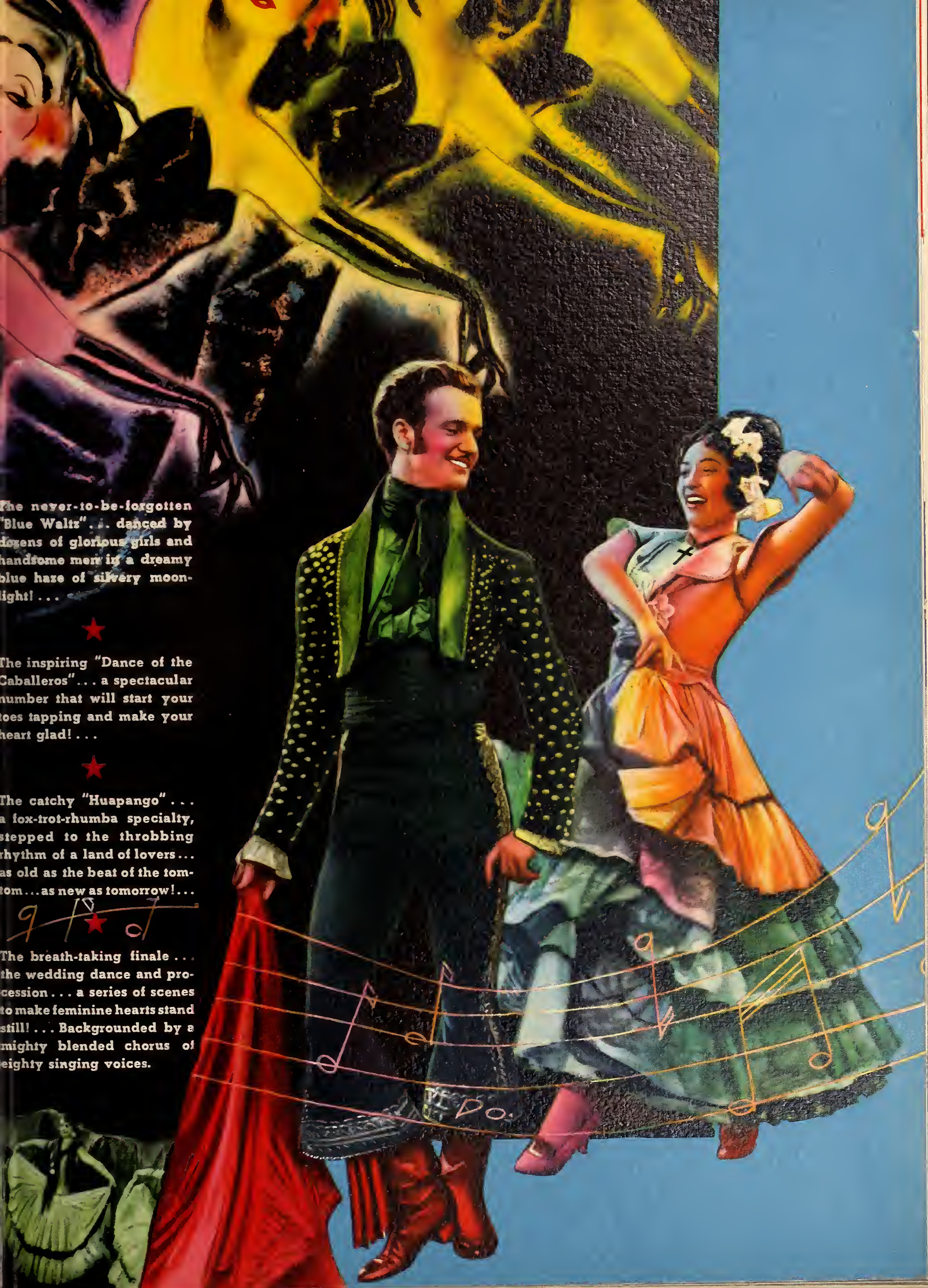
in color!

in color!

in color!

in color!

"DANCING PIRATE"



The never-to-be-forgotten "Blue Waltz" . . . danced by dozens of glorious girls and handsome men in a dreamy blue haze of silvery moonlight! . . .

* * *

The inspiring "Dance of the Caballeros" . . . a spectacular number that will start your toes tapping and make your heart glad! . . .

* * *

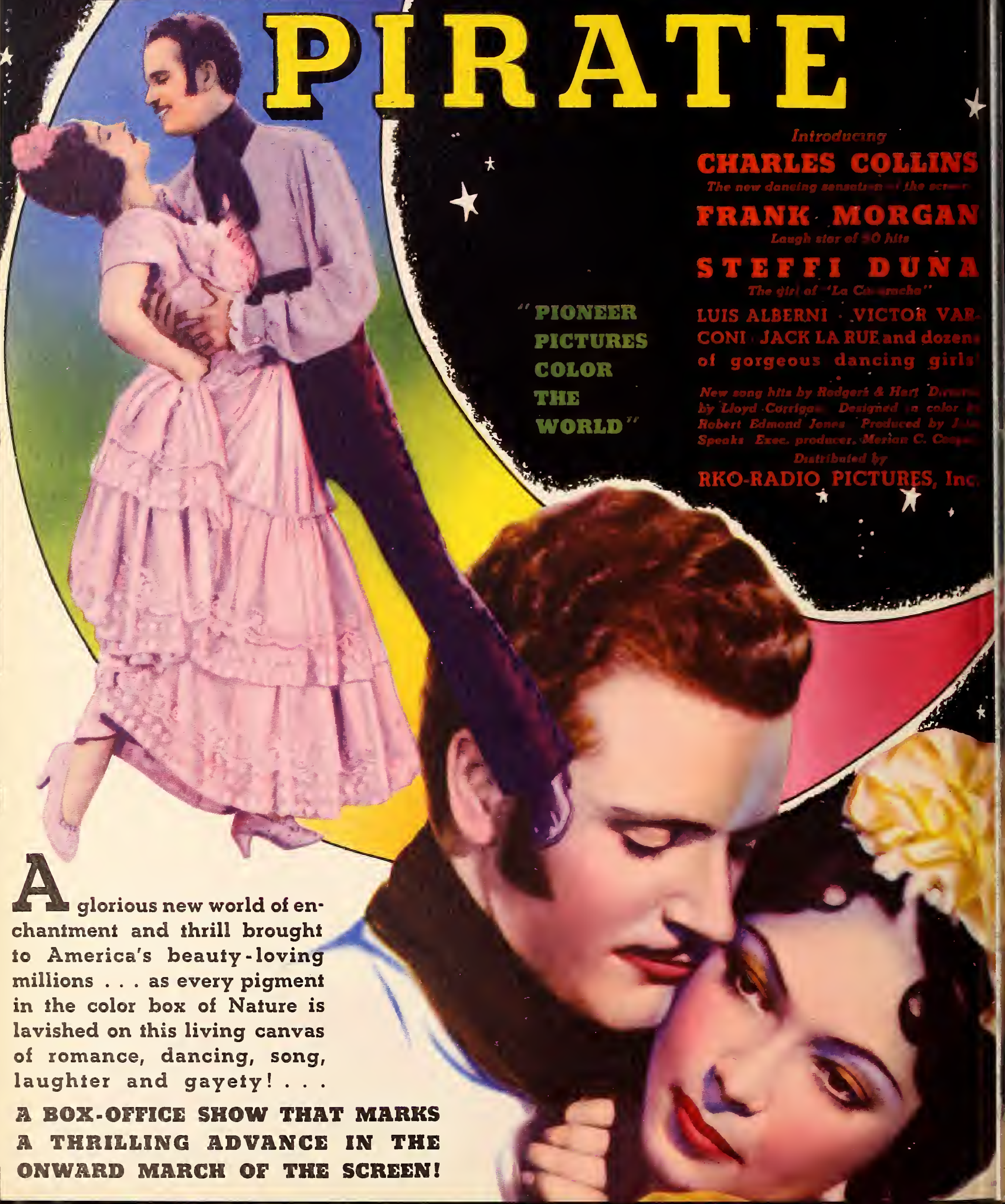
The catchy "Huapango" . . . a fox-trot-rhumba specialty, stepped to the throbbing rhythm of a land of lovers . . . as old as the beat of the tom-tom . . . as new as tomorrow! . . .

* * *

The breath-taking finale . . . the wedding dance and procession . . . a series of scenes to make feminine hearts stand still! . . . Backgrounded by a mighty blended chorus of eighty singing voices.

presents

DANCING PIRATE



Introducing

CHARLES COLLINS

The new dancing sensation of the screen

FRANK MORGAN

Laugh star of [illegible]0 hits

STEFFI DUNA

The girl of "La Cucaracha"

LUIS ALBERNI · VICTOR VARCONI · JACK LA RUE and dozen of gorgeous dancing girls

New song hits by Rodgers & Hart D by Lloyd Corrigan Designed in color by Robert Edmond Jones Produced by J Speaks Exec. producer, Merian C. Coo

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A BOX-OFFICE SHOW THAT MARKS A THRILLING ADVANCE IN THE ONWARD MARCH OF THE SCREEN!

Purely Personal

SOL A. ROSENBLATT and Robert W. Perkins, in the far corner of the Tavern yesterday, huddling spiritedly on topics pertinent to an important legal action; Pat Casey and Al Cohn, the collector of port in Los Angeles, talking about the studio situation; E. C. Grainger, by his lonesome and behind him Ed Fay and Colvin Brown. Ed Kuykendall, Jack Miller, Oscar Lam, Lewen Pizor and L. C. Griffith, conferring on M. P. T. O. A. problems; Irving Lesser and Pete Harrison, discussing thisa and thata; W. Ray Johnston, J. J. Milstein, E. H. Goldstein and Ed. Finney, going Republic with Milstein making an early break; Jack Goetz, Leo Justin and rving Wormser, commenting on the weather and the sock its taking on theatre business; Lou K. Sidney leaves a foursome to rush back to WHN; Al Hovel and Eddie Rugoff lamenting on the absence of Mitchell Klupt; Jack Hoffberg surrounded by the Krellbergs, Sherman and Al; Dan Frankel has A. J. Handel as his guest; Marc Lachmann, Leonard Goldstein, Lou rwin and Chester Erskine kidding each other with Irwin getting stuck with the check; Al Friedlander deep in conversation with Bert Mayer; Lou Blumenthal and Lou Weinberg with their own guests; John Golder of Philadelphia found Budd Rogers pleasant company, while Jack Barnstyn and Al Aaronson held a private session of their own.

•

Roy Norr and Major Herron wosoming at the Cinema Club for unch yesterday. At other tables there were Cresson E. Smith, Louis Nizer, Jack Connolly, Austin Keough, Russell Holman, Louis Phillips, Hiller Innes and Jack Karp.

•

Bob Gillham couldn't duck a street cameraman who snapped him with Joe Unger, Charles Reagan and Milt Kusell as the group entered Sardi's yesterday for a noon-day respite.

•

Dan D. Halpin, general sales manager of Acousticon, has returned from a six weeks' tour of a number of western and mid-western cities. He made the trip mostly by plane.

•

Irving Lesser is wreathed in plenty of smiles these days what with his brother's picture, "Let's Sing Again" being held over at the Roxy for a second week.

•

John J. Ford, who is a partner of Paramount's in New England, is now making a tour of the circuit's southern theatres, reputedly on a survey.

•

Thomas J. Valentino will sail May 28 on the *President Harrison* for the coast. He will stop at Havana and will be back July 20.

•

Gordon Wilson, general manager or Harman-Ising, will arrive in New York tomorrow for a 10-day stay at the Waldorf-Astoria.

•

James P. Normanly, for years with Dr. A. H. Giannini and now comptroller for Universal City, is in New York from the coast.

Exclusive Run

Carl Leserman, a distributor at heart, is one of the industry's champion exclusive run advocates.

Out of the hospital and home for convalescence, his young daughter, Ruth, underwent an appendectomy Monday. Prior to Leserman's illness, his wife had an operation of her own.

All three dates have been or are being played at the New Rochelle Hospital.

•

Moe Baranco, Jersey City division manager for Skouras, is partly recuperated from his stomach ailment and plans to leave for a vacation in 10 days.

•

Mrs. George Frank will take a plane to the coast Sunday. She's the wife of the first part of the agency of Frank & Dunlap.

•

Max A. Cohen, Sam Rinzler and Leo Abrams among the few film people dining at the Astor Hunting Room yesterday.

•

Howard Benedict, studio publicity chief for Radio, will come east the end of the month for the sales convention.

•

Mortimer Braus has sold to Columbia his story, "Postoffice Inspector." It will be filmed shortly.

•

George Jessel completes work today on "The Lyin' Tamer" at the Brooklyn Vitaphone plant.

•

Louis B. Mayer got a great kick out of "Boy Meets Girl" at the Cort last night.

•

Fred Jacks, Warner district manager in the Southwest, is in town. Likewise, Jim Winn from Chicago.

•

Stewart McDonald, assistant treasurer of Warners, left for the coast Monday.

•

Si Fabian and Leo Justin claim they got those rosy complexions from playing golf.

•

Stacey Woodward, producer for Van Beuren, leaves for the coast today with stopovers at several key cities.

•

Elmer Rice left yesterday on a voyage around the world.

•

Grad Sears returned yesterday from Oklahoma City and Dallas.

•

Ted Schlanger was Joe Bernhard's guest at lunch yesterday.

•

Lew Gensler is in from the coast.

Grand Nat'l. Chartered

Harrisburg, May 12.—Grand National Distributing Corp. has been chartered here, with offices listed in Philadelphia. Newtown Exhibitors, Inc., also has been incorporated, by Lewis W. Fitzgerald, Roland Porter and Frank W. Fabian, of Newtown, Pa.

Considine Enthuses Over Edison Picture

Prior to sailing on the *Normandie* last night, John W. Considine, Jr., M-G-M producer, waxed enthusiastic on the near fulfillment of his ambition to produce a film based on the life of Thomas A. Edison. He said that the film will be done on a big scale and ventured the opinion "that America and, indeed, the world at large, are sadly in need of inspiration personified in the careers of men who have accomplished great good for the benefit of mankind."

Considine will confer with the Edison family while abroad regarding the picture. Mrs. Considine, the former Carmen Pantages, accompanied him.

Writers Move for New Organization

(*Continued from page* 1)

constitution, and a committee of seven was chosen to draft a code of fair practice and to work out preliminary details. This committee includes William Slavens McNutt, Frank Butler, Waldermar Young, Kubec Glasmon, Bess Meredyth, Tom Reed and William Conselman. Neil McCarthy will act as counsel for the committee and will attend later meetings with producers.

Ratification of the constitution and election of officers will take place at the next meeting.

Resignations Total 118

Hollywood, May 12.—The Screen Writers Guild today stated that 118 resignations from the organization have been received to date.

Dorothy Parker and Donald Ogden Stewart were elected to the executive board of the guild. They replace James K. McGuinness and Patterson McNutt, resigned.

RKO to Remodel Two

Boston, May 12.—Both local RKO first run locations will be extensively modernized. Keith's Memorial, managed by George French, will have new RCA sound. The Boston, managed by Ben Domingo, will be reseated. Other minor improvements will be made at both houses.

Another for F. & S.

Feiber & Shea has taken over over the Paramount, Newport, R. I. Alterations are now being made with the expectations of opening the house on June 1. Paramount operated the house until May 1, when the circuit dropped it and made the Strand, a second run, a first run situation.

Stirling Dinner Guest

Rear Admiral Yates Stirling, Jr., retired, was guest of honor at a banquet of the Rockefeller Center Square Club at a banquet in the Shelton Hotel. Executives of the Music Hall are officers of the club. Admiral Stirling was introduced by G. S. Eyssell.

Casey Going to Coast

Pat Casey plans to return to the coast in two weeks, he stated yesterday. He has two points yet to clear up in connection with studio labor pacts, he said. Casey hopes to have these matters out of the way within the fortnight.

National Will Move Offices to New York

Headquarters of National Theatres in Jersey City will be moved to the Twentieth Century-Fox home office the latter part of the month. A small office will be retained across the Hudson for tax purposes.

Moving over will be Sumner Gamby, vice-president; H. C. Cox, treasurer, and John Edmonson, secretary. Spyros Skouras, operating head, has been located at the New York office for a number of years and the new plan will coordinate the executive setup.

Continue Bank Night Probe in Lexington

Lexington, Ky., May 12.—Because two witnesses were missing the court inquiry into alleged "fixing" of Bank Night in the Phoenix Amusement Co.'s Strand the case has been continued until next Friday.

The missing witnesses were Woodrow Stewart, former doorkeeper at the Strand, and his cousin, Snowden Stewart. Witnesses testified they had an arrangement with the Stewarts to share prizes and that a little girl chosen from the audience for the drawings had the numbers in her palm.

"Things" Grosses $18,000 in Windup

"Things to Come" wound up its stay at the Rivoli last night garnering approximately $18,000 in the last 11 days of the run. For the first two days of "Absolute Quiet" the Rialto tallied about $1,500. Arthur Mayer replaced the picture on the third day with "Three on a Trail," which ran for five days and got in the neighborhood of $4,500.

Allow St. Louis Claim

St. Louis, May 12. — Referee in Bankruptcy Hope has allowed a claim of $72,086 for back rent in favor of the Empress Amusement Co., owner of the Empress, against the bankrupt estate of Skouras Brothers Enterprises, Inc. Nelson Cunliff, Federal court trustee for Skouras Brothers Enterprises, gave his consent to the payment.

Back in 1921 Skouras Brothers Enterprises entered into a 20-year lease on the Empress, agreeing to pay $2,500 a month rent. The claim just approved included unpaid rent for the period Dec. 1, 1931, to Nov. 11, 1933, and also $14,041 in taxes. Referee Hope approved an offset item of $940 obtained by the owner through reletting the theatre.

Skouras Brothers Enterprises, Inc., is not interested in the Empress at this time. The house is being operated by the Ansells as a second run.

Hears Sweepstakes Case

Cincinnati, May 12.—Municipal Judge A. L. Luebbers today set May 19 as the date for the filing of a defense brief by Albert Weinstein, attorney for the defendants in an action involving Sweepstakes. Evidence was heard today in the case of Thomas A. Reilly, owner of the Rialto; Nicholas Russo and Bert Leder, ushers, and Jack Pendleton, promoter, arrested in the operation of the chance game. It is the first action of its kind here and is considered a test case.

America's Box

"Ve ban very happy to be in such beautiful picture. Ve tank ve go to town."

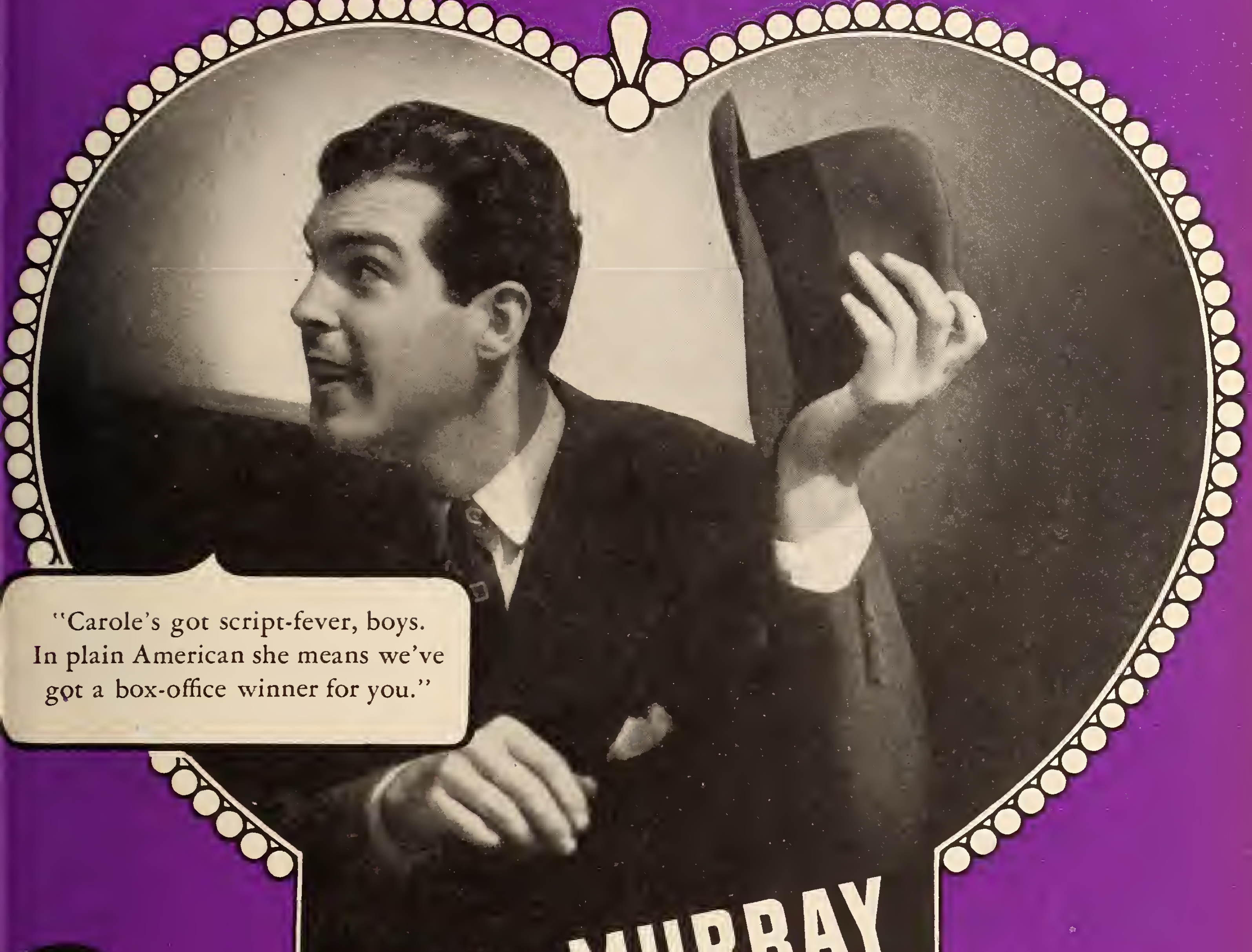
CAROLE LOMBARD

36.7% faster, funnier, better box-office than "Hands Across the Table"

Paramount Pictures

"The Princess

Office Royalty


"Carole's got script-fever, boys. In plain American she means we've got a box-office winner for you."

FRED MacMURRAY

Comes Across"

Paramount Picture with Douglass Dumbrille, William Frawley · Directed by William K. Howard

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4 Days
May 19-22

The Show of Showmanship will be on view at the home offices of Quigley Publications, Rockefeller Center, New York City for four days from Tuesday, May 19 to Friday, May 22. Doors open from 10 AM to 6 PM.

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ROUND TABLE CLUB

ROCKEFELLER CENTER NEW YORK

Para. Favors Local Boards, Cancellations

(Continued from page 1)

kendall are Jack Miller, Chicago; L. C. Griffith, Oklahoma City; O. C. Lam, Rome, Ga., and Lewen Pizor, Philadelphia.

Indications are that the principal concessions which will result from the meetings will be an unqualified cancellation privilege and distributor cooperation in the establishment of the local conciliation boards. The latter are expected to accomplish much in the way of correcting overbuying, unfair clearance, the forcing of an unreasonable number of shorts with features and in obtaining relief from arbitrarily designated playdates.

The exhibitor committee holds to the view that sales heads of individual companies by modifications of sales policy can give exhibitors immediately an unconditional, minimum rejection privilege on all group buys; a simplified standard form of contract; elimination of score charges; relief from arbitrary designation of an excessive number of preferred playdates and relief from the forcing of an excessive number of short subjects. Although the committee is seeking a 15 or 20 per cent cancellation privilege indications are that an unqualified 10 per cent rejection will be the best distributor offer. Such a rejection privilege, however, would eliminate the necessity of proving a picture to be unsuitable for exhibition and, when cancelled from a higher picture bracket, would not be followed by the addition to that bracket of a picture from a lower classification.

"Sales Managers Can Help"

The exhibitor committee also holds that sales managers, by coordinating their own aims in the near future, can give exhibitors local conciliation boards; relief from unreasonable and unfair clearance; from overbuying which deprives competitive theatres of needed product; from unfair cut-rate competition between theatres; from non-theatrical competition, from arbitrary designation of unsuitable pictures for Saturday or Sunday exhibition and from the forcing of an unreasonable number of shorts.

The last seven points are, for the most part, believed to be attainable through the local conciliation boards. The setting up of these boards is regarded by the M.P.T.O.A. committee as primarily a distributor function and, for this reason, meetings of sales managers who favor their establishment probably will have to be held later to work out functions, maintenance and machinery of the boards.

Mass. Case Postponed

Boston, May 12.—The Bank Night legality case which was scheduled to be heard in the Massachusetts Supreme Court has been postponed indefinitely because of the inability of the Bank Night counsel to appear.

A local infringement suit brought by Bank Night is awaiting a hearing on an appeal from having been thrown out of the lower court when both Bank Night and the alleged infringement were declared to be lotteries.

No Lawyers

The M.P.T.O.A. trade practice committee concluded its first conference, held with Neil F. Agnew of Paramount, in record time yesterday, disposing of all issues under discussion before lunch. Asked if there was any explanation for the speedy understanding a member of the committee replied pointedly:

"Yes. There were no lawyers present."

W. E. Raynor Back; Indie Deals Closed

William E. Raynor returned yesterday from an eight-week cross country tour of independent exchanges, during which he closed with numerous distributors for the six quota pictures Dominion Prod. is making for M-G-M in Toronto for release in England.

Territories closed are Superior Exchanges, Chicago, Milwaukee, St. Louis and Indianapolis; Elliott Films, Minneapolis; Mercury Exchanges, Denver and Salt Lake City; All Star Features, San Francisco and Los Angeles; Masterpiece, Philadelphia and Washington.

J. R. Booth of Ottawa is backing the production. The first two, "Under Cover Man," with Charles Starrett, and "Thoroughbred," with Toby Wing, already have been completed and are now available for release.

Hayward Here from Erin

Richard Hayward of Belfast, Ireland, has arrived in New York with his first feature "The Luck of the Irish." He plans to produce three additional pictures entirely with Irish casts.

Trustee Protesting Claim on Skourases

St. Louis, May 12.—Nelson Cunliff, Federal court trustee for Skouras Brothers Enterprises, Inc., is expected to ask the Federal court to reject the recent action of John A. Hope, referee in bankruptcy, in approving the claim of $3,171,796 of the Central Properties Corp. bondholders' committee against the Skouras firm, former operators of the Ambassador, Missouri and New Grand Central and majority stockholder of the St. Louis Amusement Co.

The claim was based on bonds issued in 1925 by Central Properties, on which Skouras, as the parent corporation, had guaranteed payment. Cunliff claimed the bonds had been discharged through the reorganization of Central, but Hope declared the reorganization provided that the bondholders would not release liability on the bonds. Hope rejected two other claims of the bondholders' protective committee, involving $215,300.

More 2-a-Day Shows Set by Independents

(Continued from page 1)

musical will be scaled at $1.50 top. On June 1, "A Midsummer Night's Dream" will begin a five-day run in either of the two houses.

Si Fabian is now showing "The Great Ziegfeld" at the Harmanus Bleecker Hall in Albany at $1.50 top. The first week ends Friday and it is likely it may be held indefinitely.

Finishing Astoria House

The Gilyou Amusement Co., headed by Frank Mascato, is completing the Ditmars, Astoria, and expects to have it open Decoration Day. Modernistic fixtures are being supplied by the Amusement Supply Co.

Looking 'Em Over

"Lawless Range"

(Republic)

Routine and average western material, this, nevertheless, has its full quota of action, with the fast riding, gun play and general all around scrapping which is especially pleasing to the youngsters and seems still to have its devotees among many of the adults. As double bill, week-end material it rates with the others, which is to say it is satisfactory entertainment of its kind.

John Wayne, young and active, has the lead, with Sheila Mannors chiefly concerned with the romantic aspects of the support.

Wayne, called to the aid of an old friend of his father, who is in trouble, finds the old man gone and his niece trying to protect the ranch from a gang of marauders, who had tried to frighten Wayne out of the country. He discovers that the gang is keeping supplies out of the valley and seeking to drive the ranchers out. Wayne brings in the supplies, and is asked to assist in driving the cattle to market.

He is captured by the gang, finds the old man, and the two escape. Wayne rides for a sheriff's posse and they arrive in time to save the cattle and trap the gang. It is revealed that the local banker is the brains behind the raids, he seeking to foreclose on all the ranches in the valley. R. N. Bradbury directed from a story and screen play by Lindsley Parsons.

Reviewed without production code seal. Running time, 58 minutes. "G."

"One Rainy Afternoon," which opens at the Rivoli today, was previewed by wire from Hollywood April 24.

"The Moon's Our Home," previewed at the Paramount last night and in its regular run there this morning, was covered from the coast April 3.

"Show Boat," opening at the Music Hall tomorrow, was reviewed from Hollywood April 14.

Luise Rainer Wins April Guild Award

Hollywood, May 12.—Luise Rainer annexed first honors from the Screen Actors' Guild for the best performance during April for her work in "The Great Ziegfeld."

For the first time two actors tied for first honorable mention, William Powell for his "Ziegfeld" role and C. Aubrey Smith for "Little Lord Fauntleroy." Henry Stephenson took second mention for "Little Lord Fauntleroy."

William Anthony McGuire won top Screen Writers' Guild honors for "The Great Ziegfeld." Huge Walpole won first honorable mention for "Little Lord Fauntleroy," Herbert Fields and Gertrude Purcell, the latter of whom did additional dialogue on "Love Before Breakfast," and Nunnally Johnson, for "The Prisoner of Shark Island," tied for second mention.

Korda to Center His Staff at New Plant

London, May 12.—Alexander Korda proposes making his business 100 per cent self-contained under one roof by transferring sales and publicity of London Films from Grosvenor St. to the new studios at Denham on May 23. He will also screen pictures for trade at the studio in the small theatre, seating 350, which is part of the new development.

Film Center Plan Up

Hearings will be held today on the reorganization plan for Film Center, Inc., before Supreme Court Justice Lloyd Church. The plan calls for formation of a new company after a foreclosure sale and issuance of new bonds to the holders of the present first mortgage bonds for $1,900,000 and the second mortgage bonds of $300,000.

Wall Street

Little Activity on Board

	High	Low	Close	Net Change
Consolidated	5¼	4¾	5⅛	+ ¼
Consolidated, pfd.	17¼	16¾	17	+1
Eastman	163¾	163	163	— ¼
Eastman, pfd	163¾	163½	163½	+ ¼
Loew's, Inc.	46⅜	46	46	.....
Paramount	9⅛	8⅞	8⅞	— ¼
Paramount 1 pfd.	71	70	70	— ½
Paramount 2 pfd.	9⅞	9¾	9¾	— ⅛
Pathe Film	8⅞	8⅝	8⅝	+ ¼
RKO	6⅛	5⅞	6	.....
20th Century-Fox.	23⅞	23½	23½	— ⅜
20th Century, pfd.	33½	33¼	33¼	.....
Universal, pfd ..	95½	95	95	—1
Warner	9¾	9⅝	9⅝	— ⅛

Technicolor Up on Curb

	High	Low	Close	Net Change
Sentry Safety ...	⅝	⅝	⅝	.....
Sonotone	2⅝	2⅝	2⅝	.....
Technicolor	27⅝	27⅛	27⅝	+ ½
Trans-Lux	3¾	3⅝	3⅝	— ⅛

RKO Bonds Gain 3 Pts

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	24⅜	24	24⅜	— ⅛
General Theatre Equip. 6s '40 ctf	24¾	24¼	24¾	+ ⅝
Loew's 6s '41 ww deb rights	97¼	97⅛	97¼	.....
Paramount B'way 3s '55	60⅛	60	60	.....
Paramount Pict. 6s '55	90½	89⅞	89⅞	— ⅜
RKO 6s '41 pp...	68	67¾	68	+3
Warner Bros. 6s '39 wd	92½	92	92	— ½

(Quotations at close of May 12)

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OL. 39. NO. 114 NEW YORK, THURSDAY, MAY 14, 1936 TEN CENTS

Schiller Back n Harness at Loew Theatres

akes Up Duties as His Health Permits

E. A. Schiller, who was compelled suspend activities as a vice-presint of Loew's, Inc., several years o, will pick up his former duties as eatre operator of the circuit's out--town situations as his health alws. Schiller has been in New York r a couple of weeks. He is now on s way back from the M-G-M sales nvention in Chicago and is seeking house in the suburbs for the sumer.

He has been recuperating from his ness for about two years. In that riod, he has undertaken an occanal special job for Loew's. While California during the early stages his sickness, his headquarters were San Francisco when M-G-M was volved in a product dispute with A. McNeil of the Golden State rcuit. Theatres in opposition to cNeil were then contemplated, but opped when M-G-M and the circuit erator eventually made a deal. ter, when M-G-M and Chicago exbitors were lined up on opposing les on the question of percentages d preferred playing time, for a time

(Continued on page 6)

learance Studies Urged by Connors

CHICAGO, May 13.—M-G-M sales legates were urged by T. J. Conrs, eastern sales manager, in his nvention talk, to analyze carefully isting clearances with a view to rrection.

"Very often," he said, "clearance ill remove a theatre from the possility list, or too great a period of earance will prevent the sale of prodt. Often, theatres can run day and te, but a selfish exhibitor has insted upon a clearance and you have

(Continued on page 6)

KO Sales Meet Set For June 15 in N. Y.

Revisions of RKO's new season oduction plans now in work by the eads of the company in Hollywood ve necessitated the setting back of e company's annual sales conventon to June 15, 16 and 17 at the Walrf-Astoria, Jules Levy, vice-presint and general sales manager, said sterday.

The later date will permit Leo

(Continued on page 7)

Alperson, Group Take Over 66,667 Grand Nat'l Shares

Edward L. Alperson and associates have acquired 66,667 shares of Grand National Films stock out of the 200,000 shares which are now outstanding, it was disclosed in a letter sent to stockholders of Pathe Film Corp. yesterday. The remainder of the 200,000 shares of Grand National outstanding is held by Pathe, but, of this number, 117,000 shares will be required for a stock dividend to be paid to Pathe stockholders. This will leave Pathe with approximately 16,333 shares of Grand National.

The new producing and distributing company, of which Alperson is president, has an authorized capital stock of 1,000,000 shares of a par value of $1 per share. Grand National received $800,000 for the 200,000 shares now outstanding in the hands of Alperson and Pathe, according to the latter's letter to its stockholders. This would indicate that Alperson and associates subscribed approximately $266,000 of new capital to Grand National and Pathe approximately $535,000, believed to represent what was its controlling interest in First Division.

Provision has been made to obtain additional capital by offering to Grand National stockholders subscription rights to additional shares out of the authorized and unissued capital stock of the company. Warrants covering the additional stock to be offered will be distributed to Grand National stockholders of record as of a date after the company has complied with S.E.C. requirements on such additional stock.

Under the provisions of Pathe's

(Continued on page 7)

Industry Fires Few, Convention Is Told

ATLANTIC CITY, May 13.—The film industry made an amazing record in 1935 in freedom from fires, Robert S. Moulton of Boston, chairman of the Fire Record Committee, reported to the National Fire Protection Ass'n here.

"The records show only two," he said, "with ridiculously low loss, one being only $18. Of course, there were

(Continued on page 7)

Center Theatre Will Close Next Tuesday

The Center, smaller of the two Radio City theatres, will close next Tuesday for the summer, reopening Sept. 5 with the stage spectacle, "White Horse Inn." Previous to reaching the decision to close, it was planned to maintain operations until the middle of July. Several Twen-

(Continued on page 7)

The Winnah!

When "One Rainy Afternoon" went into production in Hollywood a couple of months ago, there was a ceremony to mark the event. It rained.

When the picture was completed, it rained.

On the way to a first preview, Jesse L. Lasky turned to Francis Lederer, Ida Lupino, Rowland V. Lee and Hugh Herbert and said, "I'll bet you, it rains in New York the day the picture opens." They took him on, but at two to one.

Yesterday morning after his arrival, Lasky received a wire from Lederer inquiring about the weather. Lasky replied, "Cloudy, but looks like rain."

What happened all through the afternoon and early evening cinched the bet for the producer.

Safeguards Studied For Sale of Plays

Protective provisions to safeguard the interests of film companies under the sale of film rights to stage plays which film companies have financed are to be worked out immediately by a joint committee representing producing managers and playwrights, it was stated by the Dramatists' Guild yesterday.

The provisions will be in the form of instructions for the guidance of Joseph P. Bickerton, who serves as negotiator in the sale of production rights. The instructions themselves will not be made a part of the new five-year contract just negotiated by managers and playwrights, but will

(Continued on page 7)

NewRKO-VanBeuren Deal Runs for Year

A new contract for the distribution by RKO of Van Beuren subjects for another year has been set, it was stated yesterday by Jules Levy, RKO sales manager.

The new Van Beuren schedule is expected to number 32 to 36 subjects next season instead of the former 48, as a result of RKO's new distribution deal with Walt Disney,

(Continued on page 7)

"U" Promises Score Charge Elimination

Cancellation and Local Boards Also Assured

Universal has agreed to eliminate the score charge from its new season contracts, the M. P. T. O. A. trade practice committee was advised yesterday by James R. Grainger, Universal sales manager, at the second of the committee's series of individual meetings with national distributors.

In addition to foregoing the score charge next season, Universal will agree to the elimination of all restrictions and qualifications in connection with the exercise of the cancellation privilege and will support the move to establish local conciliation boards in all key cities. These boards are counted upon by the M. P. T. O. A. to aid materially in solving local problems of overbuying, the forcing of shorts with features, arbitrarily or unfairly designated playdates, unreasonable clearance, unfair cut-rate competition between theatres and competition from non-theatrical sources.

The M. P. T. O. A.'s trade practice program calls for immediate relief from designation of an excessive number of preferred playdates and from the forcing of shorts with features, in addition to Universal's stated concessions. Universal has not been

(Continued on page 7)

B. & K. Duals Await M-G-M Pact Ruling

CHICAGO, May 13.—B. & K.'s switch to double bills in theatres out of the Loop hinge upon clarification of contracts with M-G-M, declares Barney Balaban. On the other hand, William F. Rodgers, general sales manager of M-G-M, states his company's agreements carried no single feature clause so far as he knew.

Independent exhibitors here have been maintaining all contracts with Chicago exchanges specifically provide for single bills.

Bank Night Fate Up To Mass. High Court

BOSTON, May 13.—The fate of Bank Night was argued today before the Massachusetts Supreme Court. The case reached the court on an appeal from conviction in a lower court.

Bank Night and other giveaways and prize awards have been stopped in most spots in the state pending a rul-

(Continued on page 7)

MOTION PICTURE
DAILY

(Registered U. S. Patent Office)

Vol. 39 May 14. 1936 No. 114

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Big Turnout Looked For at Ampa Lunch

A big turnout is predicted for the Ampa lunch today at which Jesse L. Lasky will be guest of honor. Many reservations have been received from Lasky's friends and business associates as well as from members. As a result, the lunch will be held in the east ballroom.

Entertainment will start at 1:30 o'clock and luncheon at 12:45 o'clock, with Pat Casey as toastmaster.

Among reservations received yesterday were seven from Ed Kuykendall, H. H. Buxbaum, Lester G. Grady, Harry D. Buckley, Sam Dembow, Jr., Ben Shlyen and Lawrence E. Reid.

Delay Orpheum Hearing

A hearing on Referee Oscar W. Ehrhorn's report on the bankruptcy administration of Orpheum Circuit, scheduled for yesterday in Federal District court here, was postponed to May 27.

Price New Erpi Counsel

T. Brooke Price, member of the law firm of Price, Smith & Spilman, Charlestown, W. Va., has been named general counsel of Erpi. He succeeds J. H. Ray.

◂ Purely Personal ▸

JULES LEVY and Leo Devaney, the latter just arrived from Canada, discuss RKO pictures at one of the side tables at the Tavern yesterday. Harry C. Arthur, Irving Lesser, Ben Ziedman and Louis Astor congregate at a table near the Fox Movietone News crowd, comprising Truman Talley, Lowell Thomas, Laurence Stallings, Ed Thorgersen, Lew Lehr and others. The guffaws which emanate from this table reverberate and some of the diners would like to get in on the gags, but refrain. Walter Futter and Jack D. Trop, George R. Batcheller and James P. Normanly confer independently at individual tables; Mike Clofine is there with a guest. Ed Finney straggles in late and sits where Leonard Goldstein and Jack Goetz are talking things over. Harry Thomas, Irwin Kleeblatt, Edward Halperin and Al Friedlander discuss "The Return of White Zombie," which has been dated into the Rialto to follow "Dracula's Daughter." William German, Richard Brady and Lowell Calvert occupy one of the front tables. Mitchell Klupt is deserted and after having his lunch is joined by Thomas and Friedlander. Budd Rogers and Ralph Poucher deep in conversation, while Arnold Van Leer and Jack Barnstyn, also without guests, ramble to other tables. Bugs Baer walks in late and decides not to have lunch.

•

Jacob Wilk, L. Levand, Gabriel Hess, Charles Casanave, Ed Kuykendall, Austin Keough, Oscar Lam, Lewen Pizor, Sam and George Dembow, Carrol Trowbridge, Y. Frank Freeman, S. Barret McCormick, Jack Pegler, George Borthwick, Dave Palfreyman and L. C. Griffith, at the Cinema Club and discussing the topics of the day.

•

At the Astor are Howard Strickling, Al Wilkie, Moe Streimer, Max A. Cohen, Charles Reagan, Arthur Mayer, Herman Gluckman, Ed Schnitzer and Leo Justin.

•

J. J. Milstein, who had planned to return to the coast this week to wind up his business affairs, has changed his mind. He's decided to stay in New York for a while before heading west.

•

Louis B. Mayer, who has been discharged from the hospital after spending the week end under observation will leave for the coast next Tuesday or Wednesday. Howard Strickling will accompany him.

•

Jimmy Durante will tour important cities in Great Britain, following an engagement at the London Palladium. Lou Clayton is crossing with him, for golfing purposes.

•

Herschel Stuart returned from Texas yesterday.

SID MEYERS, Miami exhibitor, in New York visiting Fred Jack and Norman Moray of the Warner sales forces, has invited them to play golf with him on their next trip to the winter resort.

•

Jimmy Dunn "poured" at a cocktail party yesterday. Republic was host.

•

Tallulah Bankhead may do a play in Hollywood.

•

Peggy Wood and Dorothy Gish go summer playing at Cohasset, Mass., this year.

Quip of the Day

Nice tieup the U. A. publicity boys arranged for the opening of "One Rainy Afternoon" yesterday —Gert.

Marc Lachman is handling the publicity for "Gorgeous," the first George Hirliman picture to be released through Grand National. Lachman is making his offices at Grand National.

•

Max D. Steuer, attorney for the Sabath Congressional Committee in its study of the reorganizations of Paramount and RKO, has delayed his departure from Chicago and is not expected here until the end of the week.

•

Jim Normanly is trying mightily to leave for the coast today. By train, is the method, but, if delayed, he will leave later by air. He must be on the scene again at Universal City Monday morning.

•

Paul Gallico has closed with Paramount for the purchase of "Tightwad," his story of life in a newspaper office. Charles Ruggles is expected to be cast in the title role.

•

Harry C. Arthur planned to take in a ball game yesterday afternoon as a sort of respite after 10 days in St. Louis. The rain spoiled it.

•

Richard Hayward, star and producer of "The Luck of the Irish," leaves these shores tomorrow on the *Samaria.*

•

Murray Silverstone, head of U.A. activities in England and on the Continent, is due in about two weeks.

•

Will H. Hays is back from the coast after a stopover in Chicago en route.

•

Elizabeth Allan arrives today on the *Manhattan* en route to Hollywood from England.

•

Edward Alperson will head for the coast in about a month.

•

Joe Vogel is due back from the M-G-M Chicago convention today.

Says Deal Was On

London, May 13.—"I have had some discussions here with regard to sale of Twentieth Century-Fox's interest in Gaumont British, but nothing has materialized," Joseph M. Schenck today was reported to have told the Dow, Jones financial ticker service.

Kodak Dividend Set

Rochester, May 13.—Eastman Kodak has declared an extra dividend of 25 cents a share in addition to the regular payment on the common stock. Both are payable July 2. Similar payments were made on April 1.

Wolff, Arthur Here On St. Louis Deals

Marco Wolff and Harry C. Arthur of F. & M. have returned to New York to work out details in connection with the acquisition of the three Warner houses in St. Louis. They plan to remain in New York about a week and then return to the Mound City.

Wolff yesterday said he did not know when he would return to Los Angeles, as there were a number of matters he had to clean up here before he could leave. Arthur stated he hadn't decided when the switch in management of the Orpheum, Shubert-Rialto and Hi-Point in St. Louis would take place.

Warner Men Confer On Shorts Program

Warners' short subject program will be set by the end of the week, Norman H. Moray, head of the company's short subject sales, said yesterday. He is holding conferences with Fred Jack, southern division manager with headquarters at Dallas; James Winn, midwest division head with offices at Chicago; A. W. Smith and Gradwell Sears.

Sales policy on the shorts also is being discussed. It is likely that next season will see an increase in this lineup.

FWC-Tally-Corbar Hearing Postponed

Los Angeles, May 13.—Hearing on the petition of T. L. Tally and Corbar Corp. for a rehearing in the Fox West Coast bankruptcy was postponed today until next Monday owing to the absence of Attorney William H. Neblett, counsel for Tally and Corbar, who is now in Washington.

The brief hearing this morning consisted of a motion by Referee Earle Moss that remarks in the record which he considered detrimental to himself be stricken out. The request was denied by Judge James Alger Fee.

Kalmus Coming to Arrange Financing

Hollywood, May 13.—Dr. Herbert T. Kalmus entrained for New York yesterday to arrange an additional appropriation of $1,500,000 for the expansion of the local Technicolor plant which is to handle increased color business.

Kalmus will meet with the company's board of directors at the annual meeting in New York.

Para. Meet Delayed

It is understood that the Paramount sales convention plans are being delayed pending the settlement of the Walter Wanger deal now being negotiated between Adolph Zukor and the producer. It is thought, however, that the meet will be held at the Palmer House, Chicago, June 5-6.

Cantor Aids Hadassah

While in Boston early this week to attend a dinner given by A. Lincoln Filene, Eddie Cantor raised $3,250 in cash and $4,028 in pledges for Hadassah, the women's Zionist organization of America. The money will be used to transport Jewish children from Germany to Palestine.

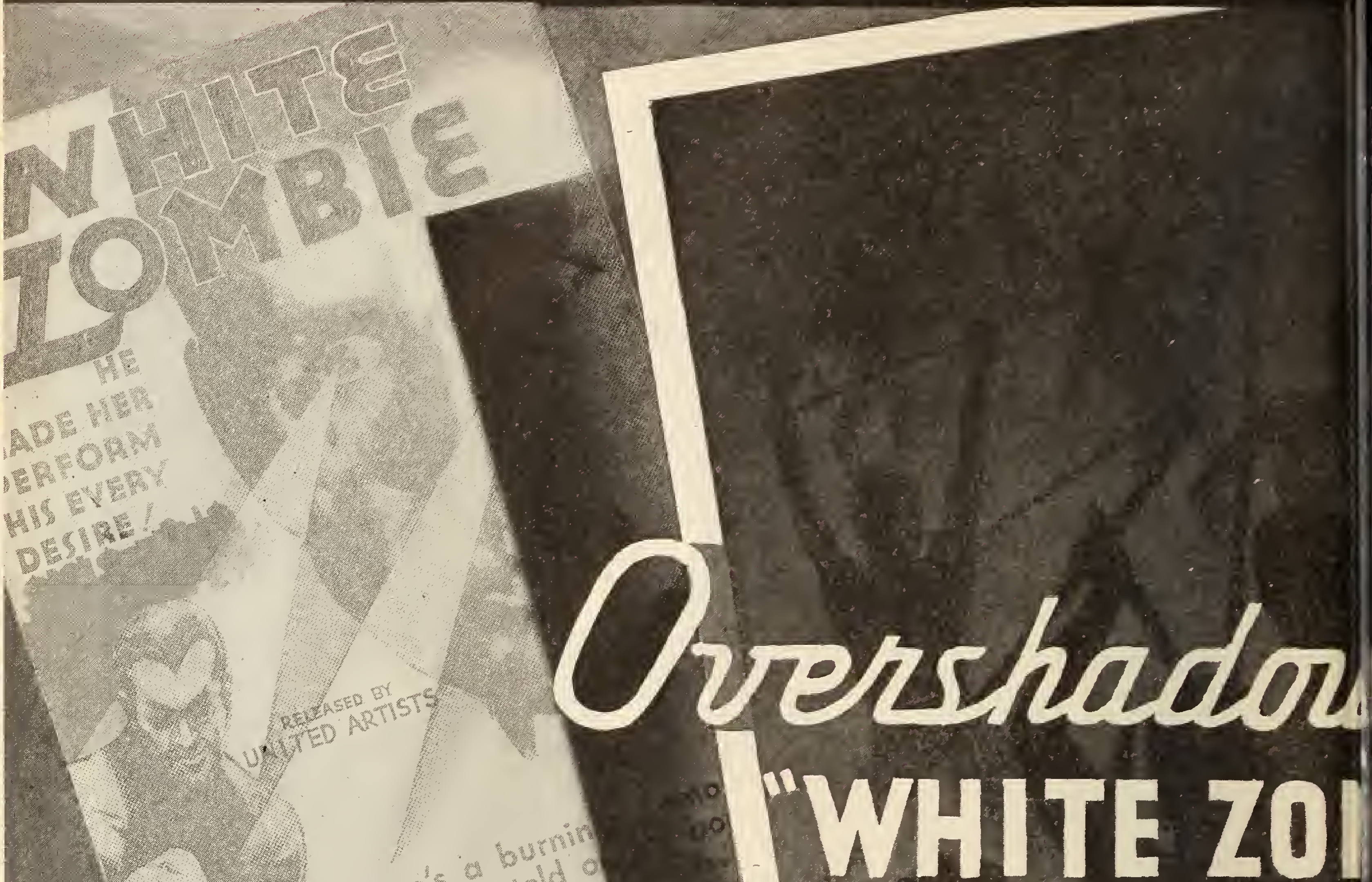
THE PICTURE OF THE WEEK

Another excellent example of Warner Bros.' flair for timely stories of box-office importance is

"THE LAW IN HER HANDS",

first picturization of a woman lawyer's battles against America's crime wave. 'Outstanding' portrayals by Margaret Lindsay as the lady 'mouthpiece', Glenda Farrell as her partner-in-law, Warren Hull as district attorney and Lyle Talbot as the boss racketeer, are aided by Eddie Acuff, Dick Purcell, Al Shean and director William Clemens. A First National Picture. Released May 16th.

REVOLT of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"WHITE ZO
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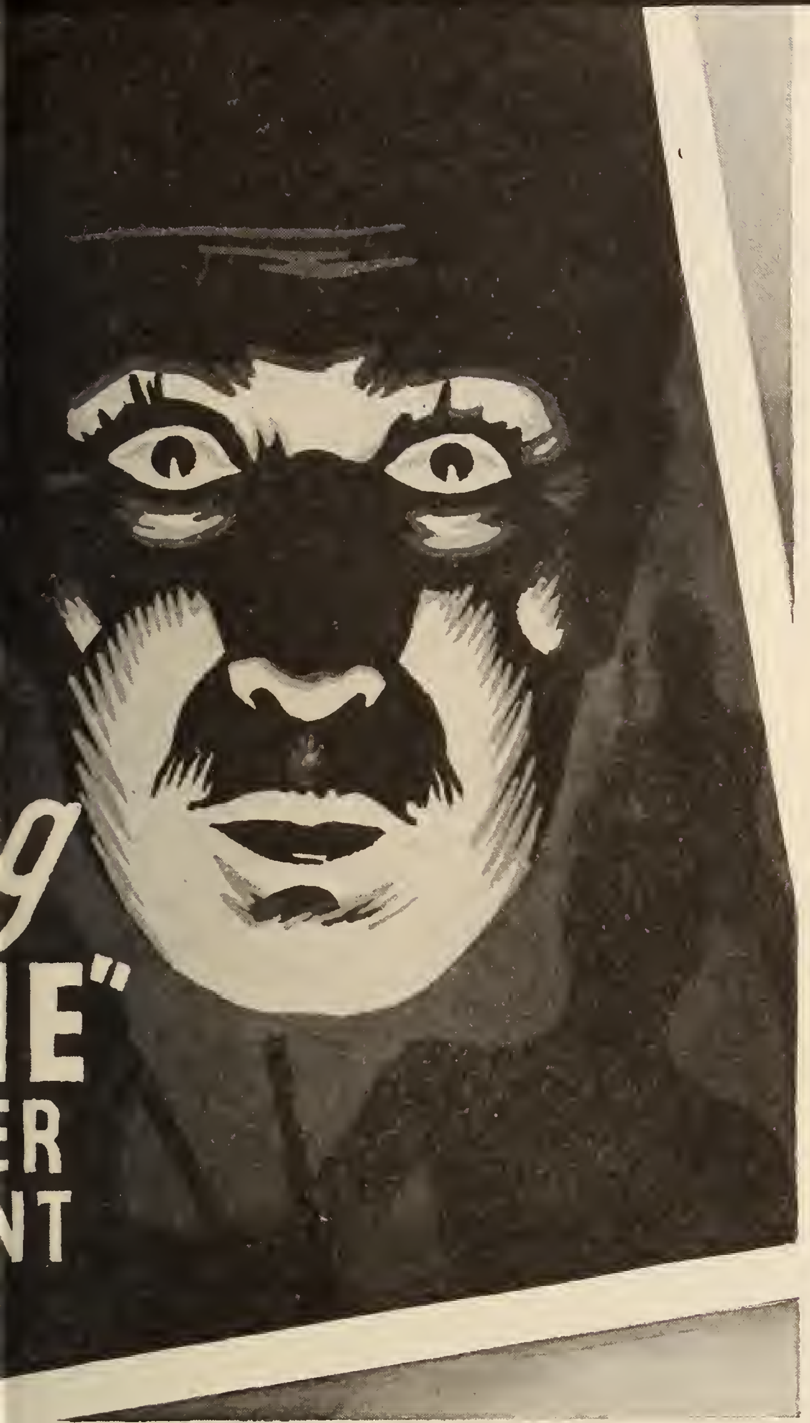
PICTURES

From the Producers of **"WHITE ZOMBIE**

e ZOMBIES



. . . following in the million-dollar profit tracks laid down by **WHITE ZOMBIE**

Watch the Smash First Run openings at the RIALTO Theatre, New York City, May 23rd, and RKO's Ace Terminal Theatre, Newark, N. J., May 16th.

Arthur Mayer of the Rialto and Bob Ungerfeld of the Terminal are using 100 original Exploitation tie-ups on this Exploitation Natural-Money-Picture.

PRODUCED by EDWARD HALPERIN
DIRECTED by VICTOR HALPERIN
with DOROTHY STONE
DEAN JAGGER

REVOLT OF THE ZOMBIES is the outstanding profit event of the season . . . pre-sold to both the public and the exhibitor through their remembrance and the never-to-be-forgotten profits of WHITE ZOMBIE—made by the same producers and released five years ago.

FOR FRANCHISES AND BOOKINGS ON
REVOLT OF THE ZOMBIES
Communicate with

ACADEMY PICTURES DISTRIBUTING CORPORATION

1501 Broadway PARAMOUNT BUILDING New York, N. Y.

Foreign Distribution by

AMERANGLO CORPORATION

225 West 42nd Street Cable address: CHRONOPHON, N. Y. New York, N. Y.

PARTY GIRL", "I CONQUER THE SEA"
and 20 OTHER UNUSUAL HITS

Clearance Studies Urged by Connors

(Continued from page 1)

granted it and have lost the sale of our product. Much of the clearance now in existence came into being during the NRA period, approximately two years ago. Conditions have changed in the past two years and I would suggest that everyone of you carefully analyze existing clearances with a view to correcting them."

In his final speech, William F. Rodgers, general sales manager, said, in part:

"We undersell our product. I believe more exhibitors would have a tough time surviving without Metro. So let's get the best price possible for our pictures. I face the future with confidence."

Group conferences were the order of the day with Connors and E. M. Saunders in consultation with those from the most distant points first in order that they might leave at once. Policy and situational problems were discussed with office managers and bookers while district managers conferred with Rodgers and Al Lichtman. Exploiteers left this noon after talks with Howard Dietz and W. R. Ferguson.

Among the promotions announced by Rodgers were: Clayton Lynch, from St. Louis to Los Angeles as branch manager; Walter Banford, Des Moines, succeeds Lynch; Dexter Kennedy, salesman, succeeds Banford. Forrest Snyder, St. Louis booker, was made office manager there and Al Putz, Chicago booker, becomes office manager at Minneapolis.

The convention closed last night with a banquet in the Palmer House ballroom.

Rodgers was presented a complete set of luggage by the sales force. F. D. Drew made the presentation speech. Allen Cummings and E. M. Saunders were given star sapphires laid in platinum rings. Connors was given diamond-studded platinum studs.

The banquet room was elaborately decorated. Rodgers and Al Lichtman made short speeches, but the balance of the evening was devoted to entertainment supplied by B. & K. headliners. Among them were Gus Van and Bob Hall, the Palmer floor show, and a dozen other acts.

The group meetings will be continued through Friday.

Roars from Leo's Lair

Chicago, May 13.—The boys got a break when they were presented with lapel watches by Hal Roach. Key cases with keyhole lights were also presented to the delegates in attendance.

✚

Al Lichtman said that Barrett Kiesling was a pioneer in the publicity line due to his work on "Romeo and Juliet." Barrett's speech won rounds of applause and much favorable comment from those present.

✚

Dates for "The Great Ziegfeld" have been coming in so fast Bill Ferguson is unable to find men to handle them.

✚

Ted O'Shea followed a devious route to get here. The Buffalo manager traveled east to Syracuse where he picked up the special out of New York and proceeded west again.

✚

A Western Union Trans-Lux system was set up in convention hall and used by Howard Dietz for presenting advertising plans to the delegates.

✚

Henry Nathanson of Regal, the company's Canadian distributor, did not attend because of illness. Wolfe Blankenstein, Calgary manager, absent for the same reason.

✚

Eddie Fontaine, Paramount district manager, dropped into the Palmer House to spend a few minutes.

✚

GREATEST COMPANY ON EARTH
in

Noture study of Howord Diet: ond Si Seadler. Dietz is clutching to his monly bosom o chimp. Seodler's pet, discernible on the toble upon close examinotion, is on ogouti.

All present were greatly impressed with the statements Lichtman made regarding the size of M-G-M which he said is the largest company of its kind in the world. The figures he gave regarding the extent of territory the company covers in foreign lands proved impressive.

✚

Fred Quimby's porter on the way out was a former elevator boy in a New York apartment building that domiciled Fred years ago.

Roach Arrives Here

Hal Roach reached town yesterday morning after attending sessions of the M-G-M sales convention in Chicago. His stay here is indefinite.

"Ziegfe!d" $17,775 in 5th Week

Continuing its steady pace, "The Great Ziegfeld" at two-a-day at th Astor tallied $17,775 for the fift week. Evening shows are said to b sellouts as well as the Saturday mid night shows.

The second and final week of "1 Hours by Air" at the Paramount gar nered about $22,000. Guy Lombard was on the stage for the run. "Th Moon's Our Home" and Ray Nobl and his orchestra on the stage opene yesterday. Louis Armstrong is th next band attraction.

"Champagne Charlie" at the Cen ter ended with around $6,000.

M-G-M Publicity from Coast

Production news and feature storie on all M-G-M pictures in the futur will be released from the studios in stead of New York under a new pol icy to be adopted, it was learned yes terday. The plan will go into effec as soon as Howard Strickling, coas publicity head, returns to the studios it is understood.

Shifting of the origin of news an feature stories has been found mor advantageous when they emanate fron the studios, it was said. Syndicates newspapers and trade papers will b contacted directly by studio publicit men who, instead of transmitting th material to the home office for dis semination, will save time by releasin the items directly at the source.

Schiller Back Again At Loew Theatre

(Continued from page 1)

Schiller was there representing Nicholas M. Schenck.

"Colonel Schiller has never bee disassociated from the company," Schenck told Motion Picture Daily yesterday. "There are no changes o any kind in the organization. Schiller has been here for years and always will be so far as I am concerned. He resumes duties as his health will allow."

When Schiller went on the inactive list, Joseph R. Vogel, his assistant and for years a protege, assumed full charge of Loew theatre operations out of the metropolitan area.

FULL SPEED
THE GREAT ZIEGFELD
1936
ROMEO JULIET

The cameraman dominates the M-G-M convention, but just for a flash.

U" Promises Score Charge Elimination

(*Continued from page 1*)

offender on either of these prac-s insofar as national exhibitor nion holds, according to Ed Kuydall, M. P. T. O. A. president, so t the company's concessions repent as complete an accord with the iibitor program as appears possible this time.

The exhibitor committee will hold meeting today, but will meet with O tomorrow. Jules Levy and esson Smith will represent the disoutor, while Jack Miller, of the iibitor committee, is expected back m Detroit in time for the meeting ich will bring the committee repretation to full strength. Miller's ence from yesterday's session left ykendall, O. C. Lam, Lewen Pizor l L. C. Griffith as the exhibitor resentatives. They plan to attend Ampa luncheon at the Astor to-.

The committee met with Paramount Tuesday and received assurances m Neil F. Agnew, general sales nager, that that company would ree to an unqualified cancellation vilege and would support the move establish the local conciliation rds. No definite cancellation perntage has been set yet, although ykendall made it plain yesterday t the committee is persisting in its orts to obtain an increase over the esent 10 per cent. The committee l be required to revisit the various npanies to consolidate and define contract purposes the sales attiles which are now being ascerned, and final agreements on canlation percentages will probably be during those visits.

The board of directors of I. T. A., which was not admitted to repentation on the M. P. T. O. A. de practice committee for its meets with distributors, censured the P. T. O. A. stand at a meeting sterday. The I. T. O. A. said it uld issue a statement on the subt today.

afeguards Studied For Sale of Plays

(*Continued from page 1*)

subject to change in advance of the piration of the basic agreement if y fail to work out to the satisfacn of both sides. Only the method drafting the instructions for the gotiator are incorporated in the sic agreement.

Indications are that the instructions the negotiator will provide that a n company financing a play be given first chance to acquire the film hts to that play before it is placed the open market. In addition, safeards for the author of a play anced by a film company are excted to be included in order to prent the forcing down of bids for film hts by limitation of outside interest plays so financed. This would probly involve alloting the author five ys or a week in which to obtain a tter offer for film rights to his play an that made by the film company nich financed its stage production.

These provisions will not have to be submitted to the membership of the Dramatists' Guild or the producing managers' organization, so that their definition is not expected to delay final approval of the five-year basic agreement by the guild. The agreement has already been approved by the council of the guild and the membership of the League of N. Y. Theatres, the managers' organization. The guild membership is expected to give final approvement at a meeting to be held about May 25.

Grand Nat'l Shares To Alperson Group

(*Continued from page 1*)

stock dividend one share of Grand National will be issued for each five shares of Pathe stock, payable to holders of record May 22. Dividend certificates are expected to be available about June 5.

The letter to Pathe stockholders relates that the company's board felt "that it did not have adequate management for the operation of the business of First Division Exchanges, Inc., and it could not acquire new management familiar with the distribution of motion pictures which was willing to take over the operation of First Division and furnish adequate additional capital."

"Therefore," the statement continues, "the Pathe board determined to liquidate First Division and organize Grand National Films as an independent production and distribution company for the purpose of providing an outlet for the laboratory business of Pathe and incidentally for the purpose of distributing the films now under contract for distribution by First Division."

The letter points out that First Division had become involved in financial difficulties and in order to protect advances made to it by Pathe the latter company, through the formation of First International Pictures and the making of further advances, had acquired control of First Division.

"The orderly and economical liquidation of First Division," the letter states, "has been made possible by the arrangement under which Grand National will take over the distribution of the films now under contract by First Division. It is expected that Grand National will furnish a substantial amount of business to the Pathe film laboratory and that the relations between the two companies will be mutually profitable."

NewRKO-VanBeuren Deal Runs for Year

(*Continued from page 1*)

effective next season. Because of the RKO-Disney deal Van Beuren is dropping its series of color cartoons. The series will not be replaced, although Van Beuren may increase some of its releases by the addition of a few subjects.

Center Theatre Will Close Next Tuesday

(*Continued from page 1*)

tieth Century-Fox attractions had been lined up, but because of the consistent losses in the past weeks, the management decided to darken the house May 19. "And So They Were Married," current tenant, will wind up the picture policy.

Bank Night Fate Up To Mass. High Court

(*Continued from page 1*)

ing. The court took the case under advisement.

N. C. Frowns on Bank Night

CHARLOTTE, May 13.—Attorney General A. A. F. Seeawell of North Carolina, has repeated his opinion that the plan of Cash Night and Bank Night submitted to him by an Aberdeen theatre manager is in violation of the state lottery laws, although such nights operated along other plans might not bring the same opinion.

Seeawell said he had no authority to enforce the criminal laws and "it would be far better for you to consult the solicitor of your judicial district and explain your scheme to him."

Bank Nighters to Meet

KANSAS CITY, May 13.—Bank night distributors of the country will hold a convention at Denver in June under the aegis of Affiliated Enterprises, Inc., patentees.

Bronx Hearing Postponed

Hearing on the Bank Night case against the Bronx Opera House, scheduled yesterday in Special Sessions, Bronx, was postponed until May 20.

Edward Goldstein, local agent for the game, has sent out a warning to all exhibitor accounts against a group of alleged racketeers who are said to switch tickets in the theatres playing Bank Night in an attempt to defraud lucky winners. Goldstein stated yesterday that one man was caught at the Alba, Brooklyn, and after spending six days in jail was sentenced by Judge Ruddick in the Bridge Plaza Court to 30 days.

Goldstein asserted the man was offered immunity if he would reveal his associates, but he refused to confess.

RKO Sales Meet Set For June 15 in N.Y.

(*Continued from page 1*)

Spitz, RKO president; Ned E. Depinet, president of RKO Distributing Corp., and Sam Briskin, vice-president in charge of production, who are now conferring on the new season plans in Hollywood, to disclose those plans to the conventionites, it was said. The new date will also permit a screening of "Mary of Scotland" for the delegates.

Industry Fires Few Convention Is Told

(*Continued from page 1*)

a few theatre fires during idle periods, but not in any sense due to carelessness or to film projection.

"We have had complete cooperation from the industry and it has adopted every recommendation we have made. In the studios they have gone beyond anything ever believed possible. In filming pictures everything about the studios—scenery and even the women's costumes—are soaked in fire-resistant fluids, with the result we have not had a conflagration or loss of life there.

"The record of fire loss in the industry has been low for several years and is steadily dropping."

Motion Picture Industry

testimonial luncheon to

MR. JESSE L. LASKY

under auspices of

Associated Motion Picture Advertisers, Inc.

east ball room, 8th floor

Hotel Astor, New York City

Thursday, May 14th, 1936

Luncheon promptly at 12:45

Trans-Lux '35 Net Reaches $182,272

Trans-Lux Daylight Picture Screen Corp. and subsidiaries had a net profit of $182,272.65, after all charges, for the year ending Dec. 31, 1935, the stockholders were told at their annual meeting yesterday. The 1934 net was $180,637.

Net for the theatres was $30,879.35 after all charges. This compares with a loss of $51,159 for 1934. Cash dividends paid totaled $142,160.60, leaving a consolidated earned surplus at the end of the year of $426,064.01. Total assets of the company were listed as $1,167,984.61.

In his report Percy N. Furber, president, said an improvement in business last year had been maintained during the first quarter of this year, and that the net for the first three months of 1936 was $72,386, as compared with $35,072 for the same period last year.

Trans-Lux Movies Corp., wholly-owned subsidiary, for the first three months of this year showed a net of $14,697, as compared with a loss of $13,248 for the corresponding period in 1935.

Furber called attention to the purchase of a Washington theatre site and said the company hoped to open at least three new theatres this year. He predicted that in time the theatre division would show a larger profit than the company's ticker unit.

All officers were reelected as follows: President, Furber; executive vice-president, Furber; vice-president and treasurer, Arthur C. Payne; vice-president, Robert L. Daine; secretary and assistant treasurer, Edward T. Holway; assistant secretary, A. T. Mulcahy; comptroller, A. D. Erickson; directors, Robert W. Atkins, Daine, George H. Eichelberger, Harold P. Farrington, Furber, Robert L. Gordon, Edwin G. Lauder, Jr., George H. Robinson, Walter Siemers and Leslie E. Thompson.

Wall Street

Fractional Gains on Board

	High	Low	Close	Net Change
Consolidated	5½	5¼	5⅜	+ ¼
Consolidated, pfd	17⅝	17½	17⅝	+ ⅝
Eastman	163¾	163½	163¾	+ ¼
Loew's, Inc.	46½	46	46½	+ ½
Loew's, Inc., pfd	106¾	106¾	106¾	+ ¾
Paramount	8⅞	8¾	8¾	— ⅛
Paramount 1 pfd.	69½	69	69½	— ½
Paramount 2 pfd.	9⅞	9¾	9¾	.....
Pathe Film	9	8½	8⅞	+ ¼
RKO	6	6	6	.....
20th Century-Fox.	23½	23½	23½	.....
20th Century, pfd.	33¼	33	33¼	.....
Universal, pfd ...	95	95	95	.....
Warner Bros.	9¾	9⅝	9⅝	.....

Slight Curb Rises

	High	Low	Close	Net Change
Sonotone	2⅝	2½	2½	— ⅛
Technicolor	28⅜	27¾	28	+ ¾
Trans-Lux	3⅞	3¾	3⅞	+ ¼
Universal	10½	10½	10½	+ ½

Paramount Leads Bonds

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	25½	24¾	25¼	+ ⅞
General Theatre Equip. 6s '40 ctf	26	24¾	25½	+ ¾
Loew's 6s '41 ww deb rights	97⅜	97¼	97¼	.....
Paramount B'way 3s '55	61	61	61	+1
Paramount Pict. 6s '55	90¾	90¼	90¾	+ ⅞
Warner Bros. 6s '39 wd	92	92	92	.....

(Quotations at close of May 13)

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Case of the Velvet Claws"

(*Warners*)

Hollywood, May 13.—This latest in the Perry Mason series is weaker in story than its predecessors, relying on comedy to sustain the interest. Warren William, as a detective, is literally dragged from home on his wedding night with Claire Dodd to work on a blackmail case involving Winifred Shaw, Kenneth Harlan, Joseph King and Addison Richards.

When King is murdered, Shaw and William try to pin the guilt on each other and after a maze of false clews has been introduced William finally discovers Gordon Elliott is the culprit.

The comedy mainly concerns unsuccessful attempts by William to rejoin his bride. A sneezing epidemic is inserted for laughs.

Eddie Acuff, as William's assistant, and Olin Howland, as the coroner, give the best performances in support. The screen play is by Tom Reed, from Erle Stanley Gardner's story. William Clemens directed under the supervision of Bryan Foy.

The selling campaign may best be concentrated on the names in the cast.

Production Code Seal, No. 2,151. Running time, 62 minutes. "G."

Stereoscopic Films Shown to the SMPE

Stereoscopic pictures in both black and white and color were demonstrated last night before the final spring meeting of the S. M. P. E. at the Hotel Pennsylvania. In connection with the demonstration George Wheelwright of the Land-Wheelwright Laboratories, Boston, one of the inventors, read a paper explaining the principle of the invention.

Spectators are required to use glasses. The difference between these and previous efforts along this line is that they are not red and green glasses, but are colorless. The polarization of the light so that the vibrations are horizontal on one eye and vertical on the other give the effect of depth.

In making the films two cameras are used, Wheelwright explained, and the films are projected one over the other. The fact that the spectators' glasses are without color makes it possible to project third-dimension color films for the first time, Wheelwright said. He predicted that a simplified apparatus for making the films would be available soon.

The Polaroid, as the glass is called, is made by laminating sheets of transparent material between panes of glass. In these sheets the crystals "comb out" the light vibrations so that they all go in one direction.

Irwin in Suit Over "Ghost Goes West"

Wallace Irwin, author and playwright, has filed suit in Federal district court to enjoin further showings of "The Ghost Goes West," and seeking an accounting and restitution, alleging plagiarism of his story, "The Transplanted Ghost," which he claims was written and copyrighted prior to 1910.

Defendants are London Film Prod. Ltd., which made the film; United Artists, distributor, and Robert E. Sherwood, author of the film story. Irwin contends his story was published in *Everybody's Magazine* and later was included in a volume, "Humorous Ghost Stories."

Bronx Stay Sought On Cocalis Theatre

Injunction proceedings have been instituted in the Bronx Supreme Court by John Bolte and Matty Kutinsky seeking to prevent Sam Cocalis from operating the Melba, Bronx, in an alleged violation of partnership agreements. Milton Hart is representing Bolte and Morris Wolff is attorney for Kutinsky.

According to the partnership pact with Kutinsky, Cocalis is supposed to have made Kutinsky a partner in the Melba, or any theatre in the vicinity of Kutinsky's houses. Cocalis is said to have refused to include him in the Melba situation. The Bolte agreement is said to provide that Cocalis cannot take a theatre a mile from the Wakefield, Laconia and Burke.

Cocalis yesterday stated: "Anyone can sue. They haven't a leg to stand on. The Melba is out of the mile zone."

Yeager Takes Over Nine More Theatres

Denver, May 13.—Nine theatres have been added to the string of C. U. Yeager, Bank Night owner, as a result of a partnership with Charles Klein of Deadwood, S. D. The Klein theatres are operated by the Deadwood Amusement Co. Yeager already operates seven Colorado houses, is in partnership in two Denver houses, and so now has interests in 18 in this territory, Fox Intermountain being the only group with a larger number.

Klein's theatres include seven in South Dakota: the Majestic at Sturgis; Belle at Belle Fourche; Deadwood and Isis at Deadwood; Elk and Rex, Rapid City; the Hot Springs at Hot Springs, and two Nebraska houses, the Pace at Gordon and the Pace at Chadron.

Hake Here for New Post

C. V. Hake, formerly Twentieth Century-Fox manager in Japan, has arrived in New York to assume the post in the head office Foreign Dept. to which he was appointed some weeks ago by W. J. Hutchinson, foreign manager.

Short Subjects

"March of Time No. 5"

(*RKO*)

The three episodes in the new iss of the "March of Time," No. 5 1936, combine the significant in wo and U. S. affairs with action and dr matic force in such a fashion as cause this issue to rank high in p tential general interest. The three quences present in the nature of cross-section view of the relief pro lem in the country, the League Nations European dilemma and t manner in which the railroads of th country are meeting the challenge other transportation media.

Outstanding in the League of N tions episode, in which is clearly a simply outlined, with a fast, te pace, the situation which finds t league facing collapse. Japan to Manchuria, Germany rearmed, th came a new crisis as Italy pressed Ethiopian campaign. England soug to prevent the movement with san tions, and French help was vital. B when Hitler's troops entered t Rhineland, France dared not offe the Italy which might later be valued ally against Germany. So t possibility of collective action co lapsed and England set about armi itself to the limit, preparing for a eventuality.

The vital and significant phase the relief situation in this country typified by the recent action in Ne Jersey legislative halls by unemploy minus relief checks, and by the offici licensing for begging of members the 450 families of Ewing Townshi N. J. Relief, it is pointed out, is th most pressing problem of this electio year.

In interesting, amusing fashion th last sequence pictures the lax ar faulty operation of U. S. railroa during the monopoly years. But wi the coming of sharp competition fro buses, trucks and airplanes, the rai roads have been forced to take actio with streamlined speed trains, air co ditioning, the operation of bus line cooperative effort with trucking co cerns and now new low rates, effecti next month.

Intelligent audiences everywher should welcome this cleancut expos tion of three major problems.

Reviewed without production co seal. Running time, 21 minutes. "G

"Canzoneri-McLarnin Fight"

(*De Luxe Film Lab.*)

Excellent photography from variety of angles bring out all th thrilling points of the bout. The fil provides a better than ringside view The end is particularly thrilling a McLarnin makes his last stand agains the onslaught of Canzoneri's try for knockout. No production code sea Running time, 20 mins. "G."

A. W. Kane Dinner Gues

New Haven, May 13.—On the ev of his departure for Boston to be come Paramount exchange manage 50 friends and associates feted Alber M. Kane at the Hofbrau Inn. Kane' New Haven post will be taken ove by Edward Ruff, formerly of th Portland exchange.

Harry F. Shaw, Poli division manager, was toastmaster. Kane was presented a set of golf clubs and balls

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

OL. 39. NO. 115 NEW YORK, FRIDAY, MAY 15, 1936 TEN CENTS

Trade Policy Talks Resume At RKO Today

MGM Meeting Arranged For Next Wednesday

The M. P. T. O. A. trade practice ommittee, after a day of inactivity esterday, resumes its meetings with idividual distribution companies at 3 'clock this afternoon at RKO. In ddition, arrangements were com- leted yesterday for a meeting with I-G-M, to be held next Wednesday.

No meetings will be scheduled for ie week-end, but an effort will be iade to schedule additional sessions or Monday and Tuesday. Meetings ith Republic and Twentieth Century-ox are regarded as possibilities for iese days. John D. Clark, sales man-ger of the latter company, is expected ack from the coast early next week nd may be here in time for a meeting advance of the one set with M-G-M.

Today's meeting at RKO will be eld with Jules Levy, sales manager, nd Cresson Smith, western and south-rn division manager. This will be the ommittee's third individual meeting, essions with Paramount and Univer-al having been held already. A meet-ig with United Artists will be set as oon as George J. Schaefer, vice-pres-lent, returns from Hollywood. A ieeting with Columbia has been de-ayed because of the illness of the iother of Abe Montague, Columbia ales manager. The committee also opes to set conferences with War-ers and G.B.

Nebraska Move for Price Boost Gains

West Point, Neb., May 14.—The ight to boost prices for this entire ector of Nebraska made headway vhen Phil Lannan, manager of the Rivola and Nebraskan, raised admis-ions to 40 cents for a five-day run f "The Country Doctor." The price aise was in the nature of an experi-nent. It was successful, Lannan re-orted, despite the fact the picture had

(Continued on page 10)

Boston Sees Early Bank Night Ruling

Boston, May 14.—An early deci-ion on Bank Night is expected from he Massachusetts Supreme Court as result of the closing of testimony oday.

The court is sitting for a two-week erm, and it is expected by some that ruling will be made within three veeks.

Paramount Drops Its A, B Classification

Hollywood, May 14—Paramount will immediately drop the policy of classifying its product as A or B, William LeBaron stated today. The studio, he said, needs a more elastic policy to avoid the difficulties which result when so-called B pictures prove to be superior to some A product.

LeBaron added, however, that production costs will continue to be based upon the merits of the story, director and cast but that the personnel will not suffer what he feels to be a preliminary letdown by having its picture put in the B classification as in the past.

Studio officials are of the opinion that the distribution department may continue to label the product but that

(Continued on page 6)

All Major Concerns Will Use Long Reels

Hollywood, May 14.—Universal's decision to use the 2,000-foot reel makes the agreement unanimous as far as major companies are concerned.

Columbia, M-G-M, Paramount, RKO, Twentieth Century-Fox, U.A. and Warners agreed to make the changes some time ago. Exchange changes are now being made and it is expected that films reaching thea-

(Continued on page 14)

Amusements Strike Blow to Barcelona

Barcelona, May 14.—An amusement strike here has hit theatres hard during the past six days. All theatres, bullfights and games conducted by Spectacles Andalucia are closed.

It is estimated that film houses alone have lost 65,000 pesetas. Houses in Seville, Cadiz, Jerez and Algeciras are affected.

14 Firms Set Space At Showman's Show

Fourteen producing companies and circuits have displays in work for exhibition at the second annual "Show of Showmanship," sponsored by the Managers' Round Table Club of *Motion Picture Herald,* which is to be held at the offices of Quigley Publications for four days from May 19. According to A-Mike Vogel, Round Table chairman, space has been allotted thus far to Universal, Educational, Twentieth Century-Fox, Loew's, M-G-M, Paramount, United Artists, Republic, Warners (theatres and pictures), Radio, RKO Theatres, March of Time and G.B.

Many leading industry executives have accepted appointment to the committee of arrangements. Numerous circuit and independent theatre men are expected to attend during the four-day exhibit in response to the invitations sent out. In addition to the company displays, the exhibit will feature the Quigley Award exploitation contest entries and other theatre campaigns submitted during the past year to the Round Table Club.

Product Talks Keep FWC Men in N. Y.

Discussions on product buys for National Theatres' units next season will keep Charles P. Skouras, operating head of F.W.C.; Arch Bowles, division head of the circuit's San Francisco group; L. J. McCarthy,

(Continued on page 10)

"Flags" at $73,000 In Its Second Week

The second week of "Under Two Flags" at the Music Hall ended Wednesday night with a gross of $73,000. "Let's Sing Again" in its initial stanza at the Roxy tallied $34,000.

Lasky Discusses Success; Ampa Gathering Enthralled

By J. M. JERAULD

Some of the emotions, the hopes and ambitions, the triumphs and disappointments, the pursuit of rainbow ends that make this business what it is were revealed yesterday to an enthralled audience of Ampa members and guests. Jesse L. Lasky drew aside the curtain from a lifetime of impulses while discussing "The Real Meaning of Success."

If he had continued all afternoon, probably nobody would have noticed the passage of time as a man who can retain a boyish charm and enthusiasm for a fresh start after making and losing millions displayed the courage to stand and to sketch in public a word picture of his ups and downs.

When Sousa's band went to San Jose, Cal., in the days before films were known, Lasky had already learned to play a cornet and wanted above everything to join the band—not as a mere cornetist, but as a soloist.

His home was on the main street opposite the theatre where the concert was given. He knew Sousa and Arthur Pryor and all the other famous figures in that historic group

(Continued on page 11)

Battle Looms Among Circuit Independents

Cocalis and Stein in New Partnership

With the formation of the new Cocalis-Stein partnership for the purpose of acquiring and building a number of new theatres, a battle looms among local independent theatre men, it was indicated yesterday.

Turning down offers to join two major circuits to continue independently, Sam D. Cocalis has lined up with Dr. Emil Stein and his son, Monroe, a lawyer, in organizing the Cocalis-Stein circuit. The aim of the new combination is to build or acquire theatres of the de luxe type, Cocalis said yesterday. The first move will be the construction of a 1,170-seat house at Ogden Ave. and 166th St. in the Bronx. Two other houses will be built before Jan. 1, Cocalis stated. One of them, it is understood, will be erected in Greenwich Village. It is expected that the first structure will be ready for opening around the middle of October.

One of the two offers Cocalis is said to have rejected was to turn three of his Bronx theatres over to Loew's for operation. In addition, the independent was to join the circuit as supervisor of 11 "C" houses. The deal, it is understood, did not involve Cocalis' 18 other theatres in New Jersey and New York.

Spyros Skouras is reported to have made the second offer. This arrange-

(Continued on page 14)

New Chicago Houses Coming, Says Ellman

Deals are practically set for the construction of about 20 new theatres in and around Chicago, Henri Ellman, head of the Capitol exchange in the Windy City, stated yesterday. Although he would not mention names of the builders, Ellman said in every

(Continued on page 10)

Local 306 Picks Men To Go to Convention

After a spirited election contest in which 1,100 of the 1,800 members participated, Local 306 yesterday named a committee of 11 to represent the New York unit at the I.A.T.S.E. annual convention in Kansas City, starting June 7. The midwest sessions may continue 10 days.

Elected were: Joseph D. Basson, president; Frank Ruddock, vice-presi-

(Continued on page 10)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 15, 1936 No. 115

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Life of Mme. Curie To Be Filmed by "U"

Universal's plans for a film based on the life of Mme. Curie, famed scientist, who, with her husband, discovered radium, took definite form yesterday with the purchase of the rights to the Curie biography now being written by Eve Curie, the scientist's daughter.

Irene Dunne has been cast for the role of Mme. Curie.

Fehlberg Killer to Die

Chicago, May 14.—Peter Chrisoulos who murdered Irving Fehlberg, assistant manager of the Midwest here, was sentenced last night to death in the electric chair. Fehlberg was killed by Chrisoulos when he caught him annoying a little girl 10 years of age.

Goldwyn "Doing Nicely"

Bulletins from the Doctors' Hospital at an early hour this morning stated that Samuel Goldwyn is "doing very nicely, indeed."

Colbert to Do "Joan"

Warners are planning to star Claudette Colbert in a film based upon the life of Joan of Arc.

Insiders' Outlook

By RED KANN

THE excitement launched itself early and with a bang yesterday. There was Jimmy Grainger on the telephone a few minutes after nine, which continues to be a most unseemly hour, insisting The Daily's story reporting Universal had promised to eliminate score charges was contrary to the facts. The telephones were busy for a time thereafter, talking to Ed Kuykendall to Grainger to Kuykendall and again to Grainger. Out of it developed a couple of statements which, of course, get their full say. . . .

▼

Here is Grainger's:

> In your issue of Thursday, May 14, an article appears stating, "U promises score charge elimination" and further states that Universal has agreed to eliminate score charges from its new season's contracts.
>
> For your information, a committee from the M.P.T.O.A., headed by Ed Kuykendall, president, called on me on Wednesday, May 13.
>
> As Universal during the past three years has not collected any score charges in the sale of its product to theatres throughout the country, there is nothing for me to discuss so far as Universal is concerned and I refused to discuss this subject in any way whatsoever, although L. C. Griffith, one of the committee, asked my opinion on score charges.
>
> Ed Kuykendall agreed that I should not be called upon to express my opinion on this subject.
>
> Will you therefore please correct the statement appearing in your issue of May 14, and give the correction as much prominence as you gave the article mentioned.

▼

And this is Kuykendall's:

> When we came to the part of our 10 point program concerning the score charge Mr. Grainger stated Universal had no score charge, therefore he would make no statement as to this. The M.P.T.O.A. committee, naturally, assumed that, as there had been no score charge in the past, there would not be any in the coming year. In trying to discuss the merits of the score charge Mr. Grainger declined to enter into this discussion stating that, inasmuch as Universal was not involved, not having a score charge, that he did not care to enter into a discussion as to the merits of it.
>
> I make this statement in justice to Mr. Grainger and in justice to the committee.

That clarifies matters and, important to our reportorial integrity, makes yesterday's story hold up. . . .

▼ ▼

Rowland V. Lee, interviewed by Eileen Creelman in *The Sun,* speaks of his experiences, current and past. He also thinks what follows:

> International, it's got to be international. You can't ignore that international market now; it's 41 per cent of your total.
>
> That should be remembered all the time. If I hear a story that Hollywood will like, or New York will like, I forget it. The kind I want is the kind that can be simplified down to a parable, that can be understood in a sort of international language.
>
> Sometimes there are dialect plays or localized pictures that make New York say "marvelous," and Chicago say "great" and Hollywood say "swell." That's no good for me. They've got to be understood everywhere. It's fun to make pictures for your friends, but it's awfully expensive.

▼

Lee is one Hollywood director, at least, who displays knowledge of his market. We have always had a genuine respect for his approach to his job. For years and with an occasional defection, Lee saw to it that he took on only enough jobs on the coast to permit time out for a jaunt across the ocean every year. Whereas, many producers and directors in Hollywood have only vague suspicions that a lot of country spreads out from the other side of the San Bernardino Mountains, Lee has been aware not only of that, but of the fact films sell internationally and that a broad viewpoint might be a pretty good thing for a director making entertainment for a whole, wide world to have. Our hope, more forlorn than otherwise, is that more like Lee were around. . . .

▼ ▼

The extent to which abuse of passes may reach is almost without limit. A sales manager, however, comes along now with a topper. It concerns a theatre operated by three partners. One was a brewer and handed out the Oakleys to promote the sale of his lager. Another was an alderman; he kept his political fences constantly mended. The third had connections at the city hall and saw to it everything was serene in that direction. The sales manager was playing the house on percentage. Therefore, his burnup. . . .

▼ ▼

Unfair to presidents observation: The other Sunday Leo Spitz went to his office in the RKO Building for a bit of Sabbath stint. Nobody recognized him. Nobody would let him in. The janitor came along finally to save the day. If that had happened in Hollywood, the janitor, by this time, would have been a supervisor. You know, reward for recognizing talent. . . .

Metro Convention Brought to Close

Chicago, May 14.—Sales executives of M-G-M gathered in a final conference this morning bringing to a close the company's sales convention which had been in progress at the Palmer House since last Monday.

William F. Rodgers, sales manager, was host at a luncheon this afternoon tendered to Chicago circuit executives and leading independent exhibitors. The affair was purely a social gathering at which Al Lichtman and E. M. Saunders were also present.

Rodgers, Lichtman and Howard Dietz left on the Century for New York later in the day. The rest of the M-G-M party leaves for home tonight.

M-G-M Men Get Back

The first contingent arriving from the M-G-M sales convention in Chicago yesterday included Hal Roach, Fred O. Quimby, Joe Vogel, Si Seadler and William Ferguson. Roach plans to leave for Hollywood today, but may defer the trip until tomorrow.

Shorts Here, Metro Plan

M-G-M will produce from four to five shorts in the east. Dave Miller, assistant to Pete Smith, is in New York lining up material and a studio for the pictures. Miller expects to spend about 10 weeks here.

Get Bill in Music Suit

On application of the defendant, Federal Judge John C. Knox yesterday directed William H. Hodgson, composer, to furnish a bill of particulars in connection with his suit over "The Music Goes 'Round and Around." The bill was asked by Ed Farley and Michael Riley.

Hodgson is suing them and Columbia Pictures, Select Music Publishers, Inc., and Rockwell-O'Keefe, Inc., for an accounting, alleging that the defendants pirated "Music Goes 'Round and Around" from his song entitled "Orange, No." The defendants deny all his allegations.

Littlefield Honored

Boston, May 14.—Walter B. Littlefield, who will sail May 20 on the *Manhattan* for several months in Europe, was guest of honor at a farewell dinner at the Fox and Hounds Club tonight. He was presented a motion picture camera.

Nathan Yamins was toastmaster. Arthur K. Howard was in charge of arrangements.

Florine McKinney Wed

London, May 14.—Barry Trivers, Hollywood scenarist, and Florine McKinney, American actress, were married here today. Trivers is writing for a British company and Miss McKinney is appearing at a London hotel.

Select Ritz Towers

Warners' eastern and Canadian sales convention will be held at the Ritz Towers, New York, June 3-4. The western convention date remains to be fixed.

THE SERIAL RUSH IS ON!

41

Warner Bros. theatres in Philadelphia territory sign up

ALL FOUR UNIVERSAL SERIAL CHAMPS!

●

BUCK JONES in "The PHANTOM RIDER"

"ACE DRUMMOND"*

By Captain Eddie Rickenbacker

"JUNGLE JIM"*

By Alex Raymond, creator of "Flash Gordon"

"SECRET AGENT X-9"*

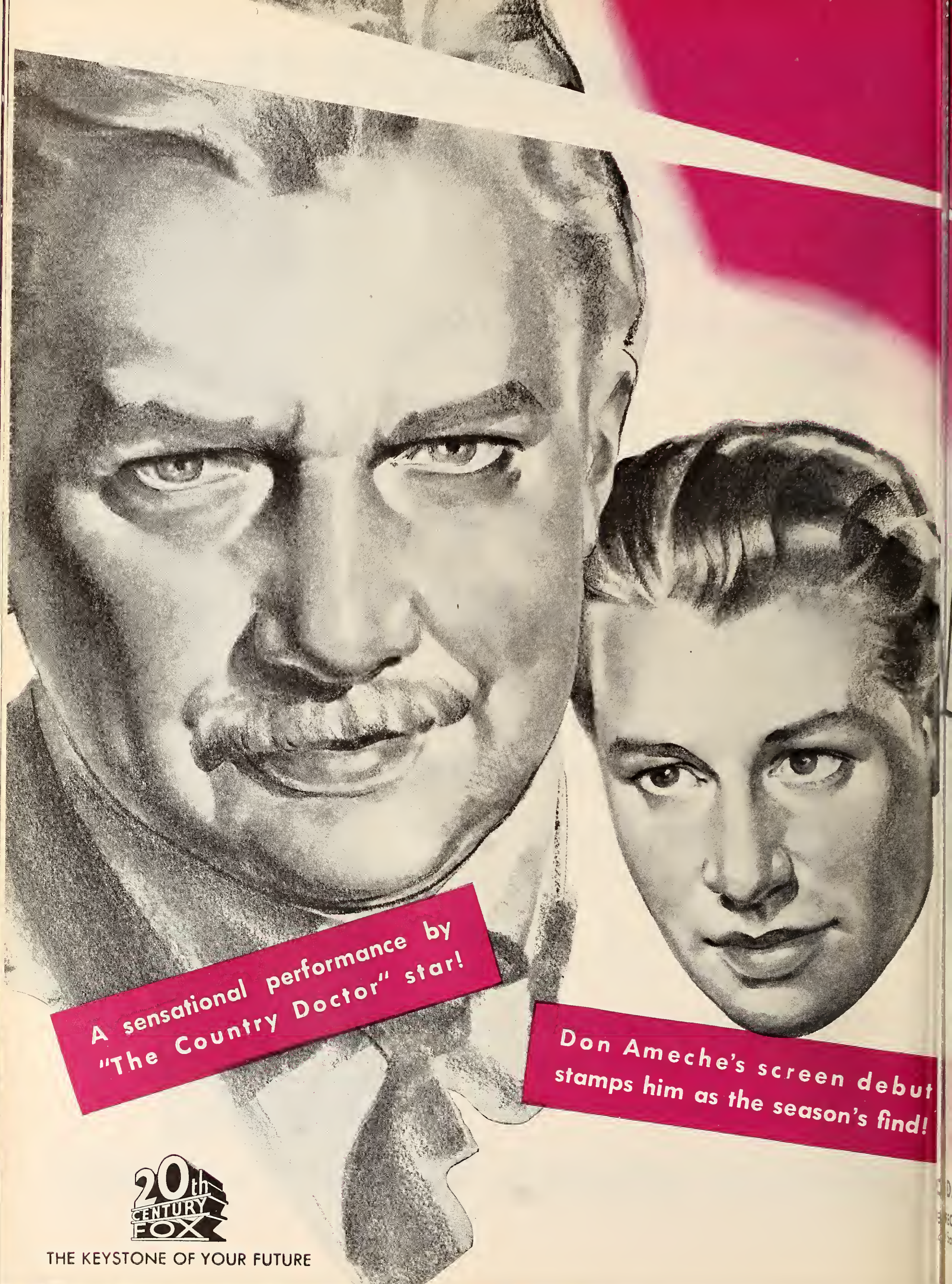
By Charles Flanders

★ From the King Features Newspaper Strip

HERE THEY ARE, THE LUCKY THEATRES:

Broadway
Avon
New Palace
Uptown
Logan
Germantown
Sedgwick
Colney
Felton
Lawndale
Imperial, 2nd Street
Liberty, Columbia Ave.
Columbia
Bromley
Circle
Allegheny
Holme
Northeastern
Wishart
Harrowgate
Imperial, 60th Street
Lindy
Parker
Orient
Ardmore
Leader
Manor
Waverly
Grand, Camden
Princess, Camden
Collingswood
Globe, Vineland
Clementon
Ritz, York
Strand, Hanover
Strand, Gettysburg
Lion, Red Lion
Colonial, Atlantic City
Rialto, Pleasantville
State, Chester
Grand, Wilmington

UNIVERSAL PRODUCES the GREATEST SERIALS!


A sensational performance by "The Country Doctor" star!
Don Ameche's screen debut stamps him as the season's find!

20th CENTURY FOX

THE KEYSTONE OF YOUR FUTURE

THE Hollywood REPORTER

"Here is a magnificent performance that will literally tear your heart. It is a picture that once seen will never be forgotten. RECORDS SHOW THAT HEART DRAMAS OF A SIMILAR NATURE HAVE SCORED TREMENDOUS SUCCESSES, to name but a few—'HUMORESQUE,' 'SORRELL AND SON,' 'STELLA DALLAS.' 'SINS OF MAN' is every bit as good as any of these names! Performance of Jean Hersholt is unquestionably the triumph of his career. Don Ameche makes a really auspicious screen debut."

—*Jack Grant in The Hollywood Reporter*

JEAN

HERSHOLT

in

Sins of Man

with

DON AMECHE • ALLEN JENKINS

DARRYL F. ZANUCK 20th Century Production • Presented by Joseph M. Schenck

ECTED BY OTTO BROWER AND GREGORY RATOFF. Associate Producer Kenneth Macgowan. Screen play
Samuel G. Engel. Based on a story by Joseph Roth. Adaptation by Frederick Kohner and Dr. Ossip Dymow.

"Under Flags" Only Grosser In Pittsburgh

PITTSBURGH, May 14.—Early May heat knocked the bottom out of business here last week, and only the Penn, with "Under Two Flags," was able to show anything approximating a profit. It did around $16,000, ordinarily enough to win the picture a second downtown week at the Warner, but not in the face of stifling weather.

Elsewhere, all was deep gloom. At the Stanley, "The Moon's Our Home" and a stage show headed by Little Jack Little dropped that house to its lowest take in some time, about $14,000, while at the Alvin, "Rhodes" couldn't even last out the full week and was yanked after six days to an unusually weak $3,750. The Warner had a struggle collecting $3,800 with "The Walking Dead" and "The Farmer in the Dell" and the Casino sank to a pitiful $1,150 with "Frankie and Johnnie."

"The Great Ziegfeld," in the second week of its roadshow engagement at the Nixon, was also affected by the heat, dropping off several thousand to around $8,500.

Total first run grosses were $38,700. Average is $43,000.

Estimated takings for the week ending May 7:

"RHODES" (G. B.)
ALVIN—(2,000), 25c-40c, 6 days. **Gross:** $3,750. (Average, for 7 days, $5,500)
"FRANKIE AND JOHNNIE" (Republic)
CASINO—(1,800), 20c-25c, 7 days. **Gross:** $1,150. (Average, $2,000)
"THE GREAT ZIEGFELD" (MGM)
NIXON—(2,100), 55c-$1.65, 14 performances, 2nd week. **Gross:** $8,500
"UNDER TWO FLAGS" (20th-Fox)
PENN—3,300), 25c-40c, 6 days. **Gross:** $16,000. (Average, $12,000)
"THE MOON'S OUR HOME" (Para.)
STANLEY — (3,600), 25c-55c, 7 days. Stage: Little Jack Little and his band, Three Wiere Brothers, Lyda Sue. **Gross:** $14,000. (Average, $18,500)
"THE WALKING DEAD" (W. B.)
"FARMER IN THE DELL" (Radio)
WARNER—(2,000), 25c-40c, 7 days. **Gross:** $3,800. Average, $5,000)

Paramount Drops Its A, B Classification

(Continued from page 1)

the practice of carrying the classification all the way back to the inception of production is unnecessarily harmful. It is their desire that each picture will establish its own level at the box office and not by preconceived limitations. To this end, the efforts expended on pictures of less importance will be just as intensive as the attention given to the bigger films.

Starr Quits Agency

Martin Starr has resigned from the Blackstone Agency and says he will continue his own office with his "Movie Starr Dust" column for newspapers and will do reviews and film comments over the radio.

Pratt Gets Boston Job

BOSTON, May 14.—Douglas Pratt, traveling auditor for Columbia, who happened to be here when Irving Hanower, assistant New England manager, resigned, has been named temporarily to fill the position.

◂ Purely Personal ▸

NATE J. BLUMBERG, JOHN O'CONNOR, MAX FELLERMAN, E. C. GRAINGER and A. J. KEARNEY, the first three of the RKO circuit and the other two of FEIBER & SHEA, in a huddle at one of the round tables at the Tavern yesterday. All sides agree there's nothing serious about the session. LOU GELLER and ALEX MARKS, coming in late and sat at one of the front tables. NAT SALAND and A. W. HACKEL, the latter of Supreme Pictures, Hollywood, in the far left corner; IRWIN KLEEBLAT and HARRY GOLDMAN talking generalities; J. J. MILSTEIN, EDWARD SCHNITZER, E. H. GOLDSTEIN and MOE SIEGEL, discussing Republic; JACK BARNSTYN, by his lonesome, as is COLVIN W. BROWN, IRVING LESSER and BUDD ROGERS, discussing business and seated close by LEO JUSTIN. HARRY THOMAS is paired with EDWARD HALPERN, AL FRIEDLANDER with JOHN CURTIS. CRESS SMITH has a visitor. Ditto for DAN FRANKEL and JACK HOFFBERG. HARRY SHIFFMAN and CHARLES MOSES are among the early departures.

Prize Double Bills

GIVE US THIS NIGHT
OUR DAILY BREAD

—Ali Gaga

CLAYTON BOND, KENNETH HODKINSON, GEORGE WEEKS and ARTHUR GREENBLATT were at the Astor Hunting Room with G.B. the principal topic. HERMAN STARR has a guest, while SAM SHIPMAN doesn't get seated until he makes the rounds and shakes with all his friends. HERMAN GLUCKMAN has a date, but shows up late. WALTER VINCENT there with a few friends.

•

ARTHUR FIELD, M-G-M home office representative on the continent, arrived on the coast yesterday to spend about a week at the studios.

•

WALTER PLUNKETT arrived yesterday from the RKO studio following completion of "Mary of Scotland."

CHARLES STERN, U.A. division manager, returned to Atlanta yesterday. LOU WECHSLER, manager of the New Haven exchange, was in town for a brief visit and took the afternoon train home.

•

O. C. LAM and L. C. GRIFFITH, in town for the M.P.T.O.A. trade practice conferences with distributors, made a bus man's holiday of yesterday afternoon. They spent it at the Music Hall.

•

DAVE BLUM has practically completed his home-made ultra high-frequency transmitter which will operate on five meters. He's a licensed shortwave operator.

•

TORSTEN FLODEN, Swedish correspondent who has been covering his chain of newspapers in Hollywood for the last seven weeks, sails for Stockholm tomorrow on the *Drottningholm*.

•

JAMES CLARK, head of Horlacher Film Delivery Service, arrives today from Philadelphia on one of his customary visits.

•

NAT SALAND says he has closed a deal for the film printing of the Louis-Schmeling fight. The pact was signed with JACK DIETZ.

•

ELIZABETH ALLAN will arrive today aboard the *Manhattan*. After a short stay in our midst, she'll go on to the coast.

•

KAY FRANCIS will have as her next starring vehicle, "You're All I Want," a story by KATHERINE BRUSH.

•

HARRY ARTHUR's Percheron has given birth to a filly. It's a black beauty.

•

BILL SAVAGE of the RKO legal forces is vacationing.

•

CLAUDE EZELL has returned to Dallas.

•

CHARLES C. MOSKOWITZ denies Screeno is going into Loew's State.

Many at Iowa Opening

PERRY, IA., May 14.—Mayor Clothier was present and spoke at the opening of the new Pioneer. An entertainment followed the opening ceremonies and later the guests went to the Perry Country Club for a dance.

Among those who attended were Harold and Danny Fields, Minneapolis, who own the house; Ted Karatz, Minneapolis; A. H. Blank and son; L. E. Weinberg, manager of Central States; J. C. Kennedy, M-G-M; Louis Patz, Universal; R. M. Copeland, Paramount; Lou Elman, RKO; E. J. Tilton, Warners, and Melvin Evidon, Columbia.

Ratoff Speeds to Coast

Gregory Ratoff arrived on the *Manhattan* yesterday, breaking off a European vacation, and rushed through town and aboard a plane for the coast all in a matter of a few hours. He was called back for a role in Twentieth Century-Fox's "Sing, Baby, Sing." He was met at Quarantine and taken to the Battery by tug.

Albert L. Duhaime Dead

PROVIDENCE, May 14.—Albert L. Duhaime, theatre manager in Mystic, Conn., for 25 years, is dead here. At one time, prior to entering show business, he managed a restaurant chain in Providence.

Philip Kay Passes

MOVILLE, IOWA, May 14.—Philip Kay, manager of the Iowa, is dead here of heart trouble. Kay was a nephew of the late Nathan Dax, manager of the Hipp at Sioux City.

Rites for Max A. Davis

ST. LOUIS, May 14.—Funeral services were held here yesterday for Max A. Davis, 61, stepfather of Paul Beisman, manager of the American and the Municipal.

Three Writers Signed

HOLLYWOOD, May 14.—Leon Gordon, James Cain and Henry Wagstaff Gribble have been signed to new M-G-M writing contracts. Cain has been tentatively assigned to adapt "No Hero."

"Deeds" Holds To $5,400 4th Seattle Week

SEATTLE, May 14. — "Mr. Deeds Goes to Town" was outstanding in its fourth week at the Liberty with a take of $5,400. This was in the face of a general first run slump, with all other spots below par.

"Little Lord Fauntleroy" took $6,950 at the Fifth Avenue and was moved to the Music Box. "A Message to Garcia" and "Snowed Under," after getting $5,450 at the Orpheum, was moved to the Blue Mouse.

Total first run business $31,100. Average is $33,500.

Estimated takings for the week ending May 8:

"SMALL TOWN GIRL" (MGM)
BLUE MOUSE—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Fifth Avenue. **Gross:** $3,400. (Average, $4,000)
"LITTLE LORD FAUNTLEROY" (MGM)
FIFTH AVENUE—(2,500), 25c-40c-55c, 7 days. **Gross:** $6,950. (Average, $7,000)
"MR. DEEDS GOES TO TOWN" (Col.)
LIBERTY—(1,800), 15c-25c-40c-55c, 7 days, 4th week. **Gross:** $5,400. (Average, $4,000)
"A CONNECTICUT YANKEE" (20th-Fox)
MUSIC BOX—(950), 25c-40c-55c, 7 days. **Gross:** $3,250. (Average, $4,000)
"A MESSAGE TO GARCIA" (20th-Fox)
"SNOWED UNDER" (F. N.)
ORPHEUM—(2,450), 20c-25c-30c, 7 days. **Gross:** $5,450. (Average, $6,000)
"TOO MANY PARENTS" (Para.)
"DANGEROUS WATERS" (Univ.)
PARAMOUNT—(3,050), 20c-25c-30c, 7 days. Stage: Jay Clarke, mentalist. **Gross:** $4,600. (Average, $5,000)
"HOUSE OF A THOUSAND CANDLES" (Republic)
REX—(1,500), 20c-25c-30c, 7 days. Stage: Vaudeville headed by Petch & Deauville. **Gross:** $2.050. (Average, $3,500)

"Flags" a $6,600 New Haven Leader

NEW HAVEN, May 14.—With a take of $8,600, or $1,600 over par, "Under Two Flags" at the Poli led a generally good week. "The Moon's Our Home," on the Paramount dual with "Drift Fence," out-grossed the average $4,800 by $1,100. The revival of "Dancing Lady" and "The Big House," which has been doing well over the Loew New England circuit, tallied $3,500 at the College, up by $700 from the normal. The Roger Sherman cut the run of "Times Square Playboy" and "House of 1,000 Candles" to five days, and fell $1,800 under the $4,700 mark.

Total first run business was $20,900. Average is $19,300.

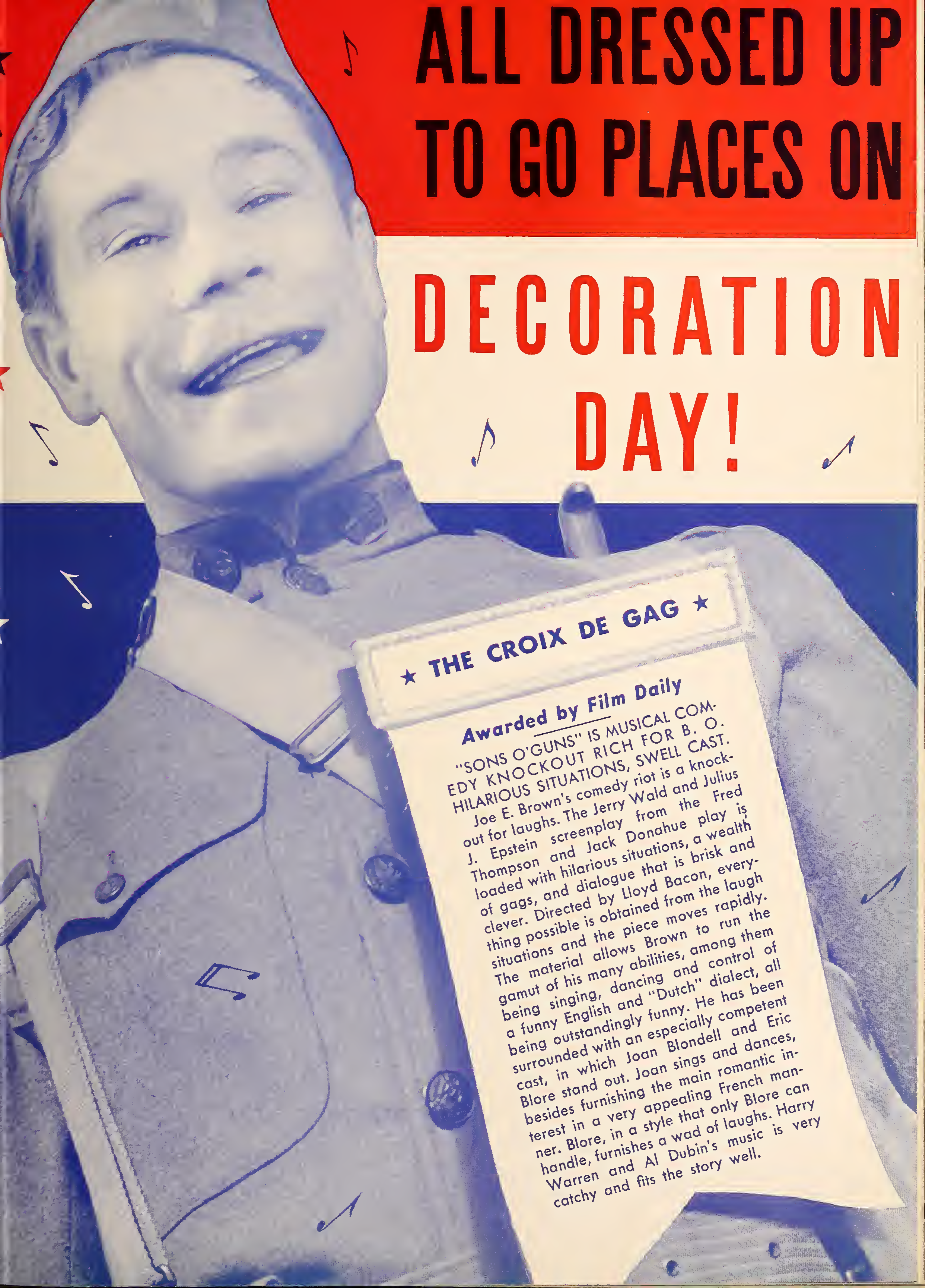
Estimated takings for the week ending May 8:

"DANCING LADY" (M-G-M)
"THE BIG HOUSE" (M-G-M)
COLLEGE — (1,499), 25c-35c, 7 days. **Gross:** $3,500. (Average, $2,800.)
"THE MOON'S OUR HOME" (Para.)
"DRIFT FENCE" (Para.)
PARAMOUNT—(2,400), 35c-50c, 7 days. **Gross:** $5,900. (Average, $4,800.)
"UNDER TWO FLAGS" (20th-Fox)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $8.600. (Average, $7,000)
"TIMES SQUARE PLAYBOY" (W.B.)
"THE HOUSE OF A THOUSAND CANDLES" (Republic)
ROGER SHERMAN—(2,200), 35c-50c, 5 days. **Gross:** $2,900. (Average, $4,700)

Dissolve Empire Theatre

DOVER, Del., May 14. — Empire Theatre of San Antonio, Inc., has been dissolved. A certificate of voluntary dissolution was issued by the Secretary of State.

ALL DRESSED UP TO GO PLACES ON DECORATION DAY!



★ THE CROIX DE GAG ★

Awarded by Film Daily

"SONS O'GUNS" IS MUSICAL COMEDY KNOCKOUT RICH FOR B. O. HILARIOUS SITUATIONS, SWELL CAST.

Joe E. Brown's comedy riot is a knockout for laughs. The Jerry Wald and Julius J. Epstein screenplay from the Fred Thompson and Jack Donahue play is loaded with hilarious situations, a wealth of gags, and dialogue that is brisk and clever. Directed by Lloyd Bacon, everything possible is obtained from the laugh situations and the piece moves rapidly. The material allows Brown to run the gamut of his many abilities, among them being singing, dancing and control of a funny English and "Dutch" dialect, all being outstandingly funny. He has been surrounded with an especially competent cast, in which Joan Blondell and Eric Blore stand out. Joan sings and dances, besides furnishing the main romantic interest in a very appealing French manner. Blore, in a style that only Blore can handle, furnishes a wad of laughs. Harry Warren and Al Dubin's music is very catchy and fits the story well.

FOR 'A' TIME IN MAY TIME*

Warner Bros. Give You This Big Star Team in 'Bright Lights" Successor from a Famous Musical Stage Hit—'Definitely Joe's Best Picture', says Literary Digest

JOE E. BROWN

SONS O' GUNS

JOAN BLONDELL

BEVERLY ROBERTS
ERIC BLORE
WINIFRED SHAW
CRAIG REYNOLDS
JOSEPH KING
ROBERT BARRAT
Directed by Lloyd Bacon
New Song Hits by Warren & Dubin

*Released May 30th by
WARNER BROS.

PRINTED IN U.S.A.

"Bradford" Is Hollywood Hit In Dull Week

Los Angeles, May 14. — "The Ex-Mrs. Bradford" went into the hit di-ision in a big way at the Pantages with a $6,800 gross, more than 100 per cent over normal, but fell down at the Hillstreet, where the $6,400 take was under par by $1,600.

"Things to Come" was substantially over normal in the second week at the 4-Star with a gross of $4,100. "The Great Ziegfeld," in its fourth week at the Carthay Circle, fell off to $14,700.

Business otherwise was slow, although the weather was good.

Total first run business was $81,950. Average is $105,750.

Estimated takings for the week ending May 13:

"THE GREAT ZIEGFELD" (M-G-M)
CARTHAY CIRCLE—(1,518), 50c-$1.50, 7 days. 4th week. **Gross:** $14,700. (Average, 17,600)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"MOONLIGHT MURDER" (M-G-M)
CHINESE—(2,500), 30c-55c, 6 days. **Gross:** 7,250. (Average, $12,500)

"LIEBELEI" (General Foreign Sales)
FILMARTE—(800), 30c-40c, 7 days. **Gross:** 1,000. (Average, $2,000)

"THINGS TO COME" (U.A.)
4 STAR—(900), 30c-55c, 7 days. 2nd week. **Gross:** $4,100. (Average, $3,250)

"PEG OF OLD DRURY" (B. & D.)
GRAND INTERNAT'L—(750), 35c-40c, 7 days. **Gross:** $1,800. (Average, $1,200)

"THE EX-MRS. BRADFORD" (Radio)
HILLSTREET—(2,700), 25c-40c, 6 days. **Gross:** $6,400. (Average, $8,000)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"MOONLIGHT MURDER" (M-G-M)
LOEW'S STATE—(2,500), 30c-55c, 6 days. **Gross:** $12,000. (Average, $14,000)

"THE EX-MRS. BRADFORD" (Radio)
PANTAGES — (3,000), 25c-40c, 6 days. **Gross:** $6,300. (Average, $3,200)

"BIG BROWN EYES" (Para.)
"SKY PARADE" (Para.)
PARAMOUNT—(3,595), 30c-55c, 7 days. Stage: F. & M. revue, Jimmie Allen, Sam Hayes. **Gross:** $10,800. (Average, $18,000)

"BRIDES ARE LIKE THAT" (F.N.)
"MAN HUNT" (W.B.)
WARNER BROS. (HOLLYWOOD) — 3,000), 25c-40c, 7 days. **Gross:** $9,900. Average, $14,000)

"BRIDES ARE LIKE THAT" (F.N.)
"MAN HUNT" (W.B.)
WARNER BROS. (DOWNTOWN) — 3,400), 25c-40c, 7 days. **Gross:** $7,700. Average, $12,000)

Estabrook Is Re-Signed

Hollywood, May 14.—Howard Estabrook has signed a term contract with Paramount and will become an associate producer on Frank Lloyd's staff. Lloyd and Estabrook will produce four pictures on next season's program, with the title of the first to be announced shortly.

Cohen Sets Crosby Film

Hollywood, May 14. — Emanuel Cohen will start production of "Pennies from Heaven," his Bing Crosby picture for Columbia, immediately upon his return here from New York. The unit will work at the Columbia studio. Arthur Johnson is finishing the musical score.

"Three Men" for LeRoy

Hollywood, May 14.—Mervyn LeRoy will direct the screen version of "Three Men On A Horse," successful Broadway comedy. Laird Doyle has been assigned the screenplay.

"Deeds" Big in 4th Stanza at Lincoln

Lincoln, Neb., May 14. — "Mr. Deeds Goes to Town" went strong through the fourth week and got $1,600, which was $300 over the normal take for the Varsity. It was held the fifth and probably the final week. This is three weeks more than any picture has ever stayed on this theatre row. Total gross in the past four weeks has approximated $8,000.

"Modern Times" took it in the neck and was pulled at the Stuart after six days with only $2,600 taken. That's $500 down from the seven-day average. At the Lincoln, "The Singing Kid" got only an average $2,200.

Total first run business was $9,900. Average is $9,850.

Estimated takings:

Week Ending May 6:

"FOR THE SERVICE" (Univ.)
"FLASH GORDON" (Univ.)
"RETURN OF CHANDU" (Principal)
"HITCHHIKE LADY" (Republic)
LIBERTY—(1,200), 10c, 7 days. **Gross:** $1,000. (Average, $850)

Week Ending May 7:

"MODERN TIMES" (U. A.)
STUART—(2,000), 10c-25c-40c, 6 days. **Gross:** $2,600. (Average, 7 days, $3,100)

"SINGING KID" (F. N.)
LINCOLN—(1,600), 10c-20c-25c, 7 days. **Gross:** $2,200. (Average, $2,200)

"LOVE ON A BET" (Radio)
"PADDY O'DAY" (20th-Fox)
"CAPTAIN BLOOD" (W. B.)
ORPHEUM — (1,350), 10c-15c-20c-25c, 7 days. First three with vaudeville headlining Blue Steele and his band. **Gross:** $2,500. (Average, $2,100)

"MR. DEEDS GOES TO TOWN" (Col.)
VARSITY—(1,100), 10c-20c-25c-40c, 7 days. Gross: $1,600. (Average, $2,100)

"Flags" on a Dual Milwaukee Leader

Milwaukee, May 14.—"Under Two Flags" and "Song and Dance Man" beat May heat records here to the tune of $10,200, grossing $2,200 above par at Fox's Wisconsin. Second best bet was "Mr. Deeds Goes to Town" and "'Till We Meet Again" at the circuit's Palace with an $8,300 take, just $3,300 above par.

Other business was sick. Starting off to a good week, several days of weather with the temperature flirting with the nineties sent receipts skidding toward the end of the seven days.

Total first run business was $27,700. Average for four houses is $23,000.

Estimated takings:

Week Ending May 5:

"I MARRIED A DOCTOR" (W. B.)
"THE WITNESS CHAIR" (Radio)
WARNER — (2,400), 25c-40c, 5 days. **Gross:** $3,800. (Average, $5,000)

Week Ending May 6:

"MR. DEEDS GOES TO TOWN" (Col.)
"TILL WE MEET AGAIN" (Para.)
PALACE—(2,800), 25c-40c, 8 days. **Gross:** $8,300. (Average, $5,000)

Week Ending May 7:

"THE GIRL FROM MANDALAY" (Republic)
RIVERSIDE—(2,300), 20c-25c-30c, 7 days. Stage: Clifford and Marion, Tommy Trent, Lathrop Bros., Virginia Lee, Jackie Green. Howard Weiner. **Gross:** $4,200. (Average, $5,000)

"SINGING KID" (F. N.)
"SNOWED UNDER" (F. N.)
STRAND—(1,400), 25c-40c, 6 days. **Gross:** $1,200. (Extended first run)

"UNDER TWO FLAGS" (20th-Fox)
"SONG AND DANCE MAN" (20th-Fox)
WISCONSIN — (3,200), 25c-40c, 7 days. **Gross:** $10,200. (Average, $8,000)

306 Plans Benefit

Local 306 will stage a benefit show for the sick membership at the Roxy on May 22.

"Deeds" on a Dual $9,000, Portland

Portland, May 14.—Big money for the week at regular admission prices went to "Mr. Deeds Goes to Town," on a dual with "'Till We Meet Again" at the Paramount. The $9,000 take topped normal by $4,000.

"The Great Ziegfeld" at $1.85 top also pulled well, getting $9,000, over the usual take by $4,000, at the Mayfair.

"These Three," in its second week at the United Artists, held up to $8,000, and "Petticoat Fever," also in its second week, turned in a neat $6,000 at the Broadway.

Total first run business was $37,000. Average is $24,700.

Estimated takings for the week ending May 9:

"PETTICOAT FEVER" (M-G-M)
BROADWAY—(1,912), 30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $5,000)

"A NIGHT AT THE OPERA" (M-G-M)
"RENDEZVOUS" (M-G-M)
(2nd Run)
BLUE MOUSE—(1,700), 20c-25c, 7 days. **Gross:** $2,000. (Average, $1,700)

"THE GREAT ZIEGFELD" (M-G-M)
MAYFAIR—(1,700), 55c-$1.85, 7 days. **Gross:** $9,000. (Average, $5,000)

"I MARRIED A DOCTOR" (W. B.)
"MURDER ON BRIDLE PATH" (Radio)
ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $5,000. (Average, $5,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"TILL WE MEET AGAIN" (Para.)
PARAMOUNT—(3,008), 30c-35c-40c, 7 days. **Gross:** $9,000. (Average, $5,000)

"THESE THREE" (U. A.)
UNITED ARTISTS—(945), 30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $6,000)

"Personal" Leads In Buffalo Slump

Buffalo, May 14.—"Don't Get Personal," heading a dual bill with "Rhodes" at the Lafayette, made the best showing in a dull week here by going to $7,000, up by $1,000, at the Lafayette.

The only other first run to get into the profit column was another dual, "Charlie Chan at the Circus" and "Muss 'em Up," at the Century, which grossed $6,200, over the line by $400.

The State, which opened Christmas with a combination of films and vaudeville, has closed.

Total first run business was $40,700. Average is $42,000.

Estimated takings for the week ending May 9:

"THESE THREE" (U.A.)
BUFFALO—(3,000), 30c-50c, 7 days. **Gross:** $11,900. (Average, $12,000)

"TRAIL OF THE LONESOME PINE" (Para.)
HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $6,200. (Average, $7,300)

"I MARRIED A DOCTOR" (W.B.)
GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $6,600. (Average, $7,300)

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
"MUSS 'EM UP" (Radio)
CENTURY—(3,000), 25c, 7 days. **Gross:** $6,200. (Average, $5,800)

"RHODES" (G.B.)
"DON'T GET PERSONAL" (Univ.)
LAFAYETTE—(3,300), 25c, 7 days. **Gross:** $7,000. (Average, $6,000)

"THE CRIME OF DR. CRESPI (Auer)
STATE — (1,600), 15c-25c-35c, 7 days. Stage: "Maytime" revue. **Gross:** $2,800. (Average, $3,600)

Universal Signs Three

Hollywood, May 14.—Universal has signed three new players to term contracts. They are David Oliver, former newsreel cameraman; William Hall, baritone, and Gracie Barrie, singer.

"Bradford," Revue, Lead Loop Grosses

Chicago, May 14. — "The Ex-Mrs. Bradford," with the "Folies Comique" revue on the stage at the Palace, were the big noise of the week in the Loop. The $27,800 gross was over par by $8,800.

"Petticoat Fever" did well at the Roosevelt by getting $12,600, over the line by $1,600. "Mr. Deeds Goes to Town" held up to $5,900 in its second week at the Apollo, but elsewhere there was nothing to get excited about, due to the heat.

Total first run business was $130,700. Average, without the Erlanger, is $128,000.

Estimated takings:

Week Ending May 5:

"PETTICOAT FEVER" (M-G-M)
ROOSEVELT—(1,591), 30c-40c-60c, 7 days. **Gross:** $12,600. (Average, $11,000)

"THINGS TO COME" (U.A.)
UNITED ARTISTS—(1,700), 30c-40c-60c, 7 days. **Gross:** $14,500. (Average, $17,000)

Week Ending May 7:

"THE EX-MRS. BRADFORD" (Radio)
PALACE — (2,509), 25c-35c-50c, 7 days. Stage: "Folies Comique" revue. **Gross:** $27,800. (Average, $19,000)

"CAPTAIN JANUARY" (20th-Fox)
CHICAGO—(4,000), 35c-50c-68c, 7 days. Stage: Radio City Glee Club and revue. **Gross:** $24,500. (Average, $32,000)

"DON'T BET ON LOVE" (Col.)
ORIENTAL — (3,490), 25c-40c, 7 days. Stage: Eddie Peabody, Bob Hall and Mary Sunde. **Gross:** $15,200. (Average, $15,000)

"THE MOON'S OUR HOME" (Para.)
GARRICK — (900), 30c-40c-60c, 7 days. **Gross:** $6,400. (Average, $5,500)

Week Ending May 8:

"MR. DEEDS GOES TO TOWN" (Col.)
APOLLO—(1,400), 30c-40c-60c, 7 days, 2nd week. **Gross:** $5,900. (Average, $4,500)

"WIDOW FROM MONTE CARLO" (W.B.)
STATE-LAKE — (2,776), 20c-30c-35c, 7 days. Stage: Paul Ash, Marty May, Odette Myrtil and vaudeville. **Gross:** $13,400. (Average, $13,000)

Week Ending May 9:

"THE GREAT ZIEGFELD" (M-G-M)
ERLANGER — (1,200), 50c-75c-$1-$1.50, 7 days. Two shows daily. **Gross:** $10,400. (Average, $11,000)

Indianapolis Tips "Ziegfeld" $10,000

Indianapolis, May 14.—"The Great Ziegfeld," at Loew's, and "The Country Beyond" coupled with Duke Ellington and his band at the Lyric, divided the cream of first run receipts here. The Lyric took $10,500, which is $3,500 above the line, and Loew's about $10,000, $4,000 upstairs.

"Ziegfeld" was held over. While attendance was not large, sufficient persons paid the appreciably higher admission price to roll up a large gross. "Rhodes" brought an average return into the Circle with $4,000.

Total first run business was $28,300. Average is $21,000.

Estimated takings for the week ending May 8:

"I MARRIED A DOCTOR" (W.B.)
APOLLO—(1,100), 25c-40c, 7 days. **Gross:** $3,800. (Average, $4,000)

"RHODES" (G.B.)
"'TILL WE MEET AGAIN" (Para.)
CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $4,000. (Average, $4,000)

"THE GREAT ZIEGFELD" (M-G-M)
LOEW'S — (2,800), 55c-$1.50, 7 days. **Gross:** $10,000. (Average, $6,000)

"THE COUNTRY BEYOND" (20th-Fox)
LYRIC—(2,000), 25c-40c, 7 days. Stage: Duke Ellington and his band. **Gross:** $10,500. (Average, $7,000)

Product Talks Keep FWC Men in N. Y.

(*Continued from page* 1)

assistant to Elmer C. Rhoden, in charge of Fox Midwest; Mike Rosenberg, head of Principal Theatres, an F.W.C. affiliate, and Edward Zabel, assistant to Jack J. Sullivan, coast film buyer, in New York for several weeks.

Sullivan, who had come on from the coast for his usual seasonal stay, was forced to cut his trip short due to a stomach ailment. He was scheduled to enter a hospital on the coast yesterday for a second operation.

William T. Powers, attorney, is sitting in on the talks, as heretofore.

Nebraska Move for Price Boost Gains

(*Continued from page* 1)

played in a neighboring competitive town at a 35-cent top three days before.

Exhibitors are expected to lift the price range all along the line following the lead set by Lannan. He said he had set "Mr. Deeds Goes to Town" for a five-day run at a 40-cent top for evening, and 25 cents for matinees with children 10 cents. With the apparent return of more prosperous times and with promising crops, exhibitors have wanted to raise admissions, but none has had the courage heretofore to take the chance.

New Chicago Houses Coming, Says Ellman

(*Continued from page* 1)

instance independent exhibitors are behind the projects.

Seating capacities will range from 1,000 to 1,500, it was asserted. Plans are now being drafted for a number of houses with actual building on the first group to get under way shortly, he said.

Ellman plans to leave for Chicago either today or tomorrow. He has been in town 10 days on product deals.

Local 306 Picks Men To Go to Convention

(*Continued from page* 1)

dent; Charles Beckman, financial secretary; Herman Gelber, secretary; Bert Popkin, business agent; Jack Winnick, Alex Polin, Wallace Byrnes, Morris Kravitz, Jack Kieley and Dick Cancellaire.

Cross-picketing between Local 306 and Allied on Broadway and in the neighborhoods is being continued with no signs of a truce in sight.

Radio to Do "Zeppelin"

HOLLYWOOD, May 14. — Radio will rush production of a story to be called "Zeppelin" to take advantage of the current publicity on the Hindenburg. The story will be based on an incident of the crossing of the Graf-Zeppelin in 1928, when Dr. Hugo Eckener ordered motors started, though it meant the possible killing of his son. John Beal will play the son, and the studio is trying to borrow Lionel Barrymore for the role of Dr. Eckener. No writer has been assigned to develop the idea as yet.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The King Steps Out"

(*Columbia*)

HOLLYWOOD, May 14.—Presenting Grace Moore in a story constructed in the best comic opera tradition, this picture offers opportunities which its star utilizes fully, giving a performance of great charm. Josef Von Sternberg has turned out a picture in a delicate mood, making for entertainment of wide mass, as well as class, appeal.

The story concerns court intrigue in the neighboring monarchies of Austria and Bavaria. Franchot Tone, the Austrian monarch, is betrothed to Frieda Inescourt, his cousin and Miss Moore's sister. The match has been arranged by Elisabeth Risdon and Nana Bryant, their respective mothers, and is opposed by Walter Connolly, Miss Moore's father, as well as by the principals, who have never met. To prevent the consummation of the marriage, Miss Moore and Connolly travel to the Austrian summer palace. Here Miss Moore wins Tone in the guise of a dressmaker, making him desert the court for a night of revelry as a commoner. The situations are cleared when Miss Moore is jailed for exploit and Connolly dons his state uniform to tell of the scheming mothers, one his sister-in-law and the other his wife.

The situations are expanded to permit Miss Moore opportunities to sing and permit the comedian, Herman Bing, a chance for his explosive comedy resulting from an inability to recognize royalty in its various disguises. The musical numbers are well spotted and enter the plot pleasingly although the tunes by Fritz Kreisler do not seem destined for smash popularity.

Sydney Buchman wrote the screen play from a story by Gustav Holm, Ernst Decsey Hubert and Ernst Marischka. The photography is of unusual beauty, several closeups standing out as gems of composition with the camera work credited to Lucien Ballard. Dorothy Fields' lyrics are acceptable and credit for the showmanlike production is due William Perlberg, the associate producer.

Production Code Seal, No. 2,058. Running time, 85 minutes. "G."

"Bullets or Ballots"

(*First National*)

HOLLYWOOD, May 14.—Something new in suspense-laden, melodramatic, racketeer-gangster-cop entertainment is unfolded here. Different, vivid and punchy, it holds much to engage attention while providing numerous fresh angles in personnel, story and production values for commercial exploitation. Based on a meaty, topical story by Martin Mooney, contemporary reporter of the racket nemesis and Seton I. Miller, with the screen play by Miller, the show is narrated with vigorous, convincing realism.

In it the work of Edward G. Robinson is a fine job and that of Barton MacLane, Humphrey Bogart, Joseph King, George E. Stone and Joseph Crehan is fully worthy of the standard set by the star. So directed by William Keighley that the basic melodrama is continually stressed, the meager comedy and romantic contrasts are interpolated with skillful dexterity.

Swapping his gangster role for that of a tough cop, Robinson is the feared foe of all mugs. A plethora of modern rackets wreaks havoc with the city and leads to the assassination of a crusading editor, Henry O'Neill. Staging a public brawl with Commissioner King, Robinson is accepted wholeheartedly by MacLane and suspiciously by Bogart as a law-and-order enemy. With his objective the nabbing of the high toned brains and money behind the rackets, he first breaks up a bunch of minor grafts and creates a tense situation between himself, MacLane and Bogart.

The wrecking of Bogart's pet produce racket leads to his killing of MacLane. Gradually drawing the web tighter, Robinson and Bogart vie for leadership with the former winning. About to nab the higher-ups, the cop and gangster meet in a gun battle, and, as Bogart is killed, Robinson is mortally wounded. With his life ebbing fast, he leads King and the police to the headquarters of Henry Kolker, who controls the rackets.

Through all the melodrama there is a slight romantic thread involving Robinson and Joan Blondell which gives the latter a small, but effective, opportunity to demonstrate her dramatic abilities.

Worthy of a spot on any program, the picture is gripping audience entertainment that places in the hands of exhibitors countless formula and novel exploitation leads with which to sell it to far above average business.

Production Code Seal, No. 2,135. Running time, 70 minutes. "G."

(Additional Reviews on page 14)

Short Subjects

"The Clutching Hand"

(*Stage & Screen Prod.*)

A suitable thriller for children's trade, this serial has what it takes to put it over with them. Arthur B. Reeve's story has been transferred to celluloid adequately and Jack Mulhall in the Craig Kennedy role will be welcomed.

The story centers around a formula for synthetic gold discovered by Robert Frazer, a scientist, and the possession of which is desired by a variety of unscrupulous characters. When Frazer is kidnapped, Mulhall takes the case, assisted by William Farnum, a Federal man. They pick up the trail of their old arch enemy, "The Clutching Hand," soon become enmeshed in many exciting events around which pseudo-scientific apparatus is introduced, and carry on with much exciting chase, fighting, shooting, escapes and the other requisites of this type of film. The action is played against picturesque and convincing backgrounds. The sets are well done.

The cast includes Mae Busch, Marion Schilling, Yakima Canutt, Bryant Washburn, Rex Lease, Gaston Glass, Bull Montana, Ruth Mix and a host of others who acquit themselves well. Albert Herman directed. The screen play is by Leon Dusseau and Dallas Fitzgerald.

Production Code Seals, Nos. 2,066-7, first two chapters. Running time, 35 and 25 mins. respectively. "G."

"Let It Be Me"

(*Vitaphone*)

Emilie Chicken runs off to the city with "Bingo," a crooner, and is thrown aside by him when he becomes infatuated with a French singer at a night club. Her true love still cares and, hearing the crooner on the radio goes to the studio, beats up the idol and goes in search of Emilie. He finds her on a snow-swept corner selling violets and takes her back. Later they raise a brood of chicks and one takes after Emilie's former love for which he gets a book thrown at him. It is fairly good cartoon stuff. Production Code Seal, No. 2,048. Running time, 7 mins. "G."

"Irons in the Fire"

(*Vitaphone*)

In this number of the "Our Own United States" series there is a collection of obscure and not so obscure occupations which thrive quite profitably. In the 11 minutes the manufacture of wooden shoes, wooden stirrups, decoy ducks, raising mushrooms and goldfish breeding are shown in succession and provide an educational "inside" on the little known. Production Code Seal, No. 0891. "G."

"Westward Whoa"

(*Vitaphone*)

The "Looney Tunes" characters are in this cartoon, a covered wagon satire, which will be found excellent entertainment. With clever invention the "Cry Wolf" gag is worked by the "Twins" as they scare the outfit by impersonating Indian war cries. The expected happens and a grand battle with much comic relief takes place. Production Code Seal, No. 2,122. Running time 7 mins. "G."

asky Talks on Success; Ampa s Enthralled

(Continued from page 1)

ould pass his house, so he hid be- nd a rosebush and played "The Stars d Stripes Forever," "El Capitan" d the other favorites of the day, pecting Sousa to hurry through the ont gate and invite him to join up. That wasn't a success, he admitted. usa failed to listen. The neighbors mplained.

He was among the first 100 men no landed at Nome, Alaska, in the ld rush and found the yellow metal the beach. In a short time he d a few thousands. It was his first hievement; his first grasp at power. ccess, he thought.

When it was gone he returned to n Francisco with his first disillu- onment. Jobs were hard to get in 99, he revealed. Times were some- iat as they are today. He took a in an orchestra at $20 a week and nt to Honolulu. In a few weeks ere was no salary. He found an- her job—this time at $50 a month th the Royal Hawaiian Band. There s no thrill in this, in spite of the iform. A pretty girl was surprised find he was a white man.

Describes First "Success"

In the course of time he reached n Francisco again and organized first musical act with his sister. e reached Tony Pastor's in New rk in the days when only the sec- d rate acts played three times a day. ne night Pastor told him he could y there three or four times a year twice a day. Success at last!

More success when he became a udeville producer; a new height of hievement when he opened his first ght club; a new depth of disappoint- nt when it closed two weeks later. e was broke with a wife and young n to support.

He saw a sign Mission Coffee, an a for an operetta. William de ille's mother wouldn't see him. illiam was busy, too. They ushered n into Cecil B. DeMille's office.

"I had never heard of him and ln't want to see him," Lasky con- led.

DeMille was enthusiastic. They ganized their units and began to go aces—the highroad to fame at last! Lasky began to hear of motion pic- res. He confided to Pat Casey that wanted to produce. Casey was the astmaster yesterday. He looked up d grinned.

"Casey told me not to put a nickel it," Lasky said, "unless I had a leasing arrangement for my pic- res. He told me to go upstairs in e Putnam Bldg. and see Adolph ukor. Forty-eight hours later we d made a deal.

"I kept on producing vaudeville acts, ough; I wanted to be sure of myself. still think my greatest ambition is to oduce a stage play. At that time wanted above everything else to buy ess Than the Dust' from Charles rohman. I couldn't get beyond Al ayman. He was tough."

"Was he!" interjected Casey with s well known Irish emphasis. "The ughest of 'em all."

Lasky continued: "One day Zukor came to me and told me that he had bought the Frohman company." He waited for the laughs to die down.

"Zukor insisted that as vice-president in charge of production I had to take over the Frohman management. We were making 52 Paramount pictures a year, 48 Realart, and 32 Artcraft. I was busy. Hayman called me up. He had a number of problems to be decided.

"There I was — Hayman on one side of the desk, myself on the other. I thought it was success.

"I watched my few thousands grow to a million, to two million, three, six. Then came 1929. I was loyal to Paramount; I didn't sell. The powers that be decided that perhaps I wasn't a good executive after all. Somebody had to be the goat, I suppose. I was on the verge of bankruptcy without a job.

"Within 48 hours Sidney Kent had offered me a place with Fox. That was a high spot in my life.

"In my new connection with Mary Pickford I am happy again. Ten days ago when we opened 'One Rainy Afternoon' in Hollywood it seemed to me a new success had come.

"Today I have a new understanding of success. Surrounded here by old friends—many pioneers in this industry, some of you newcomers of a new generation, I have a new thrill, a new feeling of achievement. Success, it seems to me, lies in making and keeping friends."

Lasky sat down and wiped his glasses. The applause jarred the ornate decorations of the old east ballroom walls of the Astor.

On either side of him were men who had lived through most of the story—Casey, Morris Gest, Charles C. Pettijohn, John C. Flinn, Herbert J. Yates, J. J. Murdock, Arthur Friend, Nathan Burkan, Terry Ramsaye, Martin Quigley, Dennis F. O'Brien. Others whose rise came later were also there —Walt Disney, Rowland Lee, Louis Nizer, Ed Kuykendall, Sol Rosenblatt, Arthur Kelly, Carl Milliken, Harry Buckley, Jack Alicoate.

Lasky's talk was preceded by short laudatory addresses by Pettijohn, Quigley and Rosenblatt. But it was Lasky's day and story.

What the Camera Caught

Harry Brandt in conversation with Martin Quigley. Next is Jesse L. Lasky, then Gordon S. White

In order, left to right: Pat Casey, Herbert J Yates, Charles C. Pettijohn, Sol A. Rosenblatt and Dennis F. O'Brien.

Ed Kuykendall, Louis Nizer, Yates, Rowland V. Lee and Walt Disney.

Three old-timers in the show world: Nellie Revell, Morris Gest and J. J. Murdock.

Metropolitan Photos

India, Japan Native Films More Popular

Although American films are still the most popular in the Far East, native product in some instances is offering increasingly strong competition to pictures from the United States, yesterday declared J. B. Albeck, Columbia's sales representative in the Far East. Here for new product conferences with J. H. Seidelman, foreign manager, Albeck plans to remain until May 23. He will stop off for a few days in Hollywood on his return.

Especially in India and Japan the native films are gaining in popularity with audiences, Albeck said. Japanese producers turned out 150 features last season and will make more than that total next season, he pointed out. They have entirely discontinued production of silent films. In India, English product and native Indian films offer serious competition to the films from this country. There has been considerable building in Japan during the past year, he said, and a good season is in prospect for next year, as is true of India. But business in general is weak in China, Albeck indicated, by reason of widespread unsettled conditions.

Parent-Teachers End Censorship Support

MILWAUKEE, May 14.—The National Congress of Parents and Teachers has voted to rescind its 1935 indorsement of a Federal censorship board and limit its legislative campaign to support of the Neely-Pettengill bill.

Many members argued that a Federal censorship board might too easily be controlled by political interests and that local influence over exhibitors will accomplish the desired end.

Gledhill on Vacation

HOLLYWOOD, May 14.—Donald Gledhill, executive manager of the Academy, has left on a two-week vacation in the middle west.

1936-37
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Better Theatres
Summer 1936
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RECORDS

A New

ANNOUNCING

TEATRO AL DÍA

Devoted to the Maintenance, Equipment, Construction and kindred phases of motion picture theatre operation. It will be printed in Spanish and circulated to the industry in all Spanish speaking countries, including:

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AUGMENTING its service to the motion picture industry and further internationalizing its activities, Quigley Publications will shortly issue TEATRO AL DÍA. This new publication will bring to the Latin American countries a Spanish equivalent of BETTER THEATRES. Functioning however, on a broader scale, it will be devoted to Maintenance, Equipment, Construction and all the kindred phases of motion picture theatre operation in the Spanish speaking world.

●

TEATRO AL DÍA is the result of an extended survey indicating the value and need of exactly such a publication in the Latin American territories. It will be the only publication of its type in this field and will reach approximately 10,000 readers, its circulation including not only theatres but exchanges, studios, laboratories, supply houses, architects and all related branches of the industry. Accordingly TEATRO AL DÍA will provide complete coverage in the Spanish speaking countries — virtually a virgin market for manufacturers of all types of motion picture theatre equipment and its allied lines, including studio and laboratory supplies.

●

Quigley Publications, through its international resources, is in a position to serve this important market and the manufacturers seeking representation therein, completely and with a maximum of effectiveness.

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TEATRO AL DÍA will maintain the same high publication standards set by MOTION PICTURE HERALD, MOTION PICTURE DAILY, BETTER THEATRES and the other papers of the Quigley group; it will share the world-wide facilities of the Quigley organization and the international prestige of that institution—factors that assure reader interest, reader confidence and reader response.

ADVERTISING FORMS CLOSE JUNE 6

PUBLICATIONS

NEW YORK CHICAGO LONDON

Battle Looms Among Circuit Independents

(*Continued from page 1*)

ment did not carry with it a change in management of Cocalis' houses. Skouras is said to have wanted his fellow countryman to sit in on film buys, both in New York and on the coast.

Cocalis is believed to have vetoed the first bid because he did not want to part with any of his theatres. The second offer was dropped, it is said, because Cocalis wanted to devote all his time to his own interests and could not make trips west.

With excavation now under way on the first project, the theatre, when completed, will be in opposition to the Ogden, one of the Consolidated Amusement Enterprises. While no definite information is available on the other two sites, it is believed that when they are announced one of the larger independent circuits will find new competition.

Several months ago Harry Brandt, Jack W. Springer and Consolidated issued a joint statement warning Cocalis not to invade their territories. The first theatre is said to be in violation of an agreement with Consolidated. At this circuit's headquarters it was stated that there will be no watching from the sidelines as Cocalis continues his theatre campaign.

Opposition of Long Standing

Brandt and Cocalis have been engaged in a nip and tuck contest in acquiring new units in each other's territories for several months. Springer, who has a joint interest in 22 houses with Cocalis in the Springer & Cocalis circuit, has a few deals on which are expected to enter the Cocalis domain.

John Bolte and Matty Kutinsky, partners in a number of Bronx theatres with the S. & C. group, are claiming a violation of an agreement by Cocalis in connection with the latter's purchase of the Melba. Mr. Bolte claims that Cocalis made a deal not to take a house within the mile zone of the Wakefield, Burke and Laconia. Kutinsky alleges that he had an agreement providing for an interest in any theatre Spring & Cocalis added in the mile area of his houses. Cocalis denies that the Melba is in the mile zone and states both he and Springer checked the radius before closing the contract.

Dr. Stein several years ago was in partnership with Si Fabian in a number of New Jersey theatres. He has put $250,000 into the new circuit in which his son will be active in the management and as legal adviser.

Cocalis yesterday asserted he never will rejoin Springer in partnership.

Meanwhile, independents are assuming a watchful waiting attitude. It is reported that Brandt and Consolidated and possibly Springer may form a buying pool to offset Cocalis' threatened power.

Randforce, which has been experiencing a little excitement with Cocalis, isn't committing itself, but Sam Rinzler and Louis Frisch hold that when the time comes they will act "to protect" their interests.

Overseas Preview

"Secret Agent"

(*G.B.*)

London, May 6.—Based on the W. Somerset Maugham novel, "Ashenden," this story of espionage during the World War combines mystery, romance and action in what is for the most part an intriguing film.

For the exhibitor in the United States there are three leading cast names which to a certain extent should simplify the job of selling, which is further aided by the fact that Maugham was the author of the original novel, and the pull which lies in the nature of the story. The three players are Peter Lorre, Madeleine Carroll and Robert Young.

The work of Lorre as the extremely eccentric, strange-looking operative who will do any job of murder, in the interests of the country for which he is working at the moment, is the high spot. Young is competent, as the mysterious personage who turns out to be the key to the situation, and Miss Carroll is at least satisfactory.

An English author in 1916 is publicly reported killed in action and under an assumed name is sent to Switzerland to track and dispose of a German agent. The success of the mission is vital to the future of England's campaign in the East. Lorre accompanies the author. There the latter finds Miss Carroll, who poses as his wife to quiet suspicion, and is revealed as an English girl seeking a thrill, rather than being an accomplished spy. She meets and is taken with Young, apparently an American traveler. When Lorre and the author cause the death of what turns out to be the wrong man, Miss Carroll insists the author resign. At that moment Lorre finds a new clue, which leads to Young. They pursue him, Miss Carroll having gone with him in anger at the Englishman. The matter is finished for them when the train is bombed and wrecked, Young dying at Lorre's hand, and Miss Carroll and her "husband" making the fiction of their marriage real. Alfred Hitchcock directed from the screen play by Charles Bennett.

Running time, 85 minutes. "A."

Looking 'Em Over

"Three of a Kind"

(*Invincible*)

A number of laughs and several good performances make this independent picture entertaining fare, which should serve excellently on dual bills and perhaps be able to stand alone in the smaller situations. A yarn of a headstrong daughter of wealth, a young man who has his own ideas of how to get "into the money," and three amusing crooks, this is an entertaining series of complications, mistaken identities and romance.

The best performance, in one of the gentle "con man" roles he does so well is that of Berton Churchill. The cast is headed by Evalyn Knapp and Chick Chandler, with Bradley Page in a chief supporting role.

Arthur T. Homan's story and screenplay has Miss Knapp, daughter of a wealthy laundry owner, in love with and seeking her father's consent to help Page, crook, after what he can get. Chandler, driver for the laundry, quits his job when he is awarded $1,000 for his work and goes off to the big hotel and a bigger bluff. There, waiting for suckers, are Churchill and his daughter. An amusing situation develops as Page, Chandler and Churchill, each bluffing and taking the others for suckers, tries to work what he thinks is a good thing.

Complications further develop when Miss Knapp's father arrives, mistakes the identities of Page and Chandler, and hires Page to take Miss Knapp from Chandler, thinking the latter is the man after her money. When an inquisitive detective recognizes Churchill and Page, the situation is straightened out, with Chandler the winner all the way. Phil Rosen directed.

Production Code Seal, No. 2,260. Running time, 74 minutes. "G."

"Speed," this morning's opener at the Capitol, was previewed by wire from Hollywood on April 27.

"Sons O' Guns," which opened at the Strand on Wednesday, was reviewed by wire on April 27 from Hollywood.

"And So They Were Married," now current at the Center, was reviewed on April 11 by wire from Hollywood.

Columbia, 13—U. A., 3

The baseball team of Columbia Pictures has met and defeated the nine of United Artists by a score of 13-3. Charlie Craft pitched for the winners; Milton Weil for U. A.

"Ziegfeld" in 69 More

Sixty-nine more roadshow spots have been booked for "The Great Ziegfeld," bringing the total to 148 special showings since the April premiere here.

All Major Companies Will Use Long Reels

(*Continued from page 1*)

tres after Aug. 1 will all be mounted on the long reels.

Insurance Men Approve

Atlantic City, May 14.—The new 2,000-foot reel will be recognized on the same basis as the 1,000-foot reel under a report to the National Fire Protection Ass'n. at its annual meeting here.

The committee on hazardous chemicals and explosives made this recommendation, "subject only to the standard limitations as to total weight of nitrocellulose film permissible in certain situations. Otherwise the double length does not increase the fire hazard."

The report, by A. H. Nuckolls, chemical engineer of the Underwriters' Laboratories, Chicago, also recommends revising the regulations on photographic and X-ray nitrocellulose films and on the storage, handling and use of pyroxylin plastic in factories.

Demand for SMPE Reels

Standard test reels developed by the S.M.P.E. for the purpose of improving the quality of sound projection are in demand, the engineers say. The reels are run off for the purpose of providing an exact precision checkup on quality of the sound.

Sylvan Harris, editor-manager of the society, says two of the reels, one for sound and the other for visual tests, are being distributed in 21 countries. In this country 167 prints are in circulation for sound and 52 for the visual test.

Nathanson on New Ship

Toronto, May 13.—Among those who have booked passage from England on the maiden voyage of the *Queen Mary*, are President N. L. Nathanson of Famous Players Canadian Corp.

Wall Street

Entire Board Advances

	High	Low	Close	Net Change
Columbia, vtc	33½	33	33½	+1⅜
Consolidated	5⅝	5⅜	5⅜	.....
Consolidated, pfd	18⅜	18	18⅜	+ ¾
Eastman	165½	164¾	165½	+1
Eastman, pfd	164	164	164	+ ¼
Loew's, Inc.	47½	46¾	47½	+1
Loew's, Inc., pfd..	107	107	107	+ ¼
Paramount	9⅛	8⅞	9	+ ¼
Paramount 2 pfd.	9⅞	9⅞	9⅞	+ ⅛
Pathe Film	9⅜	8⅝	9⅜	+ ½
RKO	6½	6⅛	6¼	+ ¼
20th Century-Fox.	24¾	23¼	24¾	+1¼
20th Century, pfd.	34½	34½	34½	+1¼
Warner Bros.	10⅛	9⅝	10⅛	+ ½

Curb Gains Range ⅛ to 1⅛ Pts.

	High	Low	Close	Net Change
Sentry Safety	¾	⅝	¾	+ ⅛
Sonotone	2⅝	2⅝	2⅝	+ ⅛
Technicolor	29⅜	28⅜	29⅜	+1⅛
Trans-Lux	4¼	4	4¼	+ ⅜

Bonds Rise Fractionally

	High	Low	Close	Net Change
General Theatre 6s '40	25	24¼	25	— ¼
General Theatre Equip. 6s '40 ctf	24¾	24¾	24¾	— ¾
Loew's 6s '41 ww deb rights	97⅜	97	97⅜	+ ⅛
Paramount Pict. 6s '55	91¼	90¼	91¼	+ ½
RKO 6s '41 pp ..	68	68	68	.....
Warner Bros. 6s '39 wd	92¾	92¼	92¾	+ ¾

(Quotations at close of May 14)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

OL. 39. NO. 116 NEW YORK, SATURDAY, MAY 16, 1936 TEN CENTS

ITOA Charges MPTOA Moves Are "Mockery"

Statement Says They're "To Fool Government"

Charges that current conferences etween M. P. T. O. A. leaders and istribution executives are a "hollow nockery;" that they are "smothering ny real solution of problems," and nat "the strategy is designed to fool ne Government and persuade Washngton that the industry is going to lean house" are contained in a statement just issued by the I. T. O. A.

The statement is over the signature f Maurice Brown, secretary. It was ent out by John Manheimer, execuve secretary, by order of the board f directors, he states.

The statement begins by reciting

(Continued on page 4)

Examination Sought In Warner Bond Suit

A motion to examine officers and irectors of Warner Bros. Pictures, nc., will be heard on Monday by upreme Court Justice Carew in conection with a bondholders' action rought by Clarence H. Morrow.

Morrow in his petition asks for an njunction to restrain the defendants

(Continued on page 4)

Lasky Testifies in Para. Trustee Suit

Jesse L. Lasky was called yesterday s a witness in an action instituted ome time ago by the Paramount rustees against former officers and irectors of the company in an effort o recover for Paramount losses aleged to have resulted from stock reurchase agreements entered into by ne company.

Lasky was named a defendant in

(Continued on page 4)

Avoirdupois

Hollywood, May 15.—Laurel & Hardy were officially weighed at the Hal Roach studio to decide the winner of the Laurel & Hardy weight guessing contest conducted by *La Petit Parisien*, Paris daily. Stan tipped the beam at 185 pounds, and Babe Hardy weighed in at 303, up 18 pounds since he started "Our Relations."

Booking Bill Move Delayed By Wrangling

Sub-Committee Members Unable to Agree

By BERTRAM F. LINZ

WASHINGTON, May 15.—Sidetracking of block booking legislation for the session is indicated by wrangling among members of the Pettengill subcommittee. They appear to have made no progress in preparing a bill to report to the whole Interstate and Foreign Commerce Committee.

The group will meet again next week. Asked as to progress, Chairman Pettengill said merely that while there was a great deal of opposition to the measure there also was a great deal of support for it.

The Indiana congressman this week joined the ranks of authors with publication of his book, "Hot Oil," a review of Congressional investigations of the oil industry in which he participated, and the attempt at Federal control.

Opposition to Government control of industry is indicated in a discussion of the struggle between Federal control and states rights in which is posed the question: "Will bureaucracy in destroying liberty also destroy the efficiency in production and distribution of wealth which alone makes security possible?"

Loew's to Resume Bronx Prize Games

After dropping the giveaways several months ago at the request of city officials, Loew's will reinstate Screeno and Bank Night in 12 Bronx theatres, starting May 25. Decision by the circuit's officials was reached following a number of victories in court by agents for the games.

Yesterday, Magistrate Clapp in the Bronx threw out a Screeno case against the Yorke, an S. & C. house. In dismissing the complaint, the magistrate held that "Screeno is not a

(Continued on page 3)

Form New Exhibitor Unit in Cincinnati

CINCINNATI, May 15.—A new independent exhibitor organization, known as the Greater Cincinnati Independent Exhibitors, has been formed here. At the organization meeting, at which some 25 theatres were represented, Harold Bernstein, of the Plaza was elected president. Other officers are:

(Continued on page 3)

Anticipate $100,000

"Show Boat" is off to a roaring start at the Music Hall. Thursday, the opening day, tally ran close to $11,000. Universal forecasts "$100,000 or more" on the week.

RKO Promises Its Help for Trade Shifts

The M. P. T. O. A. trade practice committee yesterday was assured the cooperation of RKO in the drafting of that company's sales policies for the new season.

The committee's meeting with Jules Levy, RKO general sales manager, and Cresson E. Smith, western and southern division manager, was the third of 10 meetings which it plans to hold individually with as many national distributors. The committee had met with Paramount and Universal earlier.

Ed Kuykendall, M. P. T. O. A. president, and spokesman for the committee, said that his group had been assured yesterday that RKO believed that many points in the exhibitors' trade practice program should and could be worked out. Specific concessions from the distributor, however, await further discussion between Levy

(Continued on page 3)

Horlacher-TWA Pact Made on Air Service

Horlacher's Film Delivery Service has closed a deal with the TWA air lines to handle delivery of all packages sent air express where it has offices. The deal also provides for picking up and delivering parcels sent on the Hindenberg. The German dirigible will make 10 round trips this summer.

It is understood Horlacher's will extend its operations to Pittsburgh. Louis Molitch, New York manager, is now in the Smoky City working on a deal, it is said.

Thomas Making Deal To Lift Total to 32

Having closed with James A. Fitz-Patrick to distribute 12 features in the domestic market, Harry Thomas is now negotiating with a number of other independent producers on deals which would bring the total of pictures he will handle to more than 32.

Thomas is talking with Edward

(Continued on page 4)

Allied Asks Independents to Convention

Non-Members' Presence Is Urged by Yamins

CLEVELAND, May 15.—Invitations to independent exhibitors, regardless of their affiliations, to attend the Allied convention here June 3-5 have been sent out by Nathan Yamins, president. As a result, members are being urged to bring in as large an attendance as possible.

In a letter to Allied leaders Abram F. Myers writes:

"Self-constituted leaders receiving special favors from distributors and speaking the lines written by employes of the Hays Ass'n. are opposing every constructive movement for the relief and benefit of independent

(Continued on page 3)

Sabath Probe Moves Into Philadelphia

WASHINGTON, May 15.—Members of the Sabath Congressional committee investigating reorganizations in various industries, including films, will be in Philadelphia, May 19 for hearings which may extend through the week, it was made known here today.

Subjects to be taken up have not been announced by the chairman, and are not expected to be disclosed before the hearings open.

Cost Problem Seen Television Hurdle

WASHINGTON, May 15.—Financial problems now face the general use of television, say officials of the Federal Communications Commission, although it is admitted that technical advances have reached the point where broadcasts are possible.

The commission will open hearings

(Continued on page 4)

Mystery Visit

Washington, May 15. — Sol A. Rosenblatt, head of the amusement division of the late NRA, was a vistor to the White House today.

Rosenblatt was non-communicative, saying simply that his vist was "satisfactory" and that general matters were discussed with the President.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 16, 1936 No. 116

Martin Quigley
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Eastern Salesmen of M-G-M Back on Jobs

Salesmen of the eastern M-G-M exchanges returned to their territories yesterday from Chicago after attending the annual sales meet at the Palmer House. Branch, district and division managers are still in the Windy City for further meetings. M. L. Simons, editor of the *Distributor,* also returned yesterday.

English Film Men Dead

London, May 15.—Two prominent film men are dead here, Sir Philip Nash, chairman of the C. M. Woolf company, General Film Distributors, and Harry Sanders, for many years editor of *Pathe Gazette,* which he founded. Sanders resigned from Pathe in 1934 and recently supervised the official filming of the Football Cup final.

"Cloistered" Run Set

The Best Film Co., on Tuesday will open at the 55th St. Playhouse "Cloistered," produced by Pathe Cinema in France, with the cooperation and permission of the Catholic Church. Best is the distributor in this country. English dialogue is used in the film, which is set entirely within a nunnery.

◀ Purely Personal ▶

E. C. Grainger trying to make a deal with Bill Sussman for Twentieth Century-Fox films in the Tavern yesterday. For support Grainger has A. J. Kearney. Sussman has Clarence Hill and his assistant. At one of the other tables Harry H. Buxbaum and Joe Lee tackle the Brandts, Harry and Billy. Col. E. A. Schiller, Joe Vogel, Lou Sidney and Walter Vincent discuss theatre operations, while close by are Harry Arthur, Jack Partington, Marco Wolff, Hal Horne, Irving Lesser and Louis Astor working on a Columbia deal. Horne is there as inspiration.

•

Charles Moses annoys Mitchell Klupt, Herman Gluckman and Edward Schnitzer, the latter getting stuck with the check. W. Ray Johnston, Moe Seigel and E. H. Goldstein sat far from the other Republic-ites. Lenore Ulric, in red hat and skirt, is seated close to the entrance with another woman. Nellie Revell has a table reserved for herself. Marc Lachman and Joe Weil parked in one corner, Weil departing early, leaving Lachman to wander to George Brown's table. Al Friedlander and Jack Barnstyn discuss topics of the day, while Eddie Alperson and Bill Fitelson are in a deep huddle on something important. Al Hovel and Eddie Rugoff desert the usual kibitzers' table for peace and quiet, but Moses spies them and rambles over to the group.

•

Dave Chatkin passes by and says hello. Ed Kuykendall, James Clark of Horlacher's, Robert Robinson and Morgan Logan of TWA and Clint Weyer confer at one of the larger tables, Kuykendall complaining about lack of sleep the night before. Harry Gold, Arthur W. Kelly, Haskell Masters and Monroe Greenthal talk about U. A. matters, while Joe Plunkett and Sherman Krellberg, in spirited conversation, probably referring to the terrific business the Astor is doing with "The Great Ziegfeld."

•

Richard Connell's "Playboy" has been acquired by Paramount as a starring vehicle for George Raft.

•

Arthur Brisbane visited Nicholas M. Schenck at the latter's offices yesterday.

•

Helen Cooper, scenarist, sails today on the *Virginia* for the coast via the Canal.

Sam E. Morris, Max Schlesinger, Jack Connolly, Austin C. Keough, Walter Trumbull, John C. Flinn, Emil Jensen, Charles Casanave, Max Seligman, Dave Palfreyman, Louis Nizer, Louis Phillips and Gabriel Hess, seen among those gathered at the Cinema Club yesterday during the noon hour respite.

•

Norman Moray is still working on the new shorts program for Warners next season. A decision whether to increase the current lineup will be made Monday or Tuesday.

•

Al Szekler, Universal manager in Rio de Janeiro, will arrive May 27 on the *Southern Prince* for a "convention" with Nate Manheim at the home office.

•

J. H. Hoffberg will distribute "Wanted Men" in the domestic market. It's a B. & D. picture with Charles Laughton and Dorothy Gish.

•

Sidney Kandell, of the General Film Library, is the father of a seven and a half pound boy born to Mrs. Kandell yesterday.

•

Harry Brandt has taken over the Windsor on a 15-year lease. The theatre will be closed for alterations.

•

Lou Sonin, nephew of Sam, is now busy buying and booking for the West End, Long Beach.

•

Charles Leonard is hobbling around with a cane. He twisted his ankle while swatting a tennis ball.

•

Henry Randel of Paramount will return from his Hollywood vacation May 25.

•

Dr. Herbert T. Kalmus is in from the coast. He is at the Barclay.

•

Pat Casey is now trying to get away to the coast next week.

•

Walt Disney left town and headed westward yesterday.

•

John Hay Whitney has returned from the coast.

•

Leonard Goldstein left for Hollywood yesterday.

•

Sam Hammer is back from a southern cruise.

•

Howard Dietz is back from Chicago.

Hope to Show "Plough"

Washington, May 15.—Resettlement Administration officials have not given up hope of getting into theatres their three-reel film, "The Plough That Broke the Plains," a production which has been labeled in some sections as New Deal propaganda. The Hays office has not taken any action in the matter.

RKO Drive Extended

Closing date for RKO's billings and sales contest has been set back from May 22 to June 5 by E. L. McEvoy and Cresson E. Smith, eastern and western sales managers, because Jules Levy has postponed the sales convention from June 1-3 to June 15-17.

Johnston Moves Office

W. Ray Johnston, Republic president, is moving his office to 1776 Broadway where the entire 22nd floor has been taken over. The foreign sales department is already located at 1776. The domestic sales department, contract and publicity departments will continue on the 20th and 22nd floors of the RKO Bldg.

"We Meet" Gets $12,000

"'Till We Meet Again" at the Capitol did not fare so well, grossing around $12,000 for the week. The Palace with a twin bill headliner comprising "Captain January," second run and "The House of a Thousand Candles," first run, tallied $6,300.

George Cruzen Out In an M. & P. Shift

Boston, May 15.—George Cruzen has resigned as district manager for M. & P. Theatres, and has been replaced by Hy Fine, former stage show manager, and Charles Brennan. The shakeup is said to be a move to cut expenses as a result of loss of revenue from 14 western Massachusetts houses recently taken back by Goldstein Brothers.

Harry Brown, Jr., publicity manager for the Paramount, Fenway, Modern and Olympia, has resigned with his assistant, John McConville, Paul Levy, assistant at the four houses, takes over Brown's post. Don Chambers, circuit publicity assistant out of home office, assigned as advertising manager for the Allyn, Hartford; Paramount, New Haven, and Capitol, Worcester, is awaiting a new spot and considering other offers. David Perkins, of late assistant on publicity to Harry Browning, also is out.

Expect Skouras-Fox Suit Postponement

An injunction action brought by Skouras to restrain the RKO 81st Street from playing Twentieth Century-Fox product day and date with competing Skouras houses in the neighborhood will be adjourned to June 26 when it is reached on the N. Y. Supreme Court calendar on Monday.

Efforts to agree on an out of court adjustment of the suit will be made on the return here of John D. Clark, Twentieth Century-Fox general sales manager, and of Sidney R. Kent, president, it was learned. Clark is in Hollywood and Kent in Europe.

The Skouras action alleges that the day and date playing of the RKO 81st Street is in violation of a franchise the Skouras houses hold for Fox Film product and if permitted would result in serious losses for the plaintiff's theatres.

Kent and Schenck Returning

Joseph M. Schenck, S. R. Kent and Walter J. Hutchinson are scheduled to arrive on the *Berengaria,* due May 26. John D. Clark, general sales manager for Twentieth Century-Fox, will return from the coast next week.

I. A. Executives East

Hollywood, May 15.—William Bioff, personal representative of George Browne, and Harland Holmden, vice-president of I. A. T. S. E., left tonight by train for New York having completed the installation of the I. A. T. S. E. closed shop in the local studios.

Columbus to Go Dark

Consolidated Amusements will close the Columbus tomorrow. The theatre will be converted into a Woolworth store. The Park in Columbus Circle is now showing Greek talking pictures.

Bergner Wins Award

London, May 15.—Elisabeth Bergner's performance in "Escape Me Never" was voted the best of the year in the fifth annual ballot of *Film Weekly* readers.

llied Asks Independents to Convention

(*Continued from page* 1)

hibitors and are even presuming to present and speak for the latter at ongressional hearings and industry nferences.

"The mere silence of exhibitors in me territories on such momentous ues as compulsory block booking creased film rentals, designation of aydates, and last (but not least) ain expansion and aggression, may interpreted as acquiescence in the forts of those who would gladly deer the independent exhibitors into e hands of their oppressors in order feather their own nests.

"This convention will afford you the portunity to repudiate such false adership and to proclaim openly nere you stand on the many grave sues confronting exhibitors."

The convention program arranged H. M. Richey follows:

Wednesday, June 3

00 P.M. Business Meeting, Hollenden Hotel.
Opening Address by Nathan Yamins.
Address: "The Outlook for 1937," George W. Weeks, G. B. sales manager.
Discussion: "Is Designation of Playdates Illegal?" by Ray Tesch of Wisconsin, with explanation of playdate laws as passed in Wisconsin and Ohio. (In Ohio the legality of the law is awaiting a decision of the Ohio Supreme Court.)
For the women: A trip through the Terminal Tower with 25-miles panorama view of the surrounding country and inspection of Great Lakes Exposition grounds.
:30 P.M. For all delegates and their wives, a special night club party at the Mayfair Casino, including dinner, dancing and floor show, as guests of Allied.

Thursday, June 4

:45 P.M. Assembly at Hollenden Hotel for golf match at Beechmont Country Club. Cups for prizes donated by Republic Pictures and National Theatre Supply Co.
Inspection of exhibits.
Registration.
:30 P.M. Women's luncheon at Hollenden Hotel followed by trip through Nela Park and inspection of all new G. E. electrical appliances, as guests of G. E.
Luncheon for delegates at Hollenden.
:00 P.M. Second business meeting:
Announcements.
Introduction of noted visitors.
Address: "The Job Must Be Done" by Abram F. Myers.
Address: "The Coming Buying Season—What Was Coming — Last Year—Things to Look Out for in 1937" by Pete Harrison.
General discussions of the present situation.
Address: "An Outsider's Viewpoint," by a nationally known speaker, name not divulged.
Committee assignments.
:30 P.M. Banquet in Hollenden Ballroom. Speakers: Gov. Martin L. Davey, Mayor Harold Burton and a nationally known surprise speaker.

Friday, June 5

A.M. Inspection of exhibits.
.00 P.M. For women: Luncheon at the Variety Club as guests of the Variety Club ladies.
Closed business session for delegates.
Reports of committees.
Introduction of visitors.
Address: "Is Governmental Control the Only Way to Stop Unfair Producer Aggression?" by an unnamed official high in governmental knowledge.
Address: "The Producers' Side of Selling," by W. F. Rodgers, general sales manager, M-G-M.
Address: "Our Good Friend, the Public," by Walter B. Littlefield of Boston with a report on the legislative situation of block booking.
Reports by H. A. Cole of Texas, Sidney Samuelson of New Jersey and Abram F. Myers, general counsel.
Committee meetings including legislative committee.
Discussion: Chain Theatres, Expansion—Taxation—Product Situation—Designation of Playdates—Theatre Loans and Buildings—Music Tax—Copyright Tax—Score Charges — Trailer — Matters of Miscellaneous Interest.
Adjournment.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Fatal Lady"

(*Wanger-Paramount*)

Hollywood, May 15.—Music of an operatic flavor, mystery and occasional flashes of melodramatic action are combined in this picture in such fashion as to make it intriguing entertainment. The fact that these several elements are component parts of the story should open the way for selling which will appeal to varied types of audiences. An outstanding factor which should not be overlooked is the singing of Mary Ellis, revealing an unusually well trained and accomplished voice.

In supporting roles are Walter Pidgeon, Norman Foster, Allan Mowbray, John Halliday, and for a touch of incidental comedy, Edgar Kennedy and Ruth Donnelly. The story, and its complications, therefore, appear to offer the best selling attack. The story is set against a background which moves from New York to Brazil to Paris, and has been produced elaborately throughout. Emil Ludwig's direction for the most part has imparted to the film a swift pace which is only occasionally slowed, and helped by what might be termed a change of pace.

The interesting title conveys the story's basic theme. Miss Ellis, on the threshold of an operatic career in New York, is questioned by police in connection with the murder of a man she had once known. The shock causes her to fail at her debut. She goes to South America with Kennedy and Miss Donnelly, and Guy Bates Post, her concert master. Foster, who with his brother Pidgeon, owns a coffee plantation, is in love with her. From that moment in New York, murder and death dog her footsteps. Mowbray, wealthy Brazilian, is killed while she is with him. In Paris, Foster is murdered and Pidgeon, his brother, who has been trying to keep his brother from her, seeks to find the culprit. Suspected is Halliday, friend of Mowbray. Eventually, in an action-filled climactic sequence, the entirely unsuspected killer is revealed as Post, who sought to save Miss Ellis from marriage, so that she might continue her musical career. Her intense dislike of Pidgeon turns to love at the conclusion.

The screen play was the work of Sam Ornitz. Boris Morros prepared the excellent musical score.

Production Code Seal, No. 2,113. Running time, 73 minutes. "G."

Form New Exhibitor Unit in Cincinnati

(*Continued from page* 1)

A. J. Holt, vice-president; David Helwig, secretary, and Herman Bly, treasurer. Directors are: Maurice White, F. Wesley Huss, Jr., Charles Weigel, Elmer Shard, Charles Fine, H. O. Worsel and Andrew Neidenthal. For the present, meetings will be held monthly at the Hotel Gibson, and there will be no affiliation with any other organization.

Independents have not been organized here since the Ohio Valley group disbanded two years ago.

Approve Toby Wing Pact

Hollywood, May 15.—Juvenile film contracts today approved by the court included one for Toby Wing, 19, who will receive $200 to $1,250 per week as her contract progresses.

Loew's to Resume Bronx Prize Games

(*Continued from page* 1)

lottery." The basis for the opinion, according to George B. West, eastern division manager for Screeno, was the fact that anyone can play the game; a person does not necessarily have to buy a ticket to participate, West stated.

The dozen Loew houses going back to games are the Paradise, Boulevard, Grand, Fairmount, Victory, Elsmere, Boston Road, Spooner, 167th St., Burnside, Burland and National.

Leff & Meyers have decided to reinstate the game. It is believed Consolidated will do likewise with Lucky. Springer & Cocalis have been playing Screeno without interruption.

District Attorney Foley of the Bronx is understood to have scheduled a meeting Monday with the game agents and exhibitors.

Delay Making "Monster"

Because of casting difficulties, they say, Ben Hecht and Charles MacArthur have postponed production of "The Monster." They say they will take it up later when the players they have in mind are available.

"U" Films for Veterans

Universal has been awarded the contract to supply features, shorts and newsreels to 82 veterans' hospitals and soldiers' homes by the U. S. Veterans' Administration. This marks the sixth consecutive year Universal has been awarded the contract.

RKO Promises Help For Trade Shifts

(*Continued from page* 1)

and Ned E. Depinet, president of RKO Distributing, and will necessitate another meeting with the company by the exhibitor committee.

Efforts will be made by the committee over the week-end to set a fourth meeting, which would be with either United Artists or Twentieth Century-Fox on Monday. Arrangements were completed yesterday for a meeting on Wednesday morning with Republic. A Wednesday afternoon meeting with M-G-M was set earlier.

Charles E. Williams of Omaha replaced O. C. Lam of Rome, Ga., on the committee for yesterday's meeting. Lam left for his home by plane yesterday on business and is expected back on Monday. Jack Miller of Chicago, who was called out of town on business several days ago, is also expected back in time for a Monday session.

The committee yesterday was composed of Kuykendall, Williams, Lewen Pizor of Philadelphia, and L. C. Griffith of Oklahoma City.

Irvin Cobb Godfather

Hollywood, May 15.—When Mason Alan Dinehart, the infant son of Alan and Mrs. Dinehart, is christened here next week, Irvin S. Cobb will stand as the baby's godfather.

Blystone to Direct "Big"

Hollywood, May 15.—John G. Blystone has been signed by Charles R. Rogers, vice-president of Universal, to direct Victor McLaglen in "Big."

Wanger Cancels Trip

Hollywood, May 15.—Walter Wanger has definitely cancelled his trip to Europe. The producer plans to remain in Hollywood all summer.

Wall Street

Board Issues Maintain Level

	High	Low	Close	Net Change
Columbia, vtc ...	33¾	33¾	33¾	+ ¼
Consolidated	5⅝	5½	5½	+ ⅛
Consolidated, pfd.	18⅜	18	18⅜	.....
Eastman	166	165½	166	+ ½
Loew's, Inc.	47¼	47	47	— ½
Paramount	9¼	9	9⅛	+ ⅛
Paramount 1 pfd.	71	70	70¾	+1¼
Paramount 2 pfd.	10⅛	9⅞	10	+ ⅛
Pathe Film	9⅜	9	9	— ⅜
RKO	6⅜	6¼	6¼	.....
20th Century-Fox.	24¾	24¼	24¾	.....
20th Century, pfd.	34⅞	34⅝	34⅞	+ ⅜
Warner Bros.	10⅛	9⅞	10	— ⅛

Technicolor Gains ⅞ on Curb

	High	Low	Close	Net Change
Sonotone	2⅝	2½	2⅝	.....
Technicolor	30¼	29⅛	30	+ ⅞
Trans-Lux	4½	4¼	4¼	.....

GTE Bonds Advance

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ..	26	25	26	+1
General Theatre Equip. 6s '40 ctf	25¾	24¾	25¾	+1
Loew's 6s '41 ww deb rights	97⅜	97⅛	97⅜	.....
Paramount B'way 3s '55	61	61	61	.....
Paramount Pict. 6s '55	91¼	90	91	— ¼
RKO 6s '41 pp....	68	68	68	.....
Warner Bros. 6s '39 wd	92¾	92¾	92¾	.....

(Quotations at close of May 15)

"Special" Is Frisco's Hit With $19,500

San Francisco, May 15. — In a week marked by generally good business that sent all houses over normal, "Special Investigator" led the parade with a take of $19,800 at the Golden Gate. This was $5,300 on the profit side of the line.

"These Three" was $1,000 up on a take of $10,000 at the United Artists. "Robin Hood of El Dorado" and "Brides Are Like That" held up to $13,500 in the second week at the Paramount. "Rhodes" made a fine showing in nine days at the St. Francis on a take of $9,500. "The Great Ziegfeld" took $13,000 in its fourth week.

Total first run business was $96,100. Average is $83,800.

Estimated takings:

Week Ending May 5:

"SPECIAL INVESTIGATOR" (Radio)

GOLDEN GATE—(2,680), 15c-25c-35c-40c, 7 days. Stage: Band. **Gross:** $19,800. (Average, $14,500)

"THESE THREE" (U. A.)

UNITED ARTISTS—(1,200), 15c-25c-35c-40c-55c, 7 days. **Gross:** $10,000. (Average, $9,000)

Week Ending May 6:

"MARIHUANA" (Roadshow Att.)

EMBASSY—(1,400), 15c-25c-35c, 7 days, 2nd week. **Gross:** $3,000. (Average, $3,000)

"MR. DEEDS GOES TO TOWN" (Col.)

ORPHEUM—(2,400), 15c-30c-35c-40c, 7 days, 4th week. **Gross:** $6,800. (Average, $6,800)

"ROBIN HOOD OF EL DORADO" (MGM)

"BRIDES ARE LIKE THAT" (F. N.)

PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days, 2nd week. **Gross:** $13,500. (Average, $11,500)

Week Ending May 7:

"ABSOLUTE QUIET" (MGM)

"PRIDE OF THE MARINES" (Col.)

FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $6,200. (Average, $6,000)

"RHODES" (G. B.)

ST. FRANCIS—(1,470), 15c, 30c,-35c-40c, 9 days. **Gross:** $9,500. (Average, $7,000)

"CAPTAIN JANUARY" (20th-Fox)

"COUNTY BEYOND" (20th-Fox)

WARFIELD—(2,680), 15c-30c-35c-40c, 7 days. **Gross:** $16,000. (Average, $15,000)

Week Ending May 8:

"LA MATERNELLE" (French)

CLAY—(400), 15c-35c, 7 days; return engagement. **Gross:** $1,000. (Average, $1,000)

"GREAT ZIEGFELD" (M-G-M)

GEARY — (1,400), 55c-85c-$1.10-$1.65, 7 days, 4th week. **Gross:** $13,000. (Average, $10,000)

Futter Again Sues Keene

Los Angeles, May 15. — Walter Futter, through his attorneys, Golden & Kaufman, has filed an action in Federal court to enjoin Tom Keene from accepting other employment, and asking $100,000 damages in the event that such injunctive relief is not granted. Though a similar action was dismissed several weeks ago for want of equity, a ruling on the damages petition has not yet been made. Keene's counter suit to have his contract with Futter terminated has been transferred from Superior to Federal court and will be argued at the same time.

Rothacker Holds Party

Douglas D. Rothacker entertained yesterday afternoon at a cocktail party celebrating his company's 26th year as a producer and distributor of industrial and educational pictures. The party served at the same time as a house warming for the firm's new and larger quarters on the fourth floor at 729 7th Ave.

Echoes from Leo's Lair

Chicago, May 15.—Bob Workman, in presenting the platinum diamond-studded cuff links to Eddie Saunders at the banquet which closed the M-G-M convention at the Palmer House here, made his presentation remarks by singing, "I Love You Truly." Workman once studied opera in Europe.

+

A parade of 50 colored Palmer House waiters around the banquet room prior to the serving of the dessert was a high point. Carved ice images of Leo, the lion and ice cream molds in the shape of a globe were the pieces de resistance.

+

Plenty of the lads spent the late hours in the Empire Room tripping the light fantastic.

+

Word was passed around that all meetings would be canceled yesterday afternoon so that all could attend the ballgame. The rib was that the announcement was made after the game had been cancelled on account of cold weather.

+

The dance performed by Howard Dietz, Joe Vogel and Si Seadler with the help of the Abbott dancers of the Palmer House was a classic.

+

Gus Van's comment that the orderly reception given all the acts pointed up the courtesy of the M-G-M personnel was graciously accepted and commented upon by Bill Rodgers. Van acted as master-of-ceremonies and did a swell job.

+

The Texas group in 12 gallon hats made a colorful entry. Their light summer suits were packed away yesterday when the thermometer took a dive from 88 to 47 degrees.

+

Frank Drew's presentation speech when the luggage was presented to Rodgers, was a high point of the final evening's entertainment.

+

C. B. Fogle said the convention was the best he ever attended. Said he was too busy to realize it until the sessions were over.

+

Most of the gang pulled out for home yesterday. The ones residing nearest Chicago were the last to leave.

+

Carl Mock and Jack ReVille of Memphis were glad to be in attendance but also felt they missed a great time in the home town as the annual "Cotton Carnival" was in session with Paul Whiteman, Allan Jones and a host of others providing the fun.

+

Al Lichtman told the banqueteers that with Sam Katz in the Metro "zoo" it would not be unlikely that the Balabans would be out there one of these days. He said Metro would enjoy having Balaban and Katz represented at the studio.

Lasky Testifies in Para. Trustee Suit

(*Continued from page* 1)

the trustees' actions but has never been subpoenaed. His appearance as a witness yesterday was as a result of an agreement approved by Federal Judge Alfred C. Coxe that the producer would not be served while here. His court appearance was a brief one and confined almost entirely to the identification of papers involved in the suits.

Indications at this time are that the trustees' suits cannot be brought to trial in N. Y. Supreme Court before the fall term. Lasky plans to return to Hollywood tomorrow.

Examination Sought In Warner Bond Suit

(*Continued from page* 1)

from continuing an alleged conspiracy, the effect of which will damage holders of first mortgage 6½ per cent serial gold bonds of the Capital Theatre Co., Morrow charges. The request for an examination also states that the complainant asks for damages sustained by bondholders who hold bonds valued at $330,000.

Morrow explained that the suit is brought with the approval of a bondholders' protective committee.

Yawitz Gets Term Pact

Hollywood, May 15.— Radio has signed Paul Yawitz, New York columnist, to a long term writing contract. He will report to the studio next week. His first assignment will be announced shortly.

Cost Problem Seen Television Hurdle

(*Continued from page* 1)

June 15 for the purpose of getting information for the development of a long range program of regulation.

Little chance for motion picture broadcasts on a commercial basis is seen at present. Commission men point out that a feature would cost at least $200,000 and that the cost of a wire hookup for a two-hour broadcast might be another $100,000, to say nothing of the expense to which the scanners would be put in buying receivers.

The commission expects early television to be confined to outdoor sports and similar events.

Thomas Making Deal To Lift Total to 32

(*Continued from page* 1)

Halperin for a series of six features and a deal with Maurice Conn for 12 others is practically set. Mercury Laboratories is understood to be backing Halperin and Conn. Thomas will handle the various outputs through state right exchanges. It is understood several have been lined up to distribute the FitzPatrick dozen with other deals under way.

Charter MPTO of Ky.

Frankfort, Ky., May 15.—Motion Picture Theatre Owners of Kentucky, with principal office in Frankfort, has been chartered as a non-stock corporation. Lee Moffitt, Sam Switow and Charles Hunston are incorporators.

ITOA Charges MPTOA Moves Are "Mockery"

(*Continued from page* 1)

that when Harry Brandt, president, read in the trade papers that trade practice conferences were contemplated he contacted those involved and was referred to Ed Kuykendall, M. P. T. O. A. head. The I. T. O. A. wanted to sit in on the conferences, the statement goes on to explain.

Kuykendall, the statement reads, informed Brandt that only M. P. T. O. A. men would be permitted to participate "and if the rest of the exhibitors did not like what the M. P. T. O. A. agreed upon, they did not have to accept the same."

"The I. T. O. A. wanted to sit in at these conferences for the purpose of helping independent exhibitors to get a square deal," the statement goes on, "but as we do not foresee such a fair deal forthcoming, we are therefore warning independent exhibitors to protest vigorously against any move to be made in these unfair trade practice conferences.

Indies' "Thunder Stolen"

"The I. T. O. A. does not believe that there is any exhibitor element throughout the entire industry that needs to be convinced and shown that Mr. Kuykendall and his crowd can never speak for and truly represent the independent unaffiliated exhibitors of the country, but in reality his group is and always has been supported by the affiliated group of exhibitors and producers as well as the Hays organization. The M. P. T. O. A. is attempting in a subtle but unconvincing fashion to steal the thunder and sincere purpose of independent exhibitors.

"This procedure of the M. P. T. O. A. in calling upon the distributor big-wigs of the majors is a hollow mockery. The best that can be achieved is to have distributors throw the exhibitors a bone in the form of small concessions on cancellations and other such relatively unimportant tidbits which are counted on to keep theatre owners quiet for another year.

"Their strategy is designed as a gesture to fool the Government and persuade Washington that the industry is going to clean house and that there is no need for outside regulation.

"They will fail in this attempt. Not one genuine independent and responsible exhibitor representative has been placed on the 'packed' committee or invited to the M. P. T. O. A. conferences.

"The Kuykendall committee represents no one but themselves and the distributors—their investigations are merely futile motions of investigating themselves."

Kuykendall Derisive

Asked if he had any reply to make to the statement issued by the I. T. O. A. yesterday, Ed Kuykendall, M. P. T. O. A. president, and chairman of the exhibitor organization's trade practice committee, said: "What is there to reply to? Every charge against us in that statement has been made time and time again—and in better English—by envious, rival organizations. The answers are too well known to responsible, thinking exhibitors to bear repeating now."

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

OL. 39. NO. 117 NEW YORK, MONDAY, MAY 18, 1936 TEN CENTS

Poster Rental Battle Looms In Para. Plan

Will Start Own Service; Other Majors Watch

First moves by a major distributor combat the competition of the ster service companies throughout country will get under way June vhen Paramount will alter its sales icy in connection with posters, by displays and photographs.

Under the new plan all exhibitors ll be offered the option of either ying the accessories outright, as in past, or to rent them on the same ms as the renting houses. All types posters will be mounted for theatres siring this type of advertising. Morn Lithograph, which manufactures Paramount accessories, will do the unting. The only items not returnle will be window cards and heralds ich bear the imprint of the theatre.

Decision by Paramount to offer the v service to exhibitors was reached er many sessions between Don lde, head of the accessory departnt, and distribution executives. Maial bought on and after June 1, and t before, will be returnable.

Activities of the poster renters dur the past years have resulted in ap-

(Continued on page 4)

New Attendance Aid Uses Ticket Stubs

A new plan of stimulating theatre tendance, through the use by the eatre of premiums offered to patrons return for a specified number of ket stubs, has been developed by rnard Hoffenstein, who was enged in theatre exploitation work in w England for several years. The an is being operated under the name Associated Stub Clubs, with the ganization offering the service to eatres at a rate based on a percent-

(Continued on page 4)

Taxi 60 Miles

Mansfield, O., May 17.—Two members of Major Bowes' Amateur Unit, having missed the last bus at Canton, their previous stand, and being unable to make connections by bus or train to reach here in time to open at the Madison, hired a taxi to make the jump, a distance of 60 miles.

Production Lively; 40 Features Going

HOLLYWOOD, May 17.—Production continued at a lively pace here last week. There were 40 features and one short subject in work as compared to 39 features and the same number of shorts the previous week. Twenty features were in preparation and scheduled for cameras within two weeks. Fifty-one features were in the cutting rooms.

Twentieth Century - Fox finally placed "Ramona," starring Loretta Young, in production, adding to the list of "specials" shooting. M-G-M's "The Good Earth" entered its tenth week of production. David O. Selznick's "Garden of Allah," co-starring Marlene Dietrich and Charles Boyer, was in its fourth week, while Warner's "Charge of the Light Brigade" had six works of work behind it. The Marion Davies film, "Cain and

(Continued on page 11)

Circuit Men to See Showmen's Exhibit

Delegations from the Loew N. Y. circuit, Randforce, RKO and Skouras theatres are to attend the opening of the second annual show of Showmanship of *Motion Picture Herald* on the 30th floor of the RKO Bldg. next Tuesday.

Men from the New Jersey Warner houses, Netco, Consolidated and Century circuits. among others, will also visit the show during the week. Arrangements for these visits are now being made by A-Mile Vogel, man-

(Continued on page 11)

TOCC-ITOA Merger Meets a New Delay

Although the merger of the T. O. C. C. and I. T. O. A. was scheduled to be effected this week, the combination has temporarily been delayed by Charles L. O'Reilly's absence from the city. O'Reilly, who has all the concessions for the Texas Centennial. has gone to Fort Worth and is not expected back for another week or two.

Powers Discussing Eastern Production

P. A. Powers may move the Comi-Color production to New York from Los Angeles for next season. This would take in the "Reg'lar Fellers" series of Celebrity Prod.

Harry A. Post, vice-president of Celebrity, is on his way to the coast to confer with Ub Iwerks on the possibility of moving the entire animating staff eastward, or the advisability of making the "Reg'lar Fellers" here and continuing the Comi-Colors at the Beverly Hills plant.

Fox Midwest Denies ITO Charges in K.C.

KANSAS CITY, May 17.—Fox Midwest has filed an answer in the conspiracy suit of Emanuel Rolsky and other independents against it and major distributors in which it is charged the plaintiffs are all members of the I.T.O. and are attempting to restore the practice customary seven or eight years ago of basing clearances on admission price alone.

It is contended this would throttle competition between exhibitors in purchasing and exhibiting pictures. The plaintiffs, the reply asserts, have conspired to force distributors to deal with them in this way and have concertedly refused to buy on any other basis, except where in urgent need of films. It is contended this is in restraint of interstate commerce and also a restraint of intrastate trade.

The answer denies concerted action

(Continued on page 11)

Bronx Police Resume Drive Against Games

Despite the decision of Loew's and Leff & Meyers to reinstate Bank Night and Screeno, police activity in the Bronx was resumed Friday night when managers of the Ward, Yorke and Pelham were handed summonses for playing Screeno. The three theatres are operated by Springer & Cocalis.

Friday afternoon, a lottery complaint against the Yorke was thrown out in the Magistrate's Court, Bronx.

The latest subpoenas make five for

(Continued on page 11)

Brandt Negotiating For Another Circuit

Having acquired the Windsor, Harry Brandt is now working on a deal to take over one of the smaller local independent circuits. Negotiations for the group of houses are expected to be consummated in about a week.

When the deal is completed, the new additions will give the Brandt outfit a new total of close to 70 units.

Local Child Patron Bill Being Drafted

The New York City ordinance which will permit local theatres to admit children between the ages of eight and 16 when unaccompanied by an adult, in conformity with the Joseph law, signed by Gov. Lehman last week, is now being drafted. The state law was merely an enabling act, which indicated the limits of the procedure, and provided for local option by municipalities throughout the state.

The bill now in work is being pre-

(Continued on page 11)

New National Theatre Group Being Talked

Sponsors Hope to Have It Started by Autumn

Plans for a third national exhibitor organization are being revived again by a number of local independent theatre operators. Dormant for some time, the sponsors are bringing the subject to the fore with hopes of forming a nucleus of the proposed association by the fall.

Under the proposed setup, units will be formed in each state with delegates to a national board to conform to Congressional districts. The affiliated units will be limited only to independents.

Some months ago Charles L. O'Reilly suggested the plan, and although he received responses from a number of groups, he could not give the proposed organization sufficient time to see it through. While O'Reilly remains in the background, it is understood he is taking an active part in trying to get the move started. His candy vending business will not permit him time to become the guilding figure, it is said.

A prominent exhibitor in the local area with political affiliations is understood being primed for the presidency. He has been contacted and while he has not definitely committed himself, it is believed he will accept as soon as

(Continued on page 4)

F. & M. Not to Shift St. Louis Personnel

F. & M. does not intend to disturb the executive or managerial setup of the Warner theatres in St. Louis when the switch in management takes place shortly as a result of the recent settlement out of court.

Reports have been current that Harry C. Arthur, upon his assuming supervision of the St. Louis Amuse-

(Continued on page 4)

'The Green Pastures'

". . . something new under the motion picture sun. It has had no predecessor; nothing heretofore produced is even vaguely familiar . . . sure to make a deep impression upon audiences . . . played entirely by negroes."

Reviewed in detail on page 10 today.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 18, 1936 No. 117

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Cbicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1. *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Tbeatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 47 Higashi Gokencho Ushigome-Ku, *H. Tominaga*, Representative; Prague Bureau: Ubelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at tbe Post Office at New York City, N. Y., under Act of Marcb 3, 1879.

Subscription rates per year $6 in tbe Americas, and foreign $12. Single copies: 10 cents.

Warners Plan Radio Child Talent Quest

Warners has inaugurated a plan in conjunction with Paul Whiteman and his Woodbury Soap radio program for a national radio quest of talented children, the most promising of whom will be given screen tests. The new plan was announced last night over WJZ.

Youngsters all over America will be invited to appear. Warners will make one test a week for the most talented child, the test to be under the supervision of Sam Sax at the Brooklyn Vitaphone studios. Coincidentally, Warners will produce a number of shorts with casts composed entirely of children.

The new plan does not neglect the parents, but provides for instructions to be given them concerning the best method of preparing children for a professional career.

Warners will have the exclusive rights to the use of any of the children whom they wish to cast in pictures.

Alliance Has 6 Films

Budd Rogers, general manager of Alliance, says he has six features for state right release. They are: "Hell's Cargo," "Radio Follies," "Jilted," "Give Her a Ring," "It's a Bet" and "Love at Second Sight."

Insiders' Outlook

By RED KANN

WEEKEND brainstorm, some questions and no conclusions:

Louis B. Mayer and his very substantial interest in M-G-M, as you know, go beyond Leo. His son-in-law, Bill Goetz, is a ranking executive on the 20th Century-Fox lot and, according to that company's analysis of the holders of ten per cent and more of its stock on February 1, held 214,642⅝ shares of common, or 17.50 per cent. Considerable for a pleasant and young fellow like Billy to have amassed so early in his business life. And more than the 204,642⅝ shares, or 16.68 per cent, held by Joe Schenck and the 183,979½ shares, or 15 per cent, by Zanuck, whose assistant Goetz is.

Edwin C. Weisl is the personal attorney for Floyd B. Odlum who is head of Atlas, which with Lehman Brothers, is a big noise in Paramount and which holds, again with the Lehmans, fifty per cent of RKO and an option on the remaining half.

Certainly, there is no external connection or association of interests. Yet, why did Mayer and Weisl journey together to Washington in the last couple of days?

▼

Mystery Visit

Washington, May 15.—Sol A. Rosenblatt, head of the amusement division of the late NRA, was a visitor to the White House today.

Rosenblatt was non-communicative, saying simply that his visit was "satisfactory" and that general matters were discussed with the President.

Down in the lower right corner of page one on Saturday, the above ran. What catches our eyes is Rosenblatt's one-word comment that his talk with the President was "satisfactory." As we interpret it and, let us say quickly and to the point that we have no idea what went on, the inference, nevertheless, becomes rather clear that specific and not the general matters Rosenblatt mentions further, were discussed.

It was Lewis J. Selznick in the days of National Picture Theatres who once tried to sell the industry that two plus two equalled six, or maybe it was eight. We're notoriously bad with mathematics and had a helluva time with trigonometry, while calculus simply drove us nuts. Maybe you can figure out what this is all about. . . .

▼ ▼

The resignation of Percy Johnston of Chemical National from the Paramount directorate has been talked of and reported for months. Now, it is about to become a fact. The correspondence flowing back and forth between Johnston and Saul E. Rogers, however, is interesting. As a matter of fact, it is very interesting. Rogers' letter was written as a stockholder's inquiry as to company policies which the board may have in mind for the improvement of the corporation and its personnel in the immediate future and also asked an "accounting" of the acts of the board to date in the light of Johnston's testimony during the hearings on the Paramount reorganization plan. Johnston stated at that time the company's "depleted executive ranks would be strengthened by the addition of experienced film men," according to Rogers' letter. . . .

▼

Rogers' initial communication said this, in part, for itself:

> "Your board of directors consists of bankers, stock brokers, promoters and men engaged in every conceivable walk of life except that of the manufacture or exhibition of motion pictures. It is my understanding that the members of the board no longer control or represent substantial security holders, yet they are controlling the policies and destinies of the company.
>
> "Cold, executive business ability standing by itself might be valuable in the administration of finances or as a qualification for membership on a finance committee, but should be confined exclusively to those channels of the business."

▼

And Johnston's answer:

> "The motion picture industry is, as you say, a highly specialized business, differing from any other industry. Since I went on the board of the company it has become increasingly plain to me that I cannot hope to find time to give the company's problems the amount of study they should receive from an active director and also discharge my obligations to the institution of which I am chairman. Consequently, as I do not wish to be merely an inactive director, I have determined to retire from the board of the company when my term expires next month and have so informed the management. Under the circumstances, any discussion by me of what the company's business policies for the future should be would hardly be appropriate."

[Johnston's term does not expire next month. He was elected for a three-year term.]

▼

Then, Rogers' second letter:

> "The mere fact that you have decided now to relieve yourself of the responsibility originally assumed by you is no reason why a proper accounting should not be made to those who relied on promises and assurances made by you under oath."

He adds that Johnston should have determined at the beginning of his term which of his obligations was the more important, "instead of permitting Paramount to suffer as a result of your inactivity as a director."

And so it goes at Paramount, while others make "The Great Ziegfelds" and the "Show Boats."

Legion Approves 13 Of 15 New Pictures

The National Legion of Decency, in its list of new pictures reviewed and classified for the current week, approved 13 of the 15 new films considered as unobjectionable for general patronage or for adults. One film was called objectionable in part, and one was condemned, that being the only addition to the condemned list since the original three which were on the first list issued by the Legion.

The new films, and their classification, follow. Class A-1, Unobjectionable for General Patronage—"Border Flight," "Born to Fight," "The Devil's Squadron," "Don Bosco," "Let's Sing Again," "The Revolt of the Zombies," "Sons o' Guns." Class A-2, Unobjectionable for Adults—"Abdul, the Damned," "Dracula's Daughter," "The Dragnet," "The First Baby," "One Rainy Afternoon," "Show Boat." Class B, Objectionable in Part—"Two Against the World." Class C, Condemned—"Ecstasy."

Fred Althauser Buried

CINCINNATI, May 17.—Funeral services were held here yesterday for Fred J. Althauser, 70, president of Local 5 of the Stage Employes' Union. Althauser, who had been a stagehand at the Shubert and Strand for 30 years, died of heart failure after an illness of two years.

Services for Arthur Lehman

Funeral services for Arthur Lehman, senior member of the banking firm of Lehman Bros., who died early Saturday, will be held today from the home, 45 East 70th Street. Lehman Bros., in association with Atlas Corp. has a large investment in RKO and i represented on the board of Paramount.

Carl E. Edwards Dead

DETROIT, May 17.—Carl E. Edwards, for 22 years a manager of several Detroit theatres, was found dea in a cottage near Milford, Mich. H was 59. A physician said death wa caused by a blood clot in the heart.

Lachmann to "U"

Marc Lachmann flew west Saturda to join Universal where he will develop special exploitation on the bigger pictures from the studio.

THE BREAD AND BUTTER OF THE FILM INDUSTRY!

Today is the 12th Birthday
of Metro-Goldwyn-Mayer

◂ Purely Personal ▸

KAY KAMEN, Walt Disney representative, will occupy new quarters in the RKO Bldg., Rockefeller Center, June 1, after being located at 729 7th Ave. for the past four years.

•

Morris Goodman, Republic's foreign sales manager, left Saturday by plane for Puerto Rico. He is surveying the South American and Central American situation.

•

Walter Vincent and Ed Kuykendall did some theatre-going over the week-end.

•

Mrs. Richard Barthelmess has left the Ritz Towers for Pasadena.

Quip of the Day

Charles McDonald, district manager for RKO, has received a letter from a man in Springfield, Conn., who said he had been the altar boy at the funeral services for McDonald's father, requesting eight tickets for a Major Bowes broadcast.

McDonald says his father died 36 years ago. The author didn't get the tickets.

Marco Wolff, Harry C. Arthur and Jack Partington are expected to leave for St. Louis the latter part of the week.

•

Charles Bruce Millholland, author of "Twentieth Century," has gone to the coast for a studio writing assignment.

•

Louis Molitch of Horlacher's Film Delivery returns today from Pittsburgh.

•

Harman Yaffa plans to go to the coast shortly.

•

Fred Meyers has returned from Boston.

•

. . . Atlanta

John T. Ezell, celebrating his third anniversary as branch manager of Universal recently, was the recipient of a handsome desk set.

Oscar Morgan, district manager for Paramount, spoke to the motion picture committee of the Atlanta Woman's Club on phases of picture making. "The Case of Mrs. Ames" was screened.

M. C. Moore, Jacksonville, Fla., in charge of arrangements for the annual meeting of the Southeastern Theatre Owners' Ass'n., to be held there early in August, was in Atlanta a few days.

•

. . . Denver

J. B. Melton, owner of the Victory, is back in town. He has been in Florida for several months on his plantation there.

Ross Labart has started a Colorado film delivery service, covering the San Luis Valley and the surrounding area. Labart also operates a portable circuit.

Out of town exhibitors seen on the row recently: William Swessky, Charles Klein, S. L. Hessbeck, B. Grove, Mrs. C. V. Wright and Sam Feinstein.

•

. . . London

S. W. Smith, British Lion; Max Milder and Irving Asher. Warners: Dave Griffiths, First National, and Ralph Hanbury, Radio, leave soon for the United States to attend sales conventions.

Hal B. Wallis in with print of "Anthony Adverse."

William K. Howard discussing a British picture.

•

. . . Los Angeles

J. J. Sullivan is still resting at his home. It is thought unlikely that he will require an operation for his stomach ailment.

Bill Heineman, Al O'Keefe, Eddie Cook, Lon Hoss and Cecil Pace will attend the Universal convention in New York. They will leave here the last week in May.

Howard Stubbins has returned from New York. Also Milt Arthur.

•

. . . Pittsburgh

The Harry Kalmines have named their new daughter Janet Helene.

Joe Feldman spoke last week before a Duquesne University business class for two hours on theatrical advertising.

Sam Stern's three-month hospital story at an end. he has returned to his art post with Warners.

Ken Hoel has just taken a post with Charlie Stanton's Atlantic Film Service.

Donn Wermuth is sporting a new green phaeton which he'll drive to the coast in July for a vacation.

Poster Rental Battle Looms In Para. Plan

(Continued from page 1)

preciable losses to film companies. Efforts have been made to stop them by enforcement of the copyright provisions, but without avail. All of the distributors now have printed on posters, photographs and lobby cards the sentence "this is not sold but leased."

Even these instructions have been disregarded by exhibitors who have been selling the material to the renting companies for half of the cost price. After many discussions, Paramount officials felt that the only way to bring the practice to an end is to buy back its own material after it has been used.

No reduction in the quantity of accessories is contemplated by the distributor, it was stated on Saturday. Prices will remain unchanged, the rebates being made on the return of the material. Paramount doesn't expect to face any difficulty in the bookkeeping, although it is likely extra help may be added where needed.

Some time ago distributors discussed a plan to merge all poster houses and serve exhibitors from a central depot. The idea was to cut the operating expense of the accessory departments in the exchanges, but this was not found feasible. Various other plans have been talked over, but Paramount feels the one it has decided upon is the best proposed.

Columbia may go for the idea, according to Al Seligman, in charge of ad sales. He personally thinks the Paramount plan ideal, but will not make any statements as to the company's policy until he confers with distribution executives this week.

M-G-M will not adopt the policy, it was declared by a home office executive.

Universal has not decided on its stand. P. D. Cochrane stated he had not heard of the details of Paramount's offer, but he would most likely talk it over with Andy Sharick in a few days.

Lou Goudreau of RKO was out of town over the week-end and could not be reached for a statement. His secretary said she had heard a rumor about Paramount's plan, but nothing official. Goudreau will take the matter up with distribution heads either today or tomorrow.

Warners Ready?

Despite denials, Warners on Saturday were reported ready to adopt the Paramount policy on rental of accessories beginning June 2.

Harry D. Buckley of U.A. has no plans. He asserted he had not been apprised of the rental service, and while he will give it thought, the company will not change its present setup on June 1.

A. W. Schwalberg said Warners will not rent its accessories at this time. However, he will study the matter.

Lee Balsly of Twentieth Century-Fox stated the company definitely was against renting its own posters and photographs.

Paramount is preparing special contracts which will be offered exhibitors. Only those desiring the rental service will be asked to sign.

Losing no time, an executive emergency committee of the National Poster Service Ass'n., Inc., held a special meeting in New York Saturday to discuss the new development. Attending were Simon Libros, president; Al Blofson and Oscar Libros, from Philadelphia; Louis Weinzimmer, Harry Schlit and Harry Egert.

Libros charged the Paramount move was to "freeze out the poster renters," and that the renters' association was going to contact every independent exhibitor organization to act against the distributor's accessory policy.

"All Paramount wants to do is freeze us out and after that they will sell the posters outright on their own terms," Libros stated.

George P. Aarons, acting for the association, has dispatched wires to non-members of the association urging that they join in order to fight the move.

A Paramount executive admitted the purpose of the plan was to drive the renters out. "They have no business being in the business. The material is ours and they have no right to rent it out.

"If exhibitors begin complaining about our service what would they do if we decided not to make posters and stills?" the executive wondered.

In face of the decisions of other distributors not to follow suit, reports have it that within the next six months all major companies will be renting their advertising material.

New Attendance Aid Uses Ticket Stubs

(Continued from page 1)

age of the theatre's weekly gross receipts.

Hoffenstein is general manager of the organization, with David Hoffenstein, his brother, as sales manager. The plan has been in the process of formulation for the past two years, Hoffenstein said, and was put into preliminary operation about Jan. 1, this year. Thus far, he declared, approximately 40 theatres have contracted for the service. The rate to theatres has been determined at an approximate base one-half of one per cent of the average weekly gross, the cost to theatres being estimated at from $2 up each week, dependent upon the type of house involved. The rate, however, is subject to variation, Hoffenstein indicated, since circuits, for example, may undertake volume membership, which would lower the rate per theatre. Contracts are signed on a 52-week basis, the fee payable monthly.

The premiums, which include the products of several well known manufacturers, are entirely varied. The organization buys the premiums from the manufacturer and sells them to the exhibitor, as needed, and in whatever quantity required, at the wholesale price. Representatives are being named for various key cities. The theatres already signed are located in Ohio, Pennsylvania and Texas.

New Nat'l Theatre Group Being Talked

(Continued from page 1)

lines are definitely drawn for the new association.

No attempts will be made to bring in local organizations now affiliated with either the M. P. T. O. A. or Allied. The idea will be to set up new exhibitor units in each state with each state having as many delegates to the national body as there are congressmen. Independent theatre owners who are members of the two existing national bodies will be invited to join.

F. & M. Not to Shift St. Louis Personnel

(Continued from page 1)

ment Co., the Orpheum, Shubert-Rialto and Hi-Pointe, would make radical changes. Such rumors are denied by Arthur, who states that as soon as the papers, now being drawn, are signed and he gets possession of the theatres he will ask the personnel to continue as heretofore.

It is expected that F. & M. will take over the Warner St. Louis houses on June 1.

Sets M-G-M Madrid Deal

Madrid, May 17.—Jacques Edelstein, M-G-M manager here, has closed a contract for the exclusive showing of M-G-M product second run at the Alcazar Theatre here. The house has been for years one of the outstanding theatres in the city.

Ted Healy Married

Yuma, May 17.—Ted Healy was married here the other day to Betty Hickman, actress.

THANKS TO EVERYBODY!

How is it possible to thank everybody for "Show Boat"?

Starting with Jerome Kern and Arthur Hammerstein, who adapted Edna Ferber's deathless story—then starting all over again with James Whale, who directed the picture, and Irene Dunne and Allan Jones and Paul Robeson and Charlie Winninger and Helen Morgan and the superb cast who actually made it—with even these two starts we have only begun to start.

How about the critics who reviewed it and showered it with such reckless praise?

How about the theatre owners who started to buy this picture nearly two years ago and yet are perfectly willing to give Universal better terms than their contracts call for?

How can we thank them enough?

The answer is that we can't!

We are simply overwhelmed with gratitude, and words seem flat.

If we have given the picture business the box office spur which it needed, we have already been more than repaid in your acknowledgment of that fact.

And "Show Boat" is only one of the many things which the new Universal hopes to contribute toward the success of the whole entertainment world, as well as toward its own success.

We take a bow, first to all of you and then on behalf of Universal.

Thanks to everybody.

UNIVERSAL PICTURES

R. H. COCHRANE, President

P.S.—We are days behind in acknowledging telegrams and letters of congratulation and support. But we'll catch up as soon as we can. Just now we are a little bit overwhelmed.

COLUMBIA'S HOLD-OVER

THE GRACE PIC

RELEASED

3 weeks in Denver!

“Deeds,” Show

“Deeds” Hits

Grab $25,000

Big $22,400

San Jose

“MR. DEEDS

DEEDS' GOES

ITS SECOND WE

weeks in

IN ST. LOUIS

3 we

4 weeks in Seattle!

$13,500

“Deeds”

4 weeks in Salt Lake City!

“Deeds” Smash

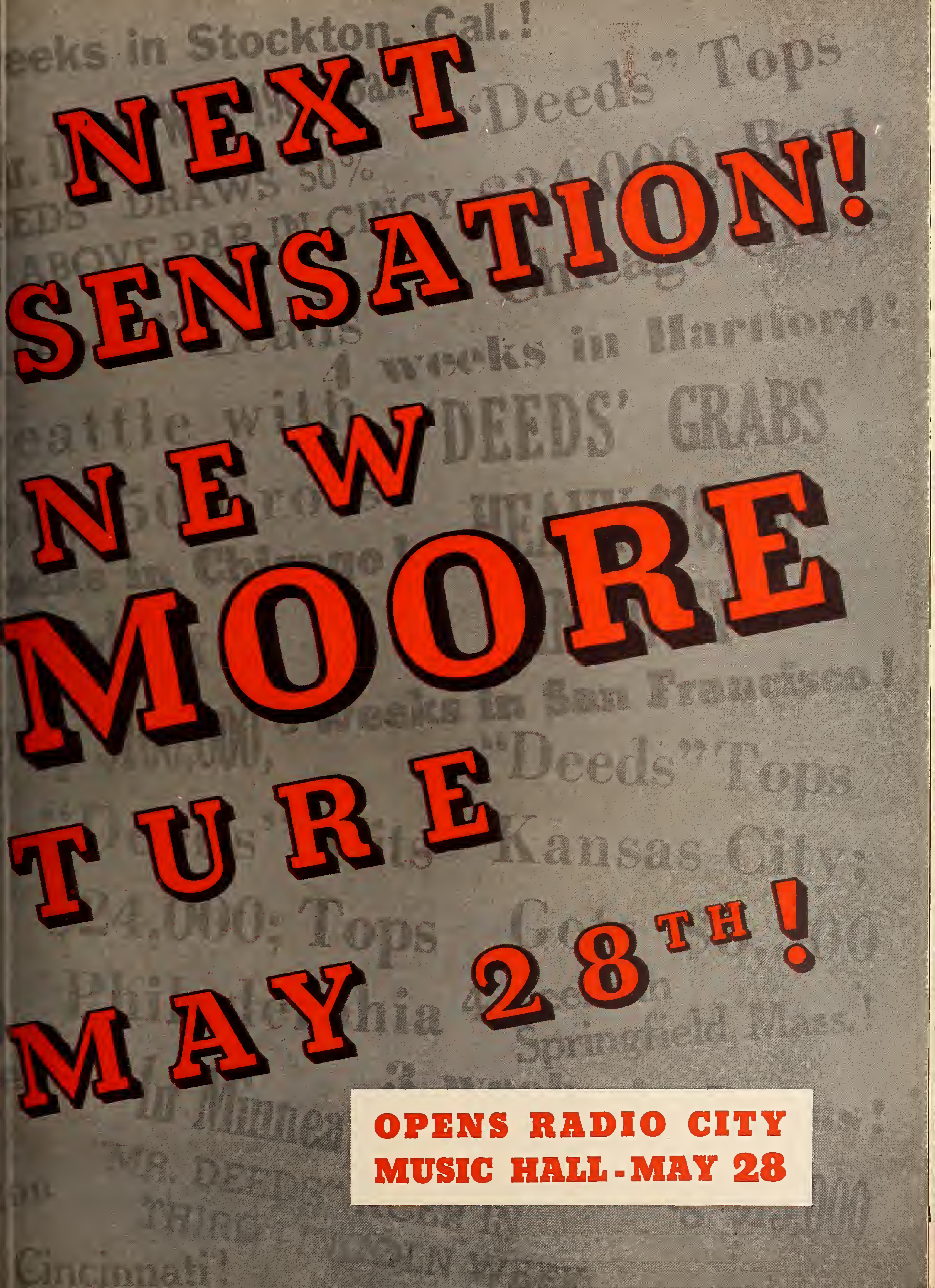
Cleveland Hit

With

“Deeds”

Leader

3 wee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"Deeds" Tops
DEEDS' DRAWS 50%
ABOVE PAR IN CINCY
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DEEDS' GRABS
weeks in San Francisco!
"Deeds" Tops
Kansas City;
24,000; Tops
Philadelphia
Springfield, Mass.!
MR. DEEDS
Cincinnati!

NEXT SENSATION!

NEW MOORE TURE

MAY 28TH!

OPENS RADIO CITY MUSIC HALL - MAY 28

"Deeds" Has Big Holdover In Cleveland

CLEVELAND, May 17.—"Mr. Deeds Goes to Town," playing its second week downtown, continued to hold first place. It grossed $8,250 at the Allen, following a tremendous first week at Warners' Hippodrome. This was more than double the average house business. It was held a third week.

"Under Two Flags" was the big success of the week's new attractions. It grossed $17,000 at Loew's State, where $12,000 is tops. It was moved over to the Stillman for a continued run.

Bill Robinson, as the stage headliner, was the real reason the RKO Palace, showing "The Song and Dance Man" on the screen, chalked up a $21,000 gross against a $15,000 average.

"I Married a Doctor" came through with an average of $8,000 at Warners' Hippodrome and "Too May Parents" at Loew's Stillman, dropped down to $2,000 or 50 per cent off the usual take.

"The Great Ziegfeld" had a good second week at the Hanna with a reported gross of $13,000. It, also, was held a third week.

Total first run business, exclusive of the road showing of "Ziegfeld" was $56,250. Average is $42,000.

Estimated takings for the week ending May 8:

"MR. DEEDS GOES TO TOWN" (Col.)
ALLEN—(3,300), 30c-35c-42c, 7 days, 2nd week. **Gross:** $8,250. (Average, $3,000)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $17,000. (Average, $12,000)

"TOO MANY PARENTS" (Para.)
LOEW'S STILLMAN—(1,900), 25c-35c, 7 days. **Gross:** $2,000. (Average, $4,000)

"THE SONG AND DANCE MAN" (20th-Fox)
RKO PALACE—(3.100), 30c-42c-60c, 7 days. Stage: Bill Robinson, Fats Waller and a Colored Revue. **Gross:** $21,000. Average, $15.000)

"I MARRIED A DOCTOR" (W. B.)
WARNER'S HIPPODROME—(3,800), 30c-35c-42c, 7 days. **Gross:** $8,000. (Average, $8.000)

"THE GREAT ZIEGFELD" (MGM)
HANNA—(1.500), 50c-75c-$1.00-$1.50), 7 days. **Gross:** $13,000

"Two Flags" Omaha Winner at $6,900

OMAHA, May 17.—"Under Two Flags," on a dual with "Too Many Parents," was the first run leader with a gross of $6,900 at the Omaha. This was $1,900 over normal.

"Mr. Deeds Goes to Town" was still strong in its second week at the Brandeis, going over the line $700 for a take of $4,200.

Total first run business was $18,600. Average is $16,000.

Estimated takings:

Week Ending May 6:

"UNDER TWO FLAGS" (20th-Fox)
"TWO MANY PARENTS" (Para.)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $6.900. (Average, $5.000)

"MR. DEEDS GOES TO TOWN" (Col.)
BRANDIES—(1,200), 25c-35c-40c, 7 days, 2nd week. **Gross:** $4,200. (Average, $3,500)

Week Ending May 7:

"PETTICOAT FEVER" (M-G-M)
"GARDEN MURDER CASE" (M-G-M)
ORPHEUM — (3,000), 25c-40c, 7 days. **Gross:** $7,500. (Average, $7,500)

"Flags" a $14,000 Top in Louisville

LOUISVILLE, May 17.—"Under Two Flags" was a smash hit at the Rialto, sending the gross to $14,000, over the line by $9,500. It was held over. A heavy exploitation campaign, and expensive lobby display helped.

Other first runs felt the opposition. Loew's State couldn't climb over $4,500, with "Robin Hood of El Dorado" and "Don't Gamble With Love," while the Strand nosedived with "'Till We Meet Again" and "The Sky Parade," getting only $2,400. "Special Investigator" at the Brown could not get better than $1,800, and "Times Square Playboy" at the Mary Anderson was a disappointment, taking only $1,900.

Weather has been much too warm for theatre attendance. The race meeting at Churchill Downs claimed the attention of the public almost exclusively.

Total first run business was $28,300. Average is $24,200.

Estimated takings for the week ending May 7:

"ROBIN HOOD OF EL DORADO" (M-G-M)
"DON'T GAMBLE WITH LOVE" (Col.)
LOEW'S STATE—(3,000), 15c-25c-40c, 7 days. **Gross:** $4,500. (Average, $5,500)

"UNDER TWO FLAGS" (Para.)
RIALTO — (3,000), 15c-25c-40c, 7 days. **Gross:** $14,000. (Average, $4,500)

"SPECIAL INVESTIGATOR" (Radio)
BROWN — (1,400), 15c-25c-40c, 7 days. **Gross:** $1,800. (Average, $2,800)

"TILL WE MEET AGAIN" (Para.)
"THE SKY PARADE" (Para.)
STRAND — (1,500), 15c-25c-40c, 7 days. **Gross:** $2,400. (Average, $3,500)

"TIMES SQUARE PLAYBOY" (W.B.)
MARY ANDERSON—(1,000), 15c-25c-40c, 7 days. **Gross:** $1,900. (Average, $3,500)

"BROADWAY BILL" (Col.)
"DESERT GOLD" (Para.)
NATIONAL—(2,400), 15c-25c-40c, 7 days. Stage: Carlos Molina Orchestra, Charles & Helen Stone, Ricardo, Myrna Louise, Carol Lansing, Beth Dean, Hope Hall, Reilly, Thrower & La Dayne, four days; straight pictures, three days. **Gross:** $2.500. (Average $3,000)

"COMIN' ROUND THE MOUNTAIN" (Republic)
"REMEMBER LAST NIGHT" (Univ.)
"THREE ON THE TRAIL" (Para.)
"DANGEROUS INTRIGUE" (Col.)
ALAMO — (900), 15c-25c, 7 days, split week. **Gross:** $1,200. (Average, $1,400)

"Deeds" Sensation In Oklahoma City

OKLAHOMA CITY, May 17.—"Mr. Deeds Goes to Town" proved a sensation at the Midwest. It ran the take up to $6,500, passing normal by $2,500.

"Under Two Flags" was in the big money, too, getting $6,000 at the Criterion. This was $1,000 over the line. "The Liberty took $2,800 in four days with "The Walking Dead" and a stage show.

Total first run business was $16,600. Average is $14,000.

Estimated takings for the week ending May 9:

"UNDER TWO FLAGS" (20th-Fox)
CRITERION—(1,700). 10c-26c-35c-55c, 7 days. **Gross:** $6,000. (Average, $5,000)

"MR. DEEDS GOES TO TOWN" (Col.)
MIDWEST — (1,500). 10c-26c-35c-55c, 7 days. **Gross:** $6,500. (Average, $4,000)

"BIG BROWN EYES" (Para.)
CAPITOL—(1,200). 10c-20c-26c-40c, 4 days. **Gross:** $800. (Average, $2,000)

"WALKING DEAD" (W. B.)
LIBERTY—(1,500), 10c-20c-26c,35c, 4 days. Stage: "Monkey Shines." **Gross:** $2,800.. (Average, week, $3,000)

"IT'S A GREAT LIFE" (Para.)
LIBERTY—(1,500), 10c-20c-26c-35c, 3 days. **Gross:** $500. (Average week, $3,000)

"Ziegfeld" $8,000 Denver Hit; Held

DENVER, May 17.—"The Great Ziegfeld" was a sellout in its first week as a roadshow at the Broadway. The $8,000 gross was $6,500 over a normal take at regular prices at this house and the film was held.

In the face of this competition "Mr. Deeds Goes to Town" held up to $4,500 at the Aladdin, following a week each at the Denver and Paramount, and it probably will be transferred to the Broadway for another week when "Ziegfeld" winds up there. "Under Two Flags" went to the Aladdin for a third week after getting $6,000 at the Paramount, following a week at the Denver.

"The Case Against Mrs. Ames" went over in a big way, with a stage show, at the Denham. The $10,000 take was more than 100 per cent over normal.

Total first run business was $46,000. Average is $26,000.

Estimated takings for the week ending May 14:

"MR. DEEDS GOES TO TOWN" (Col.)
ALADDIN—(1,500), 25c-40c-50c, 7 days, following week at each the Denver and Paramount. **Gross:** $4,500. (Average, $3,000)

"THE GREAT ZIEGFELD" (M-G-M)
BROADWAY—(1,500), 50c-75c-$1-$1.36, 7 days, twice daily. **Gross:** $8,000. (Average, $1,500)

"THE CASE AGAINST MRS. AMES" (Para.)
DENHAM—(1,500), 25c-35c-50c, 7 days. Stage show. **Gross:** $10,000. (Average, $4,500)

"I MARRIED A DOCTOR" (W. B.)
DENVER—(2,500), 25c-35c-50c, 7 days. Stage show. **Gross:** $12,500. (Average, $7,500)

"MOONLIGHT MURDER" (M-G-M)
"ABSOLUTE QUIET" (M-G-M)
ORPHEUM—(2,600), 25c-35c-40c, 7 days. **Gross:** $5,000. (Average, $6.000)

"UNDER TWO FLAGS" (20th-Fox)
PARAMOUNT—(2,000), 25c-40c, 7 days, following week at the Denver. **Gross:** $6,000. (Average, $3,500)

Providence Houses Fall into a Slump

PROVIDENCE, May 17.—Theatres felt the forerunner of the summer slump last week, none managing to reach par, although the attractions were favorably received.

"Champagne Charlie" and a revue came the nearest at Fay's where the take was $500 down at $6,500. "The Unguarded Hour" and "Moonlight Murder" caught only $9,000 at Loew's, $3,000 under, and "Big Brown Eyes" and "Doughnuts and Society" was $1,000 below average at the Strand where the bill caught $5,500. At the Majestic "The Golden Arrow" and "The First Baby" did $5,600.

Total first run business was $31,900. Average is $39,500.

Estimated takings for the week ending May 14:

"SPECIAL INVESTIGATOR" (Radio)
RKO ALBEE—(2,300), 15c-40c, 7 days. Stage: "Bring on the Dames" revue. **Gross:** $5,300. (Average. $7,000)

"THE GOLDEN ARROW" (W. B.)
"THE FIRST BABY" (W. B.)
MAJESTIC—(2,400), 15c-40c, 7 days. **Gross:** $5,600. (Average, $7.000)

"BIG BROWN EYES" (Para.)
"DOUGHNUTS AND SOCIETY" (Republic)
STRAND—(2,300), 15c-40c, 7 days. **Gross:** $5,500. (Average, $6.500)

"CHAMPAGNE CHARLIE" (20th-Fox)
FAY'S—(1,600), 15c-40c. 7 days. Stage: "Silver Slipper" revue. **Gross:** $6,500. (Average, $7,000)

"THE UNGUARDED HOUR" (M-G-M)
"MOONLIGHT MURDER" (M-G-M)
LOEW'S STATE—(3,800), 15c-40c, 7 days. **Gross:** $9,000. (Average, $12,000)

"Hour," with Vallee, Smash In the Capital

WASHINGTON, May 17.—"The Unguarded Hour" and Rudy Vallee and His Connecticut Yankees crashed through at Loew's Fox to a gross of $29,000. Opening strong and building throughout the week, the take topped par by $8,100.

"Mr. Deeds Goes to Town," at the Metropolitan again topped the first run par, taking $8,000 on the secon week of a continued run (the third downtown week), or $3,700 over average. A third week was ordered.

"Ecstasy," at the Belasco for a second week, took $5,800 to top the first week average by $2,800, and was continued a third week. At Loew's Columbia, "The Country Doctor" took $4,200, over par by $600.

"The Golden Arrow" and Major Bowes' Amateurs on the stage slipped $400 to a gross of $18,000 at the Earle and "The Trail of the Lonesome Pine" at Loew's Palace dropped to $13,500 $2,400 under the average.

RKO-Keith's pulled "The Witness Chair" after six days. "The Ex-Mrs Bradford" replaced.

Total first run business was $83,000 Average is $76,700.

Estimated takings, exclusive of tax

Six Days Ending May 5:

"THE WITNESS CHAIR" (Radio)
RKO-KEITH'S—(1,836), 25c-55c, 6 days **Gross:** $4,500. (Average, seven days, $10,600

Week Ending May 7:

"THE GOLDEN ARROW" (F.N.)
EARLE—(2,218). 25c-77c, 7 days. Stage: Major Bowes' "All Star Amateurs," with Loring Smith, m. c., Deehan & Kramer Boole Powell, Ann Mahoney, Parker Berly Stanley Brothers, Gloria Rich, Tony Russo Dorothy Bows, Billy Clower, Eagles Harmonica Quintette, Raymond Trotter. **Gross** $18,000. (Average, $18,400)

"THE COUNTRY DOCTOR" (20th-Fox)
LOEW'S COLUMBIA—(1,264). 25c-40c. 7 days (return engagement). **Gross:** $4,200 (Average, first run, $3,600)

"THE UNGUARDED HOUR" (M-G-M)
LOEW'S FOX—(3,434), 25c-66c, 7 days Stage: Rudy Vallee & His Connecticu Yankees, with Cyril Smith & Hildegard Haliday; Ford, Booey, & Daley; the Thre Graces, The Gentlemen Songsters. **Gross** $29,000. (Average. $20.900)

"TRAIL OF THE LONESOME PINE" (Para.)
LOEW'S PALACE — (2,370), 35c-55c, days. **Gross:** $13.500. (Average. $15.900

"MR. DEEDS GOES TO TOWN" (Col.
METROPOLITAN—(1,591), 25c-40c, days, 2nd week. **Gross:** $8,000. Average first run. $4,300)

Week Ending May 8:

"ECSTASY" (Eureka)
BELASCO—(1,140), 25c-65c, 7 days, 2n week. **Gross:** $5,800. (Average, first week $3,000)

Drops Stage Policy

CINCINNATI, May 17.—The RKO Shubert here has discontinued the recently installed policy of a permanen chorus and five acts in addition to films, after returns indicated the venture to be unprofitable. The house has resumed a straight film policy unti its expected closing for the summer in a few weeks.

"U" Assigns Producer

HOLLYWOOD, May 17.—"Three Little Sisters" will be the first picture to be produced in this country by Joseph Pasternack, producer, and Henry Koster, director, for Universal. The story is by Adele Comandini. The pair were brought to America by the company following the closing of the Budapest studios.

"Flags" Tops Seattle Takes For 2d Week

SEATTLE, May 17.—Warm weather hit grosses, with the result that only two houses went over par. "Under Two Flags" made the best showing in its second week at the Fifth Avenue with a gross of $7,800. This was over a first week average by $800.

The only other attraction to get to first base was "Mr. Deeds Goes to Town" in its fifth week at the Liberty where it garnered $4,400, up by $400.

Total first run business was $30,950. Average is $33,500.

Estimated takings for the week ending May 15:

"MESSAGE TO GARCIA" (20th-Fox)
"SNOWED UNDER" (F. N.)

BLUE MOUSE—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Orpheum. **Gross:** $3,100. (Average, $4,000)

"UNDER TWO FLAGS" (20th-Fox)

FIFTH AVENUE—(2,500), 25c-40c-55c, 7 days. **Gross:** $7.800. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)

LIBERTY—(1,800), 15c-25c-35c-50c, 7 days, 5th week. **Gross:** $4,400. (Average, $4,000)

"LITTLE LORD FAUNTLEROY" (M-G-M)

MUSIC BOX—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Fifth Avenue. **Gross:** $3.250. (Average. $4,000)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"BRIDES ARE LIKE THAT" (F. N.)

ORPHEUM—(2,450), 25c-30c-40c, 7 days. **Gross:** $5,100. (Average. $6,000)

"THREE GODFATHERS" (M-G-M)
"THE WITNESS CHAIR" (Radio)

PARAMOUNT—(3,050), 20c-25c-30c, 7 days. Stage: Jay Clarke, mentalist. **Gross:** $4,450. (Average. $5,000)

"TANGO" (First Div.)

REX—(1,500), 15c-20c-30c, 7 days. Stage: vaudeville headed by Sherman & Wallace. **Gross:** $2,850. (Average, $3,500)

Manitoba Group Elects

WINNIPEG, May 17.—It's news when a theatre organization elects an entirely new board of officers and that is what the Manitoba M. P. Exhibitors' Ass'n. has done. The officers are: President, Henry Morton; vice-president, Joseph Pearson; secretary, Frank Kershaw; treasurer, M. Triller; board of directors, Helmer Jernberg, Ray Tubman, S. Morros, Jack Miles and Frank L. Willis.

Reports for the year showed a general improvement in conditions, particularly in Winnipeg.

Columbia Buys Five

HOLLYWOOD, May 17.—Columbia has acquired screen rights to five magazine stories. They are, "Golden Honeymoon" by Ring W. Lardner, "Preventer of Accidents" by Clarence Budington Kelland, "Birth of a Hero" and "Five Little Heiresses" by Alice Duer Miller, and "Innocents at Large" by Doris Peel. Walter Connolly is set for the leading role in the Lardner story.

Warners Use Bank Night

NEW HAVEN, May 17.—Warner's have contracted for Bank Night in the Capitol, Danbury; Palace, Torrington; Broadway, Norwich, and Bristol, Bristol, to begin operation in two weeks. Adolph G. Johnson, Bank Night manager here, says the contracts are for one year, with cancellation privilege after 16 weeks on 30 days' notice. The Savin Rock auto racetrack is also contemplating Bank Night operation.

"Flags" Near Record Mark In St. Louis

ST. LOUIS, May 17.—With new record business, "Under Two Flags" sent the gross at Loew's to $17,450, beating the regular weekly mark by $8,450. It was held over.

"Big Brown Eyes" and "Sky Parade" at the Shubert-Rialto also got into the profit class with a take of $8,450, beating par by $1,900.

The principal opposition of the week was the opening of the summer amusement parks and also the arrival in town of a number of carnival companies. Some special attractions at the Municipal Auditorium also helped keep down first run business.

Total first run business was $45,550. Average is $42,000.

Estimated takings for the week ending May 6:

"CAPTAIN JANUARY" (20th-Fox)
"ROAMING LADY" (Col.)

AMBASSADOR — (3,018), 25c-35c-40c, 6 days only. **Gross:** $5,250. (Average, $6,000)

"THE COUNTRY BEYOND" (20th-Fox)
"THE DARK HOUR" (Chesterfield)

FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $7,200. (Average, $12,000)

"UNDER TWO FLAGS" (20th-Fox)

LOEW'S — (3,162), 25c-35c-55c, 7 days. Held over. **Gross:** $17,450. (Average, $9,000)

"FLORIDA SPECIAL" (Para.)
"THE LAW IN HER HANDS" (F.N.)

ORPHEUM—(1,950). 25c-35c-55c, 7 days. **Gross:** $7,200. (Average, $8,500)

"BIG BROWN EYES" (Para.)
"SKY PARADE" (Para.)

SHUBERT-RIALTO—(1,725), 25c-35c-55c. 7 days. **Gross:** $8,450. (Average, $6,500)

"Flags" a $14,000 Smash in Montreal

MONTREAL, May 17.—"Under Two Flags" proved to be a natural here with its high French-Canadian strain and the Palace took care of $14,000 worth of patronage during the week. The film was held.

Loew's take went up to $13,000 with a Major Bowes' amateur unit on the stage and two screen hits topped by "13 Hours by Air." Third week of "The Great Ziegfeld" at His Majesty's brought $6,500 after a second week of $9,000. The second week of the twin bill headed by "Mr. Deeds Goes to Town" at the Princess meant $6,000 after a first week's $8,500. The second week of "Le Secret de Polichinelle" at the Imperial registered $3,000, the first week accounting for $4,500.

"The Moon's Our Home" headed the dual bill at the Capitol for $8,000. or less than par. Chief opposition around town was baseball and the start of amateur sports for the summer.

Total first run business was $50,500. Average is $51,000.

Estimated takings for the week ending May 9:

"THE MOON'S OUR HOME" (Para.)
"'TILL WE MEET AGAIN" (Para.)

CAPITOL—(2,547), 25c-35c-40c-50c-60c, 7 days. **Gross:** $8,000. (Average, $9,500)

"THE GREAT ZIEGFELD" (M-G-M)

HIS MAJESTY'S — (1,700). 50c-75c-$1.-$1.50, 7 days. 3rd week. **Gross:** $6,500. (Average, $9.500)

"LE SECRET DE POLICHINELLE" (French)

IMPERIAL — (1,914), 15c-20c-25c-34c, 7 days, 2nd week. Added: Mlle. Mozart. **Gross:** $3,000. (Average, $4,500)

"13 HOURS BY AIR" (Para.)
"F-MAN" (Para.)

LOEW'S — (3,115), 30c-34c-40c-50c-60c, 7 days. Stage: Major Bowes' Amateurs. **Gross:** $13,000. (Average, $10,500)

"UNDER TWO FLAGS" (20th-Fox)

PALACE — (2,600), 25c-35c-40c-50c-65c, 7 days. **Gross:** $14,000. (Average, $11,000) Held over.

"MR. DEEDS GOES TO TOWN" (Col.)
"DON'T GAMBLE WITH LOVE" (Col.)

PRINCESS—(2,272), 25c-30c-35c-50c-65c, 7 days, 2nd week. **Gross:** $6,000. First week, $8,500. (Average, $7,000)

Harmon-Ising Plan Personnel Increase

Gordon Wilson, general manager for Harmon-Ising, producers of cartoons for M-G-M release, will take with him to the coast when he returns a number of people who will be added to the production staff. The increase in personnel was made necessary by the company's expansion, Wilson said, with Harmon-Ising scheduled to make 18 cartoons for M-G-M in 1936-37, which is a 40 per cent increase over the current season, when 13 were made. Several former employes of Van Beuren, which has disbanded its cartoon unit, may accompany Wilson.

All next season's productions will be in three-color Technicolor, Wilson said, with the use of 12 or 15 main characters, instead of the usual focussing on one or two. The idea of a cartoon cast of characters has been in work for about six months, he said. No cartoons longer than one reel are planned, but one two-reeler, on which the studio has been working for some time, may be released next season. Wilson will leave for the coast on May 25, at the conclusion of current conferences with M-G-M home office executives.

RKO SHUBERT—(2,150), 35c-55c, 7 days. Stage: Vaudeville. **Gross:** $8,400. (Average, $12,000)

"SMALL TOWN GIRL" (M-G-M)

RKO CAPITOL—(2,000), 35c-42c, 7 days, 2nd downtown week. **Gross:** $4,200. (Average, $6,500)

"SUTTER'S GOLD" (Univ.)

RKO LYRIC — (1,400), 35c-42c, 7 days. **Gross:** $4,000. (Average, $6,500)

"MR. DEEDS GOES TO TOWN" (Col.)

RKO GRAND — (1,200), 25c-40c, 7 days, 3rd downtown week. **Gross:** $3,400. (Average, $2,750)

"YELLOW DUST" (Radio)

RKO FAMILY—(1,000), 15c-25c, 3 days. **Gross:** $1,100. (Average, $1,250)

"HER MASTER'S VOICE" (Para.)

RKO FAMILY—(1,000), 15c-25c, 4 days. **Gross:** $1.100. (Average, $1,200)

"I MARRIED A DOCTOR" (W. B.)

KEITH'S—(1,500), 30c-40c, 7 days. **Gross:** $3,300. (Average, $6,500)

Sherman Finishes Series

HOLLYWOOD, May 17.—Harry Sherman has completed the cast for "Heart of the West," final picture of the current "Hopalong Cassidy" series.

Acquire Charteris Story

HOLLYWOOD, May 17.—Radio has acquired screen rights to "The Saint in New York," latest novel by Leslie Charteris. Pandro S. Berman will produce and the cast will be announced later. The studio has also taken an option on all the works of Charteris, including stories to be written in the future.

Start British Film Soon

MONTREAL, May 17.—The shooting of scenes for the first British picture to be made in Canada is to start shortly, according to Walter W. Murton, art director of G.B., who is supervising production details.

The feature, "The Great Divide," deals with the construction of the Canadian Pacific Railway through the Rocky Mountains to the Pacific Coast.

"The little kerchief you see about the young lady's comely larynx is just one of the thousands of attractions to be found in Paramount's carnival of splendor and joy . . . 'POPPY'."

Short Subjects

"Changing of the Guard"

(*Vitaphone*)

Built around a sentimental plot this short in Technicolor, featuring Sybil Jason, Halliwell Hobbes, Sidney Bracey and a precision dancing chorus makes a delightful bit of entertainment. On New Year's Eve Sybil comes down and has her grandfather, Hobbes, tell her about his army life. As he proceeds to do so the scene changes and there follows a retirement ceremony which is impressive with the skirling of bagpipes and a male chorus singing "Annie Laurie." After this Sybil childishly states that she will join the service. This develops into the precision dance routine which is quite the best part of the film. The finish has the three principals singing in the new year. The color, directed by Natalie Kalmus, is superb. Production Code Seal, No. 2,101. Running time, 20 mins. "G."

"Stranger Than Fiction No. 21"

(*Universal*)

There is general entertainment and a touch of humor in this number of the series, which pictures the bicycle fire department of a California town, the railroad switchman who achieves amazing effects working with colored sand in bottles, the quaint sewing machine which dates from 1849 and is still serviceable; the ink spring in the San Andrea Mountains, the San Francisco man who makes remarkable miniature furniture, and the community circus of Gainesville, Tex., where the townspeople are the performers, and good ones.

Production Code Seal, No. 0976. Running time, 9 mins. "G."

"Barnyard Five"

(*Universal*)

An average cartoon in the Oswald group, wherein Mrs. Duck hatches quintuplets, while Mr. Duck has the usual bad half-hour. When Oswald invites the family to dinner, the quins make life extremely miserable for him, and have a few uncomfortable moments themselves. Rates as ordinary cartoon material.

Reviewed without production code seal. Running time, 7 mins. "G."

"Vincent Lopez and His Orchestra"

(*Vitaphone*)

The orchestra plays with tuneful perfection and the acts rounding out the piece include a torch singer, novelty whistling, a rhumba by Holland and Hart and a song by a bandsman. It is well done and elaborate. The nimble Lopez fingers on the piano open and close the piece. Production Code Seal, No. 0841. Running time, 10 mins. "G."

"Here's Howe"

(*Vitaphone*)

More adventures of Joe Palooka. Palooka, Knobby and "Punchy" are installed in a farmhouse at which Palooka is training. Nearby lives Ann Howe who comes over to watch the champ do his stuff. "Punchy" puts on a pantomimic exhibition that will be one of the highs in humor this season. Sweet charity brings Palooka into the ring in a bout with Jim Perry, Miss Howe's fiance, and after the usual business he wins. Interwoven in the story are some clever lowbrow but humorous situations which will go over big with an audience. The "Punchy" character will be in demand after he has been seen. Production Code Seal, No. 0820. Running time, 21 mins. "G."

"Stranger Than Fiction No. 20"

(*Universal*)

The highlight of this series of oddities picked up by the camera is the old general store in Coulterville, Cal., which stands today as it did in its heyday—the gold rush era of '49—and still with much of the original stock on the shelves. The founder's sons, 86 and 74, "operate" the store. Other bits in this generally interesting subject are a woman bullfighter, the $100 judgment of 1897 which with interest is today equal to trillions of dollars, the woman who clothes her family with wool from her own sheep, the spray gun which coats with a fine mist of metal.

Production Code Seal, No. 0857. Running time, 9 mins. "G."

"The Fun House"

(*Universal*)

When Oswald and his girl go cartoon-fashion to the amusement park, their dog is refused admission. As they rush through the various stunts, by compulsion, the dog burrows his way into the park, comes up in a shooting gallery, and has a series of adventures not calculated to add to his comfort. Eventually the dog and the couple leave the place, in a hurry. A fairly amusing cartoon.

Production Code Seal, No. 2,057. Running time, 7 mins. "G,"

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Green Pastures"

(*Warners*)

Hollywood, May 17.—"The Green Pastures" is something new under the motion picture sun. It has had no predecessor; nothing heretofore produced is even vaguely similar. It is a fable. It tells a story that is spiritual and ethereal, also a story that is gay comedy and stark tragedy.

Sensibly produced, some slight changes having been made in the original play from which it was adapted, it is of a quality sure to make a deep impression upon audiences.

Literally, the fable the picture narrates is that of God's trials and tribulations, His joys and sorrows when He created the world and made mankind. Actually it is the primitive, modern Louisiana negro's concept of God, heaven and man's experiences on earth and with God as described in the Old Testament.

Played entirely by negroes, the picture is of that character of simplicity that is commonly attributed to negroes to whom religion is a subject close to heart and spirit.

A Sunday school class of negro children listens to, and questions its instructor who tells the Bible story. Heaven is described and pictured, black angels having a good time, "De Lawd" creates the world and makes Adam and Eve. Cain kills Abel and "De Lawd" is mortified. The world goes to pot until Noah comes along. Then the flood and a hoped for better start. "De Lawd" commissions Moses to deliver his chosen people from bondage in Egypt and, despite his high hope, humanity sinks into the cesspool of Babylonian iniquity. A tired "Lawd" talks with Hesdrel and learns that probably He was wrong. He had been a just God in his own estimation but a God of vengeance, giving and expecting much. Hesdrel tells Him the people are frail and need a merciful God. The tragedy of Calvary is made evident by illusion and Gabriel's dialogue convinces "De Lawd" that Hesdrel was right.

Played with a dignity that bespeaks sincerity, the picture is crammed with incidents and events in action, dialogue and characterization that provoke hearty laughter. In contradistinction, it follows a sincere and believable dramatic trend that is profoundly impressive. At all times it is entertainment and never a preachment. Never seeking to point a moral, rather continually giving a vivid and colorful picturization of a simple people's belief and willingness to believe, it looms as a valuable contribution in the progress of production.

With the exception of Rex Ingram, none of the players is familiar to screen fans. It is not necessary for any purpose that they should be. Personally they may mean little, but as Adam and Eve, Gabriel, Moses, Abraham, Isaac, Jacob, Aaron, Pharaoh, Hesdrel, Joshua and the king of Babylon they contribute performances that will leave an indelible memory.

The picture, as supervised by Henry Blanke and codirected by Marc Connelly, who produced it originally as a stage play, and William Keighley, is a tribute to brainy, intelligent craftsmanship in making available a radically different form of film fare. Since there is no precedent for this type of attraction, its box-office future, as mere entertainment, is not determinable.

Production Code Seal, No. 1,915. Running time, 90 minutes. "G."

Variety Club

Cincinnati

Cincinnati, May 17.—Attendanc at the third annual supper dance a the Pavilon Caprice in the Netherlan Plaza, exceeded that of previou years, according to Harry Sheeкon in charge of ticket sales. Arthu M. Frudenfeld, main sideshow gu lined up some surprise talent for th occasion.

William C. Bishop, M-G-M ex ploiteer, Detroit, member of Tent No 5, is in town doing advance work o "The Great Ziegfeld."

Bill Clark, skipper of Radio Sta tion WCPO, is recovering from injur ies to his collar bone received whe a taxi in which he was riding, col lided with an auto in a downtown traf fic jam.

Joe Kolling, property master, wa granted exclusive use of the club quarters recently for a party given fo his daughter.

Harry Wessel, chief barker, ha conscripted the services of his son a special secretary in typing notices fo distribution concerning activities of t local tent.

Kansas City

Kansas City, May 17.—A list notables will be initiated by Tent N 8 here tomorrow. The list includ Tom Edwards, Ozark, Eldon, Mo. C. H. Potter, Baltis and other Kansas City; "Doc" Cook, Tivol Maryville, Mo.; O. K. Mason, e ecutive of Commonwealth Theatre Inc.; Homer Ellison, State, Gard City, Kan., and J. C. Nichols.

Edward W. Cochrane, sports ed tor of the *Kansas City Journal-Pos* discussed sports at the weekly lunc eon, although he said he general would pass up a sporting event a time in order to go to the movies.

He said the popularity of soft b is the worst thing that could happ to baseball, whereupon Harry M Clure, district manager for Fox Mi west, interjected "for movies, to Cochrane believes the fad will pet out. Movies have felt the competiti particularly in the smaller outsta towns, for the last two or three yea

Guests included Dick O'Rear Commonwealth, J. Frank, Jr., RC home office, and J. P. Muller, Metr tone news cameraman stationed Kansas City.

Washington

Washington, May 17.—Varie paid tribute to mothers at the sen monthly luncheon, when Nathan Stiefel and Archie D. Engle pr sided as kings for a day. More th 125 barkers and their wives a friends attended. Rev. Abram Simo chaplain, spoke.

Mrs. Aaron Brylawski, moth of A. Julian Brylawski, was ho ored as the oldest mother present.

Entertainment was furnished the Fred East Trio and a group Major Bowes' amateurs, presid over by Gongster Loring Smith.

Another luncheon will be held morrow when Joseph Kaliski a Samuel N. Wheeler will be kir for a day.

Plans are materializing for the ru ning of the second annual golf tour ment.

The following have been elected affiliate membership: W. Stok Sammons, James H. Simon, a Robert Edward Stein.

Production Lively; 40 Features Going

(Continued from page 1)

Mabel," went into the third week of shooting.

Paramount and Warners led in activity, each having eight features in work.

Columbia had two features going, two in preparation and six editing. M-G-M had six, one and 12; Paramount, eight, four and six; Republic, two, two and five; Radio, three, three and three; Roach, one, zero and one; Twentieth Century-Fox, seven, two and three; Universal, two, two and three; Warners, eight, one and eight; independents, one, three and four.

For the short subjects Columbia had none shooting, four in preparation and two in the cutting rooms. M-G-M had one, three and three; Radio, zero, two and three; Roach, zero, one and one; independents, zero, one and zero.

Bronx Police Resume Drive Against Games

(Continued from page 1)

each of the three theatres. In addition, S. & C.'s Allerton and Rosedale have been encountering similar trouble by the police. Scheduled for hearing in Special Sessions, Bronx, on May 22, are the complaints against the Ward, Rosedale and Allerton. As a matter of record there are two complaints up Friday against the Ward.

Last week, the Momart, Brooklyn, playing Lucky, ran afoul of the police. A hearing is scheduled this week in the Magistrate's Court, Brooklyn.

S. & C. officials say they are in a quandary on the game situation. If they are found illegal, Screeno and other games will be dropped. It is hoped that the Session Sessions' hearing Friday will put an end to the arrests and determine the legality, or illegality, of the games.

Local Child Patron Bill Being Drafted

(Continued from page 1)

pared under the supervision of Kenneth Dayton, an attache of the office of Mayor LaGuardia. It will provide the specific conditions under which children will be admitted to theatres and will in particular describe the exact duties and functions of the matron in each theatre, who is required, according to the terms of the Joseph law, to look after the children. The proposed ordinance is expected to be presented to the Board of Alderman very shortly, although a definite date could not be determined.

Circuit Men to See Showmen's Exhibit

(Continued from page 1)

ager of the Managers Round Table Club.

With the completion of plans for the Columbia booth, all available space has been set aside for major companies and for winners of the Quigley Awards as well as other campaigns submitted by managers from all parts of the country.

Hayward Closes Deal

Richard Hayward, who produced "The Luck of the Irish" in Ireland, has closed with Guaranteed Pictures for American distribution.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Last Outlaw"

(Radio)

HOLLYWOOD, May 17.—Cleverly conceived and produced, this has all the earmarks of a "sleeper." It has all the requirements of an outdoor picture plus action, dialogue, comedy and it builds steadily with situations topping each other until the finish.

The story starts with the release from prison of Harry Carey, who has finished a 25-year stretch for bank robbery. Returning to his home, Carey finds Henry B. Walthall, the sheriff who captured him, now serving as deputy to Russell Hopton, an advocate of the new theory of criminology. When the town bank is held up again, Carey and Walthall, with the assistance of Hoot Gibson, pursue the robbers, who have taken Margaret Callahan, Carey's daughter, with them as a hostage.

Carey's knowledge of the hideouts in the district enables the trio to capture the bandits despite the efforts of Hopton, who tried pinning the crime on Carey. For the finish, the romance, cleverly built, allows Miss Callahan and Gibson to unite.

Christy Cabanne's direction milks all the situations in the commendable script by Jack Townley and John Trist, written from a story by John Ford and Murray Campbell. The Robert Sisk production sparkles with good showmanship.

Properly sold from its many selling angles this should please.

Production Code Seal, No. 2,208. Running time, 72 minutes. "G."

"Private Number"

(Twentieth Century-Fox)

LONG BEACH, Cal., May 17.—This is typical Hollywood fare, as Loretta Young makes the most of her long eyelashes and tremulous smile in the role of an inexperienced lady's maid in the house of Winfield.

Robert Taylor, as Richard Winfield, the scion of the family, provides the romance with Miss Young. Their romance is handicapped by the machinations of Basil Rathbone, as the domineering butler, but it flourishes at the summer home in the Maine woods. The boy goes back to college and the maid discovers she is going to have a baby.

The family throws her out and starts annulment proceedings, but to protect the baby's name she fights the case in court. The courtroom scene is calculated to draw audience tears, and concludes with a surprise punch. The happiness of the couple closes the film in the expected fashion.

Miss Young is as appealing as ever. Taylor is less boyish than usual and offers a more finished performance. Patsy Kelly as the assistant maid is good and brings many laughs. Joe Lewis, Marjorie Gateson, Paul Harvey, Jane Darwell, Paul Stanton and John Miljan have minor roles. Entertainment is provided in the appearance of Hamlet, a Great Dane.

Roy Del Ruth directed from a screenplay by Gene Markey and William Conselman.

Production Code Seal, No. 2,249. Running time, 90 minutes (uncut). "A."

Newark House Uses Vivid Exploitation

Unusual exploitation is being employed in Newark by Robert Ungerfeld, manager of the RKO Terminal there, in his campaign on "The Revolt of the Zombies" which opened at the house on Saturday. A feature of the selling is a parade of three men and a woman, dressed and acting like the film's central characters, in the grotesque appearance of the "living dead."

In addition, considerable use has been made of fireworks displays in front of the house, with red flares chiefly employed. An automaton stands before the theatre. This material is combined with the usual newspaper display space, one sheets and stickers posted in the area.

Jack Daily to Monarch

DETROIT, May 17.—Jack Daily, former theatre manager here, has joined the Monarch Pictures staff as booker and city salesman.

Rex to Open Another

With offices now located in New York, Albany, Buffalo and St. Louis, Rex Premiums will open another branch in Philadelphia. The Quaker City show room is scheduled to be opened in the fall.

Smith Ballew Signed

HOLLYWOOD, May 17.—Smith Ballew, actor and radio master of ceremonies, has been signed to a long term contract by Radio. He will report to the studio next week.

Lardner, Jr., Gaining

HOLLYWOOD, May 17.—Ring Lardner, Jr., on David Selznick's publicity staff, is recovering in the Santa Monica Hospital from injuries received in an automobile accident.

Leaves Comi Company

BOSTON, May 17.—George Mellow has resigned as office manager of the Theatre Service and Supply Co.

Fox Midwest Denies ITO Charges in K.C.

(Continued from page 1)

by the circuit and asks for a dismissal because the facts are insufficient. It is also requested that costs be assessed against the plaintiffs.

Fox Midwest denies that it owns or operates theatres, but admits it owns stock of corporations which do. It denies it is wholly or substantially owned by Twentieth Century-Fox, or by any corporation subsidiary to it.

Pick Five Trustees For Beecroft Firm

MADISON, Wis., May 17. — Five voting trustees provided in the reorganization plan adopted for the Beecroft Building Co. to control the Orpheum, Strand and Parkway theatres until all indebtedness is liquidated have been named by Federal Judge Patrick T. Stone as follows:

Dr. E. A. Gilmore, M. E. McCaffrey, H. F. Ibach, H. S. Haggart and Dr. W. G. Beecroft The first four, as provided by the plan, are bondholder representatives, appointed upon recommendation of Paul N. Grubb, special master, and Circuit Judge A. G. Zimmerman, Beecroft is the debtor representative.

Five directors who also will include four bondholder representatives and one representing the company, are still to be elected.

MILWAUKEE, May 17.—Stockholders, bondholders and creditors of the Avalon Realty Co., owner of the building housing the Avalon, have been notified that the time for filing an amended plan of reorganization has been extended to May 30, while the time for acceptance or rejection has been extended to June 20.

Griffiths Expanding

OKLAHOMA CITY, May 17.—Consolidated Theatres, Inc., a Griffith Brothers affiliate, today took over the Grand, Liberty and Dixie at Holdenville.

The Griffiths and their companies now own and operate 126 houses in Texas, Oklahoma and New Mexico.

Wall Street

Little Change on Week-end Board

	High	Low	Close	Net Change
Consolidated, pfd..	18¼	18¼	18¼	— ⅛
Loew's, Inc........	47⅛	46⅞	46⅞	— ⅛
Paramount	9⅛	9	9⅛	.....
Paramount 1 pfd..	70	70	70	— ¾
Paramount 2 pfd..	10	10	10	.....
Pathe Film........	9⅛	9	9⅛	+ ⅛
RKO	6¼	6¼	6¼	.....
20th Century-Fox.	25	24¾	25	+ ¼
20th Century, pfd.	34¾	34½	34¾	— ⅛
Warner Bros......	10	9⅞	9⅞	— ⅛

Curb Largely Inactive

	High	Low	Close	Net Change
Technicolor	30⅜	29¾	29¾	— ¼
Trans Lux........	4¼	4¼	4¼	.....

Bonds Show Little Activity

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ctf.	26	25¾	26	+ ¼
Loew's 6s '41 ww deb rights.......	97¼	97¼	97¼	— ⅛
Paramount Pictures 6s '55......	91¼	90	90	—1
RKO 6s '41 pp.....	68	68	68	.....
Warner Bros. 6s '39 wd...........	92¾	92½	92½	— ¼

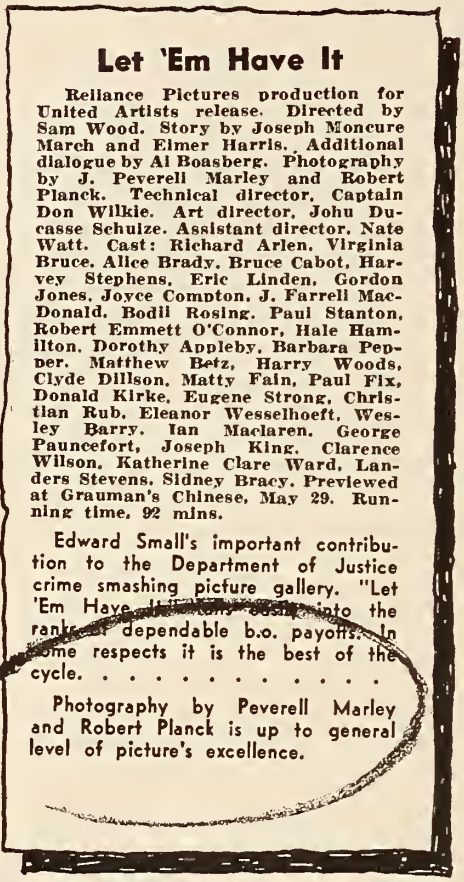
(Quotations at close of May 16.)

THE CAMERAMAN *PLUS* CONSOLIDATED MEANS THIS *TO* THE PRODUCER

SAM WOOD

J. PEVERELL MARLEY

TRADE REVIEW



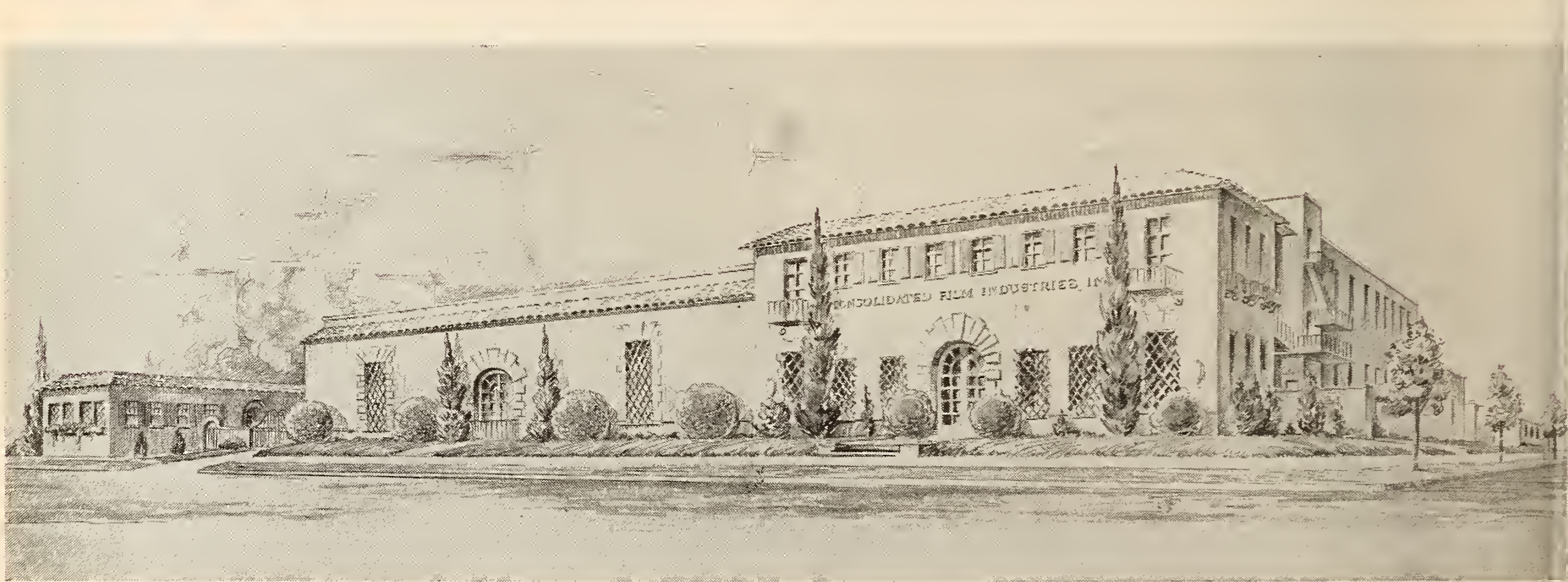
Let 'Em Have It

Reliance Pictures production for United Artists release. Directed by Sam Wood. Story by Joseph Moncure March and Elmer Harris. Additional dialogue by Al Boasberg. Photography by J. Peverell Marley and Robert Planck. Technical director, Captain Don Wilkie. Art director, Johu Ducasse Schulze. Assistant director, Nate Watt. Cast: Richard Arlen, Virginia Bruce, Alice Brady, Bruce Cabot, Harvey Stephens, Eric Linden, Gordon Jones, Joyce Compton, J. Farrell MacDonald, Bodil Rosing, Paul Stanton, Robert Emmett O'Connor, Hale Hamilton, Dorothy Appleby, Barbara Pepper, Matthew Betz, Harry Woods, Clyde Dillson, Matty Fain, Paul Fix, Donald Kirke, Eugene Strong, Christian Rub, Eleanor Wesselhoeft, Wesley Barry, Ian Maclaren, George Pauncefort, Joseph King, Clarence Wilson, Katherine Clare Ward, Landers Stevens, Sidney Bracy. Previewed at Grauman's Chinese, May 29. Running time, 92 mins.

Edward Small's important contribution to the Department of Justice crime smashing picture gallery. "Let 'Em Have It" rolls easily into the ranks of dependable b.o. payoffs. In some respects it is the best of the cycle. . . . .

Photography by Peverell Marley and Robert Planck is up to general level of picture's excellence.

A
UNITED ARTISTS
PICTURE
•
Directed by
SAM WOOD
•
Produced by
EDWARD SMALL



CONSOLIDATED FILM INDUSTRIES, INC.

CONSOLIDATED FILM INDUSTRIES, INC.

959 SEWARD ST. — HOLLYWOOD

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 118 NEW YORK, TUESDAY, MAY 19, 1936 TEN CENTS

U. S., Foreign Theatre Work In Exhibition

Showman Exhibit Starts Today with Awards

Exploitation and advertising campaigns from practically every state in he union, and also from Canada, England, France, India, the Philippines, South Africa, Italy, Spain and South America will be included in the displays at the second annual Show of Showmanship of the Managers' Round Table Club of *Motion Picture Herald* which gets under way this morning at Quigley Publications headquarters on the 30th floor of the RKO Bldg.

The following distributors and circuits also will be represented: Columbia, Educational, March of Time, M-G-M, Loew's Paramount, Repubic, Radio Pictures and RKO theatres, Twentieth Century-Fox, Universal,

(*Continued on page 7*)

Fields Named K-A-O Counsel, Secretary

James Fields, formerly associated with the law firm of Goldwater & Flynn, has been named counsel and secretary of Keith-Albee-Orpheum Corp. and of RKO Proctor Corp., succeeding Major I. E. Lambert, who resigned the posts about a month ago.

With Fields' withdrawal from Goldwater & Flynn, the law firm loses its only Republican. Monroe Goldwater, senior partner, is attorney for M. J. Meehan, large K-A-O preferred stockholder, and is himself a member of the K-A-O board. Goldwater is also attorney for the trustees of Allied Owners Corp., large theatre owner and lessor. Edward J. Flynn, the other member of the law firm, is the Bronx Democratic leader.

Lambert became identified with Gov. Landon's campaign for the Republican Presidential nomination after leaving the RKO theatre posts.

Sherman Indicted on Union Theft Charge

Harry Sherman, former president of Local 306, was indicted yesterday on a charge of first degree grand larceny. He is charged with the theft of $150,961.75 of union funds on Dec. 18, 1933.

Shortly after the indictment was returned to General Sessions Judge Koenig, Sherman appeared at the district attorney's office. He denies all charges.

Foley Drops Games Drive In the Bronx

Theatre Men Are Warned To Observe the Law

Summoning leading independent circuit heads to his office for a special meeting, District Attorney Samuel J. Foley of the Bronx yesterday announced he would no longer prosecute chance games in theatres, provided they were played according to the law.

Within the past few months, District Attorney Foley has waged a campaign to eliminate all games from theatres in his borough. A number of cases before various magistrates have been thrown out. Several complaints are scheduled for hearing in Special Sessions.

Prior to the session with the exhibitors, Foley conferred with his assistants. The district attorney told the theatre men that he has been accused of being a "persecutor" because of his drive against games. He added he didn't want this impression to prevail, as he was a prosecutor doing his duty.

Foley said that as long as exhibitors did not charge an admission to anyone desiring to participate in the games, such procedure was in consonance with a decision handed down recently by the Appellate Division of the Supreme Court, New York, on

(*Continued on page 7*)

Para. Meeting Set For Chicago, June 5

Paramount will hold its sales convention at the Edgewater Beach Hotel, Chicago, June 5 and 6, Neil Agnew, vice-president in charge of sales, declared yesterday.

The session will be attended by the district sales managers and the following men from the home office sales department: Agnew, J. J. Unger, C. M. Reagan, R. M. Gillham, Don Veldo, G. B. J. Frawley, Fred LeRoy, Jack Roper, Arthur Dunne and Herman Lorber.

Rothacker to Sail; Leaving Paramount

Watterson R. Rothacker sails on the *Empress of Britain* tomorrow, marking his formal retirement from Paramount where he has been acting as a studio contact for John E. Otterson.

Rothacker's sailing today starts a six-weeks vacation trip.

Films and Grosses

Pictures and what they do, make the business go 'round. "Trouble for Two," previewed in Hollywood over the weekend; "Frankie and Johnnie," screened yesterday by Republic; "Feud on the Range," caught at the Arena over on 8th Ave.—all covered this morning in *Motion Picture Daily* as fast as they break. See pages 4 and 8.

What happens at the boxoffice? Key city grosses, by wire and by airmail and chiefly the former, from these cities today: Cincinnati, Cleveland, Detroit, Houston, Indianapolis, Kansas City, Lincoln, Louisville, Milwaukee, Minneapolis, New Haven, Oklahoma City, Omaha, Philadelphia and Pittsburgh. See pages 10, 11 and 12.

MPTOA Men Confer Today at Columbia

The M. P. T. O. A. trade practice committee will meet today with Columbia to hear from Abe Montague, sales manager, the extent to which that company is willing to cooperate with the exhibitor organization's trade practice program in setting its 1936-'37 sales policies.

Tomorrow the committee has a morning meeting scheduled with Republic and an afternoon one with M-G-M. W. Ray Johnston will represent the first company and William F. Rodgers, M-G-M sales manager, the second.

O. C. Lam, a member of the exhibitor committee, arrived last night by plane from his home at Rome, Ga., where he was called late last week when local authorities brought lottery charges against one of his theatres in

(*Continued on page 7*)

Court Refuses New Move in FWC Case

Los Angeles, May 18.—Judge James Alger Fee in U. S. District Court today refused permission to Attorney William H. Neblett to file an amended complaint on behalf of T. L. Tally and the Corbar Corp. for reopening of the Fox West Coast bankruptcy. The court ruled the only change in the complaint was one restoring the same charges of conspiracy against the court that were retracted at the first hearing.

Judge Fee said: "The original retraction is binding upon counsel and

(*Continued on page 7*)

Preference in Sale Tax Case To Be Sought

U. A. Anxious for Quick Ruling on Dispute

A preference on the calendar of the Appellate Division of the state court will be sought by United Artists today when T. Newman Lawler, of counsel for the company, will ask the court to set June 15 as the hearing date for the company's appeal from the city ruling that film rentals are subject to the two per cent city sales tax.

The motion for the preference will be returnable May 29. Indications are that the city will not oppose the petition for the preference as the comptroller's office is reported to be equally anxious for a ruling on the taxability of the film rentals. Final briefs and the appeal record of the hearings conducted by the city comptroller's office will also be filed with the Appellate Division today by Lawler.

Supreme Court Will Hear Appeal by Fox

Washington, May 18.—The U. S. Supreme Court today consented to hear argument of William Fox on the jurisdiction of the Second Circuit Court of Appeals in refusing to consider his appeal from an order of the District Court in New York imposing a penalty for contempt of $235,082 which represented the unpaid balance of a judgment against him of $297,412 in favor of the Capital Co., and ordering him to pay $10,000 costs of Capital Co. attorneys.

The judgment was entered by confession in the District Court July 10 last and a subpoena was served on Fox in Pennsylvania. Upon his failure to appear he was charged with contempt, later making the defense that the court had no jurisdiction by reason

(*Continued on page 7*)

Allied Leaders Here On Convention Plans

H. M. Richey of Detroit, chairman of the Allied convention to be held in Cleveland June 3-5; Aaron Saperstein, Chicago; Nathan Yamins, Fall River, Mass., president of Allied, and Sidney Samuelson, Newton, N. J., arrived in town yesterday to set plans for the annual meeting.

Saperstein would not discuss reports emanating from Chicago that the

(*Continued on page 7*)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 19, 1936 No. 118

Martin Quigley
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone Circle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Hammons, Kent Sailing

London, May 18.—Sidney R. Kent, president of 20th Century-Fox, and Earle W. Hammons, president of Educational, are booked on the *Berengaria* which sails for New York Wednesday.

Schenck on Normandie

London, May 18.—Joseph M. Schenck, chairman of the board of 20th Century-Fox, sails for New York on the *Normandie* Wednesday.

Silverstone Coming Over

Murray Silverstone, in charge of U. A. sales in England and on the continent, will sail tomorrow on the *Normandie* from Southamton for New York.

It's his annual visit and he will attend the company's sales meetings on the coast next month.

Mayer Delays Return

Louis B. Mayer and Howard Strickling have postponed their return to the coast until next week. The M-G-M executives left last night for Boston and are due back tonight or tomorrow.

Plans Yonkers Theatre

Leo Silver, president of the Sherwood River Corp., has bought a Bronx River Parkway plot in Yonkers, on part of which a film theatre will be erected.

Griffith Adds Men For His Expansion

Three former southwestern distribution executives have joined the Griffith Bros. circuit organization to direct its future expansion activities, L. C. Griffith, head of the circuit, who is here from Oklahoma City for the current M. P. T. O. A. conferences with distributors on national sales policies, said yesterday.

The men are E. R. Slocum, formerly Oklahoma City branch manager for Warners; F. L. Stocker, former Dallas branch manager for Columbia, and R. I. Payne, former Dallas branch manager for Universal. The three have been placed in charge of the newly organized Griffith Realty Co., which was formed to buy and build new theatres for the Griffith operating companies. The operating companies now have 129 houses in Oklahoma, Texas and New Mexico.

Takes Two in Oklahoma

Oklahoma City, May 18.—R. D. Howell, veteran Holdenville, Okla., theatre owner, has sold the Grand and Liberty there to the Griffith Amusement Co.

The deal was completed through the new Griffith expansion department, which is developing the Griffith Realty Co. for the purpose of buying and building theatres for the Griffith brothers and their theatre partners. Included in the department are E. R. Slocum, former Warner salesman; F. Lynn Stocker, former local Columbia branch manager, and R. I. Payne, former Universal branch head here.

G. T. E. Assets Bring $4,039,367 at Sale

Wilmington, May 18.—Assets of the receivership estate of General Theatres Equipment Co., Inc., were sold for $4,039,367.72 at public auction in Public Building here today. Robert G. Starr, New York attorney, bought in the assets for the reorganization committee. There was very little spirited bidding. The sale was one of the early major steps in the reorganization of the company which has been in the hands of receiver U. S. Senator Daniel O. Hastings of Delaware since 1932.

Memorandum of sale will be made to Chancellor Josiah P. Wolcott in Chancery Court on May 20.

Two of the larger items to go under the hammer were 18,536¼ shares, preferred stock of Twentieth Century-Fox which brought $644,134.69 and 9,268⅛ shares of the same company's common which brought $231,703.13.

The reorganization committee proposes to issue shares of capital stock in the new company and option warrants for shares of capital stock of Twentieth Century-Fox Film Corp. in exchange for secured and unsecured and debentures of G. T. E.

The reorganization committee consists of Arthur W. Loasby, chairman; Edward C. Delafield, Harry S. Durand, Lloyd S. Gilmour, Arthur Peck, Conrad H. Poppenhusen, Seton Porter and Ray W. Stephenson.

Littlefield to Marry

Boston, May 18.—Walter B. Littlefield's European trip will be a honeymoon. He will marry Marjorie E. Kerr of Danbury, Conn., prior to sailing on the *Manhattan* Wednesday.

Films Vocal Cords

Kansas City, May 18.—Dr. Joel J. Pressman of Los Angeles, husband of Claudette Colbert, does a few things with films himself. Here this week for the American Medical Ass'n. convention, Dr. Pressman showed to his colleagues the first motion pictures of the vocal cords during speech.

Dr. Pressman experimented a long while before he evolved an apparatus that would take the pictures. To get enough light he attached a four-watt bulb to the ordinary laryngoscope. To get focus so close to the object, he inserted a metal ring between the camera and lens.

Television Held No Competitor as Yet

Hollywood, May 18.—Technical progress in television broadcasts is predicted by the Academy Research Council in 1937, but not much progress is foreseen for it outside of home entertainment in urban areas for 1938, and a limited field for it is predicted thereafter until costs are reduced.

In contrast with the skepticism of the industry which preceded the commercial success of sound pictures, the council points out there is "excessive credulity" regarding television. It says there is no prospect of the industry being caught by surprise, as it was with sound, because of the existence of a trained technical personnel.

Because of the necessity for immense investments in cables and stations and the fact that receivers for small pictures will cost $300 or more, even when manufactured on a commercial scale, the council does not consider it a serious competitor for pictures in the near future. All information is being kept up to date, the council says.

The report of the scientific committee is signed by Carl Dreher, chairman; Gordon Chambers, L. E. Clark, J. G. Frayne, N. W. LaPorte, Wesley C. Miller, Hollis Moyse and William Mueller.

Roach to Make Five Features for M-G-M

Hal Roach will make five features and 12 shorts for M-G-M next season, he stated yesterday prior to his departure to the coast on the 20th Century. During the M-G-M sales convention in Chicago, it was announced the producer would have only four features.

Lyda Roberti and Patsy Kelly will be co-starred in two and Jack Haley in a third, Roach said. He added that he is a partner with Twentieth Century-Fox in Haley's contract.

Grace Rosenfield is now in charge of the New York office, which has been without an official head since Joe Rivkin left for the coast last year.

Smith in 3-Year Pact

Hollywood, May 18.—Pete Smith will do 54 short subjects for M-G-M during the next three years by the terms of a new pact just signed with the studio.

The new contract calls for the production of 18 annually.

Hays to Speak for Rogers Fund Drive

Will H. Hays will be one of the speakers on a CBS coast-to-coast hookup tonight from 6:35 to 6:45 in behalf of the Will Rogers Memorial Fund Drive. Others who will talk will be Jesse H. Jones, head of the Reconstruction Finance Corp., who is treasurer of the Rogers Memorial Fund Commission, and Major Leslie E. Thompson, chairman of the campaign committee.

Rogers Drive Opens Friday

On Friday will begin the week-long drive of the industry for money to carry on the work of the Will Rogers Memorial Fund, centering in the Will Rogers Memorial Hospital at Saranac Lake, formerly the N. V. A. Sanitarium. Theatres throughout the country will participate in the drive, either through direct contribution to the memorial commission, or by soliciting contributions from patrons.

Plans are underway for the expansion of the hospital's facilities, which will administer to ill and needy members of the professions of the stage and screen. The campaign was organized at the suggestion of Will Hays by Major Leslie E. Thompson. The governors of 44 states are serving as state chairmen during the week.

Local 306 Pickets Arrested in Bronx

About 20 Local 306 pickets were arrested Sunday night for disorderly conduct while picketing the De Luxe and Tuxedo in the Bronx. Both houses are independently operated.

The union yesterday disclaimed any affiliation with the Nassau Co. Chapter of the I.A.T.S.E., which has jurisdiction over the Long Island operator situation in the international. District Attorney Martin W. Littleton on Sunday had four representatives of the union arrested in connection with the bombing of the Mineola, Mineola, on Friday night. The men are Thomas E. Cubbard, Great Neck, president; Michael De Angelo, Cedarhurst, business manager; John Baptiste, Freeport, and Thomas A. Watson, Mineola. Local 640 has 41 members, it was stated.

Delay Skouras Trial

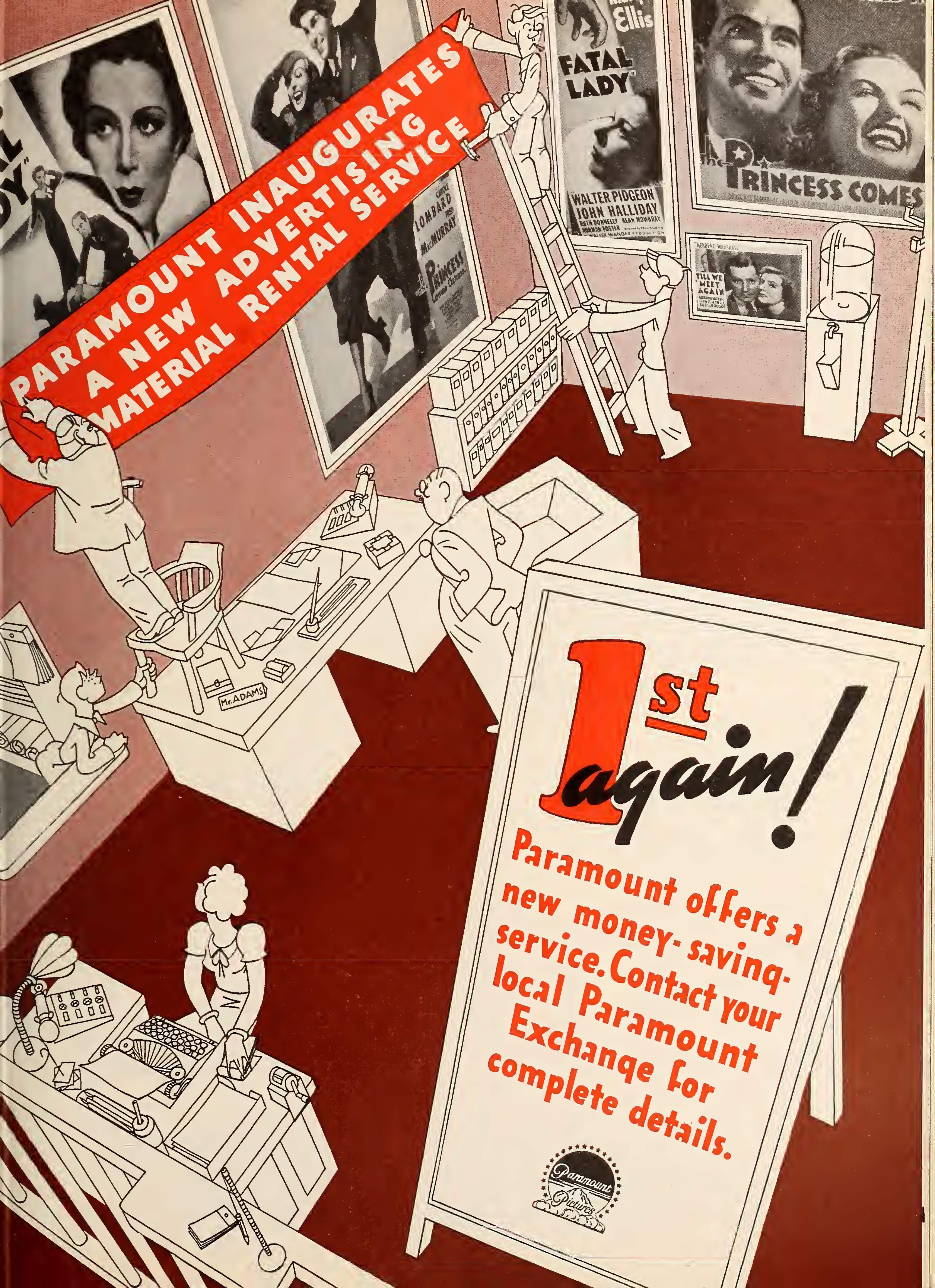
Trial of the Skouras action to restrain the RKO 81st St. from playing Twentieth Century-Fox product day and date with competing Skouras houses was postponed yesterday to June 1 in N. Y. Supreme Court.

Allied Booth Space Sold

Cleveland, May 18.—Practically all booth space for the Allied States convention to be held here June 3-5 at the Hollenden Hotel, has been sold, according to John D. Kalafat, chairman of the committee on exhibits.

Wolff to St. Louis

Marco Wolff will leave for St. Louis tomorrow or Thursday. He will remain there until June 6, when he will leave for the coast with his daughter, who is in school in the Mound City.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Paramount Pictures

Short Subjects

"To The Rescue"

(American Red Cross)

The recent floods in the eastern part of the country are graphically depicted and the work of the Red Cross in the rescue of the victims is shown in an appeal for new funds. The film has authenticity and is built up intelligently. Alois Havrilla delivers the narrative. The picture is being distributed free from Red Cross division headquarters. Running time, 11 mins. "G."

"Farming Fools"

(Universal)

There are a few laughs in this animated cartoon, in which three monkey hitch-hikers steal Oswald's pies. He forces them to work on the farm, and things are under control until they attempt to brand a bull. The bull doesn't like the idea, and the result is as anticipated. It will do for a light spot on the program.

Production Code Seal, No. 2,056. Running time, 7 mins. "G."

"Marine Follies"

(Mentone-Universal)

With Jackson, Irving & Reeve supplying a background of comedy which is only occasionally amusing, this subject presents an entertaining group of turns. Included are Dolores and Pedro, clever eccentric dancers; Rachel Carley, singing with a French accent and good results; Rosamond, who plays the accordion brilliantly; Dick and Edith Barstow, toe-tap dancing with amazing skill, and Selden and Endler, with amusing and effective "drunken" acrobatics.

Production Code Seal, No. 0960. Running time, 19 mins. "G."

No Duty Increases, U. S.-Finland Agree

Washington, May 18.—A guarantee against increase in the present rate of duty on American films is given by Finland in the reciprocal trade agreement with that country announced tonight by the State Dep't.

In making public details of the agreement, the department explained that most American films are supplied to Finland through exchanges operated in Europe by American companies and that statistics consequently do not show the relative importance of our films in that market.

"However," the department stated, "it is estimated that over 75 per cent of all the films imported into Finland in 1935 were of American make. Binding of the duty of 34 cents per pound carried with it also safeguards against the imposition of quantitative import restrictions during the life of this agreement."

Discuss Trade Policies

New Haven, May 18.—Further discussions of policy in connection with the industry trade practice conferences now under way in New York will take place today at a luncheon meeting of the Connecticut M.P.T.O.

Votion En Route East

Hollywood, May 18.—Jack Votion, Paramount studio talent scout, has left for New York by boat on a combined business and vacation trip. He will confer for two weeks with home office talent scouts.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Trouble for Two"

(M-G-M)

Hollywood, May 18.—Plenty of talent in this with Robert Montgomery, Rosalind Russell, Frank Morgan, Reginald Owen, David Holt and Virginia Weidler in the cast. They do good jobs, but the story with which they have to work—a complicated combination of comedy, romance, melodrama and mystery—is hardly worthy of their prestige and abilities.

Fantastic, but after its opening sequences, rather gruesome dialogue dominates the action in the narration. It's a mythical kingdom, prince, princess yarn that has for its motivation the efforts on the part of the princess to ascertin whether the prince has all the nerve he boasts. As kids, prince Montgomery and princess Miss Russell, are bound to a political, loveless marriage. The sequences featuring young Holt and Miss Weidler in the juvenile roles are full of action and humor. Years later the incognito prince again meets Miss Russell and does not recognize her, but she is aware of his identity. To test his nerve both join a suicide club, an organization presided over by Owen which provides an easy way out for those tired of it all.

Miss Russell is selected to effect Montgomery's doom via an entrance into a lion's cage. Love has dawned for the pair and she reneges. But Owen, who turns out to be an exiled, anarchistic expatriate of Montgomery's country, is not so easily satisfied. Foiled several times in putting him on the spot, he finally gets embroiled in a rapier duel with Montgomery which is disastrous to himself. The finale is a formula state wedding.

The picture, based on "The Suicide Club," by Robert Louis Stevenson, is adapted by Manuel Seff and Edward Paramore, and directed by J. Walten Ruben with an eye toward providing modernized thrill-action but everything is so evident to audiences that the comedy atmosphere is the dominating factor.

Despite the names, the picture will require plenty of selling.

Production Code Seal, No. 2237. Running time, 85 minutes. "G."

Ticket Levy Passed By Kentucky Senate

Louisville, May 18.—Despite the efforts of film and other amusement interests, the Kentucky legislature has passed the amusement tax. The Senate followed the lead of the lower house, which passed the tax measure about three weeks ago.

Under the terms of the bill, admissions up to and including 10 cents will be exempt. From 11 to 19 cents, the tax is one cent; from 20 to 29 cents, two cents; from 30 to 39 cents, three cents, and continues in multiples of 10 up to a 10 per cent tax on admissions of $1 and over. A special daily license tax was placed on race tracks in addition to the admission tax, ranging from $500 a day for small town tracks to $2,500 a day at Louisville.

Ernest Glendinning Dies

South Coventry, Conn., May 18.—Ernest Glendinning, 52, for years a Broadway stage star, who appeared also in a few films, notably "When Knighthood Was in Flower," died at his cottage in the actors' colony here after an illness of eight weeks.

Milla Davenport Passes

Hollywood, May 18.—Milla Davenport, widow of Harry Davenport, stage star, who has appeared in a number of pictures over a period of 25 years, is dead at her home here.

Phil Frease Dead

San Francisco, May 18.—Phil Frease, widely known exhibitor, died last night of a heart attack. Frease also operated houses in Redwood City, Albany and Vacaville.

Spanish Films Gain In Central America

Spanish product, produced in Mexico, Spain and Argentina, looms more seriously than ever before as competition to be reckoned with in the Central American market, in the opinion of Harold Sugarman, United Artists manager in that territory. Sugarman is in New York for conferences on sales policies and new product. With headquarters in Cristobal, C.Z., Sugarman has supervision over the north and west coasts of South America, and all of Central America.

As a result of generally improved business conditions throughout the world, theatre business in the territory has had a good season, and he looks forward to a better one next year, since practically all of the activity of the area is connected with the export business. American product still dominates the market, Sugarman declared, but pointed out that an improvement in Spanish films, and the use of the right stories for the native audiences, has brought a considerable interest in that product. Contrary to the general belief, Sugarman said that these audiences prefer heavy drama on the screen—the heavier the better.

The use of dubbing in American films in the market is coming back, he said. For some years they have been unacceptable to native audiences, and superimposed titles have been used on the original versions.

Sugarman will remain in town for about a week. He expects to leave on May 23, and may stop off in Hollywood on his return to Panama.

Variety Club

Dallas

Dallas, May 18.—Variety Club held an all-day outing today at Brook Hollow Country Club. Members participated in a golf tournament beginning at 9:30, taking time out for an hour and a half Dutch lunch followed by a barbecue dinner tonight. Many prizes were donated, the first being a beautiful silver loving cup.

Ned Depinet, **Gradwell Sears** and **Cresson Smith** who spent the day in Dallas after the Griffith convention in Oklahoma City, each took a non-resident membership in the club.

Chief Barker **Bob O'Donnell** left by plane for Houston and returned two days later.

Pittsburgh

Pittsburgh, May 18.—Variety Club is sponsoring Pittsburgh's first annua Golden Gloves amateur boxing tournament at Duquesne Garden Friday and Saturday nights of this week. I will be part of the nationwid competition among amateurs.

Don Stitt, until recently manager of the Victor in McKeesport, is i charge of the business end of th tourney.

Washington

Washington, May 18.—Tent No 11 held a "triple threat" evening sponsored by **A. Julian Brylawski'** committee on social activities.

First threat was a card party, during which non-participants listened t the radio account of Washington' first championship boxing bout—tha between Fred Miller and Pete Sarron.

At midnight the other two threat were put on in the small ballroom o the Willard. To the accompanimen of beer and sandwiches, **Noble Sisse** with his pianist and drummer, put th principals and chorus of the curren Howard show through their paces.

The real treat of the evening cam when Col. **James J. Lake** made hi second appearance, introducing **Sa Raynor** as master of the ceremonies Present were **Lillian Dixon**, **Madelon Winters** and **Ann Mitchell** **Mac Dennison**, comic, and the Bandoliers—**Eddie Brady**, **Jack Kelly** **Frank Blyler** and **Bert Bartlett**.

Robert M. ("Bob") Pruett, clu steward, has returned to his dutie following nearly three weeks' illnes

Sam A. Galanty is again headin the general committee for the annua golf tournament, which probably wi be held about the middle of June.

Carter T. Barron will be the admiral of the second annual showboa cruise.

MPTO of Washingto Discusses Tax Bill

Seattle, May 18. — Twenty-thre initiative measures to be brought before the legislature next January wer discussed at the M. P. T. O. monthl business session.

Douglas Shelor, executive secretar of the American Automobile Ass' was the speaker. Most of the bill will increase taxes to raise funds f state old age pension plans, Shel said. One of the most important bill introduced by John C. Stevenson, considered a likely possibility for th governorship next year, doubles a existing business taxes, including th present theatre admission tax.

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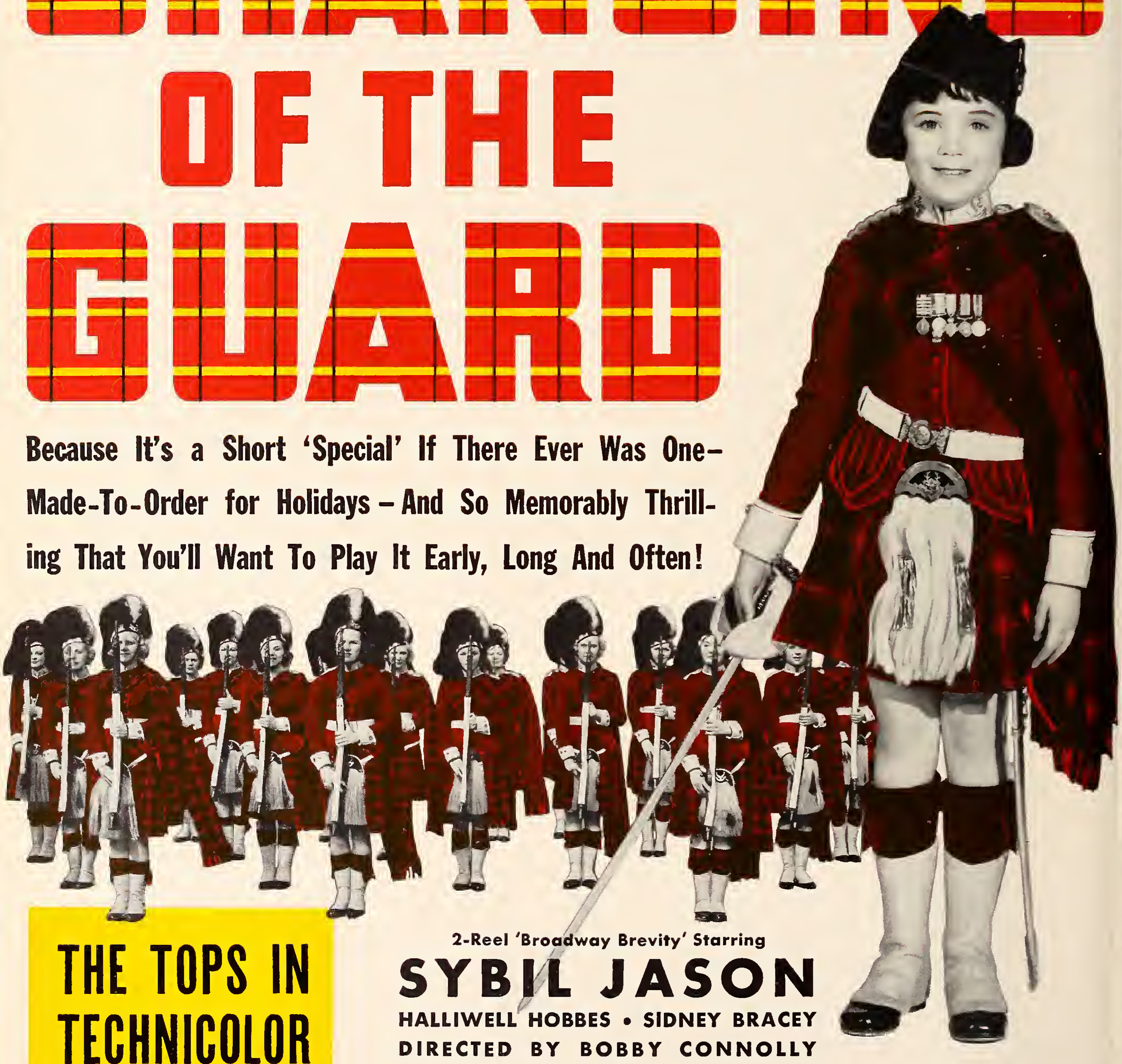

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U. S., Foreign Theatre Work In Exhibition

(*Continued from page 1*)

Jnited Artists, Vitaphone, Warner ictures and Warner theatres.

The exhibit will be open from 10 .M. to 6 P.M. today, tomorrow, Thursday and Friday.

One of the features of the opening lay will be a presentation by Martin Quigley of Quigley Award honorable nention certificates in April to the-tremen in the metropolitan area. The vinners are: Paul Binstock, manager f the Republic; Louis Fishkin, manger of the Commodore; Al Westes, nanager, and Carl Fishman, publicity nan, the Oriental, all of Brooklyn.

Winners' Work Displayed

In addition to the special exhibit all he campaigns voted the 1935-36 nonthly Quigley Award plaque winers also will be displayed. The list ncludes:

1935—January: Harry Crull, Valncia, Jamaica for "Flirtation Walk"; . Lloyd Dearth, Capitol, Vancouver, 'Kid Millions"; February: R. E. Knight, Fairmount, Fairmount, West Va., "Devil Dogs"; Ed Douglas, Loew's Kings, Brooklyn, "Forsaking All Others"; March: William J. Reilly, Warners Kentucky, Henderon, Ky., "Little Colonel"; Fred C. Souttar, Lincoln, Belleville, Ill., 'David Copperfield"; April: Bill Hendricks, Warner, Memphis, "Baoona"; S. S. Holland, Elco, Elkhart, Ind., "Ruggles of Red Gap"; May: Al Sindlinger, Appleton, Appleton, Wis., "Goin' to Town"; Herb Morgan, Loew's, Baltimore, "Les Miserables"; June: John Armstrong, Carleon, London, "Lives of a Bengal Lancer"; Chuck Shannon, Hollywood, Pittsburgh, "Marietta"; July: Sig Solomon, Regent, Newark, N. J., 'Goin' to Town"; Ralph Lawler, Orpheum, Springfield, Ill., "Becky Sharp."

August: Earle M. Holden, Capitol, Atlanta, "A Dog of Flanders"; Chuck Shannon, Hollywood, Pittsburgh, "Doubting Thomas"; September: Dick Brown, Rowland, Wilkinsburg, Pa., "China Seas"; Larry Woodin, Arcadia, Wellsboro, Pa., "Bright Lights"; October: Morris Rosenthal, Majestic, Bridgeport, "Diamond Jim"; Harry Goldberg, Chestnut St. Opera House, Philadelphia, "A Midsummer Night's Dream"; November: Les Pollock, Loew's Rochester, Rochester, "Mutiny on the Bounty"; E. N. Whitaker, Fox, Atlanta, "So Red the Rose"; December: Ed Hart, Oxford, Plainfield, "Mutiny on the Bounty"; Wally Caldwell, Loew's Valentine, Toledo, "A Night at the Opera."

1936—January: Bene Lambreton, Paramount, Paris, "The Crusades"; Seth Field, Dirigo, Ellsworth, Mo., "The Littlest Rebel"; February: Dan Krendel, Tivoli, Toronto, "The Magnificent Obsession"; Matt Saunders, Loew's Poli, Bridgeport, "Rose Marie"; March: S. S. Holland, Elco, Elkhart, Ind., "The Music Goes 'Round"; Ben Newman, Loew's Rio, New York, "Rose Marie"; April: Bill Hendricks, Warner, Memphis, "Colleen"; Russ Hardwick, Lyceum, Clovis, N. M., "The Trail of the Lonesome Pine."

MPTOA Men Confer Today at Columbia

(*Continued from page 1*)

what is reported as a test case on Bank Night in the state. Lam will rejoin the committee with the Columbia meeting today. Jack Miller, another member of the committee who was also called out of town on business last week, is expected here from Chicago today to rejoin the committee. Lewen Pizor of Philadelphia, Charles E. Williams of Omaha, L. C. Griffith of Oklahoma City and Ed Kuykendall, M. P. T. O. A. president, complete the committee.

No meeting with a distribution company was held yesterday. The committee met Paramount, Universal and RKO last week. Meetings still remain to be set with United Artists, Twentieth Century-Fox, G. B. and possibly Warners.

Allied Leaders Here On Convention Plans

(*Continued from page 1*)

Essaness circuit, headed by Emil Stern, will join with Allied in fighting the dual feature plan to be adopted by B. & K. shortly. He said he had no particular purpose of being in town other than to work on the Allied meet. Saperstein said while here he would "scout around a little." The Allied men expect to remain several days.

Chicago, May 18.—Emil Stern, head of Essaness, would neither confirm nor deny reports that the circuit would line up with Allied in a united fight against the dual feature return planned by B. & K.

Nebraska Action Is Delayed to June 1

Lincoln, Neb., May 18.—Trial of the action of Independent Theatres against major companies, charging collusion and conspiracy, has been definitely set to start June 1, after having been called for today. The Federal court ordered the delay until the criminal case docket is cleared. Damages of $1,353,000 are asked from J. H. Cooper, Lincoln Theatres Corp., Robert Livingston, Twentieth Century-Fox, Universal, M-G-M, Radio, Warners, Paramount and United Artists.

Chances of an out of court settlement are considered slight, unless an attempt is made as the case goes to trial. The charge is based on the alleged control of 90 per cent of the films in the city by the defendants, who control only half the theatres. The plaintiffs have declared frequently that they want the suit tried.

Mary Minter Files Suit

Los Angeles, May 18.—Mary Miles Minter, former screen star, today filed suit here for $750,000 against Blyth & Co., brokerage house, and its predecessor, Blyth, Wittmer & Co. She alleges that Leslie B. Henry, now serving a prison sentence for defalcations of bonds and other securities of Miss Minter and her relatives, acted as agent for the firm, with which he was connected at the time. Defense attorneys indicated they would contend the firm was not involved in the defalcations.

Court Refuses New Move in FWC Case

(*Continued from page 1*)

client for all time unless reversed by the U. S. Circuit Court of Appeals, or the U. S. Supreme Court."

Judge Fee stated that though the new complaint is said to be based on new evidence he felt the court must continue to expugn the same and could not assume jurisdiction to set the matter for trial.

Answering the court's opinion that the charges were impertinent, Neblett assured the court no disrespect was intended by a reiteration of the charges and said they were withdrawn at the first hearing because they had not been presented strongly enough.

Neblett said he would file an appeal with the U. S. Circuit Court of Appeals before May 28.

Supreme Court Will Hear Appeal by Fox

(*Continued from page 1*)

of service of the subpoena in Pennsylvania. Appeal was taken to the Circuit Court of Appeals, which refused to entertain it.

The court held the subpoena had been properly served and that Fox was in contempt, issuing the order requiring payment of the judgment and attorneys' costs and directing the issuance of a warrant of imprisonment until the money was paid or Fox submitted to examination.

Fox again appealed to the Circuit Court, where the Capital Co. argued against consideration on the ground that the District Court order was final and therefore could not be appealed.

Foley Drops Games Drive in the Bronx

(*Continued from page 1*)

the Farmer Miller case of the Winthrop, Brooklyn.

Attending the conclave were Laurence Bolognino, of Consolidated Amusements; Louis Weber, attorney for Skouras Theatres; Louis Joffee, RKO attorney, and John Manheimer of the I. T. O. A.

Details of the Foley conference will be related to I. T. O. A. members at the regular session tomorrow at the Astor.

Dodds Succeeds Weiner

Hollywood, May 18.—Harold Dodds has been appointed to succeed Jack Weiner who will resign as Republic casting director May 27. Dodds was formerly assistant to Weiner, and prior to that was assistant casting director at Columbia.

Glickman, Weber Resign

Harry Glickman and John N. Weber, president and treasurer, respectively, of Producers Laboratories, Inc., have resigned effective immediately. Their plans will be announced in the very near future.

Disney Artists Leave

Three young artists, appointed here by Walt Disney as animators for his cartoons, left for the coast yesterday. They are: Armin R. Shafer, Dunbar N. Roman and Nicholas De Tolly.

Brooklyn Paramount Deal on Percentage

Details of the sale or leasing by Allied Owners of six theatres to Paramount and Loew's were made public yesterday with the filing of a confirmation report on the transactions in U. S. District Court at Brooklyn by the retiring trustees of Allied Owners Corp. in connection with the latter's reorganization.

The Brooklyn Paramount is leased to Paramount Pictures, Inc., for 20 years at a guaranteed minimum annual rental of $100,000, plus a percentage of weekly gross receipts. If the house is operated on a straight film policy, Allied Owners is to receive 12½ per cent of the gross up to $15,000 weekly, 15 per cent of the next $5,000 and 20 per cent of any gross in excess of $20,000. If operated on a stage show policy or on a combination film and stage show policy, Allied Owners is to receive 12½ per cent of the gross up to $20,000; 15 per cent of the next $5,000 and 20 per cent of everything in excess of $25,000.

Office space in the building is not included in the lease; the operation of that phase of the building to remain with Allied Owners. The report discloses that an offer to purchase the theatre for $150,000 cash and a first mortgage of $1,575,000 was received from Si Fabian and was rejected some months ago although it was the best of several purchase offers received.

The Brooklyn Paramount has incurred a total net loss of $1,573,000 since its opening, the report states.

Allied Owners has sold outright the Kings, Pitkin and Valencia to Loew's for an aggregate of $12,875,000 for the three theatres, payable in monthly installments over a period of 25 years, the report discloses. The Alabama at Birmingham was purchased by Paramount for $100,000 cash and a $900,000 purchase money mortgage. The Paramount at Glens Falls, N. Y., is leased to Paramount for 20 years at an aggregate guaranteed minimum rental of $240,000, payable out of a percentage of gross receipts. The Paramount at Fremont, O., is leased to Paramount for 20 years at an aggregate, guaranteed minimum rent of $300,000, with provisions for further rent participation if gross receipts exceed certain amounts.

Accessory Credits in Para. Plan

Paramount's plan for renting accessories, effective June 1, will be set upon credit allowance basis, it was stated by Neil F. Agnew, vice-president in charge of distribution, in outlining the details. Theatre owners will be charged a certain amount for each item. Credit allowances will be made following return of the material.

Posters, lobby displays and photographs returned in usable condition will be credited at a higher scale than damaged material, it was said. There will be a list of new prices for advertising material.

Meanwhile, a special emergency committee of the National Poster Service Ass'n., met again yesterday to discuss Paramount's move.

"Arrow" Gets $10,119

The second week of "Golden Arrow" at the Strand tallied $10,119.

◀ Purely Personal ▶

TRUMAN TALLEY again heads the Fox Movietone table at the Tavern and is having a swell time as LAURENCE STALLINGS, LEW LEHR and ED THORGENSEN and a number of other members of the organization join in. SAM SEIDELMAN is talking foreign matters with JACK HOFFBERG, HARRY C. ARTHUR, MARCO WOLFF, JACK PARTINGTON and HAL HORNE are grouped on F. & M. topics; NAT SALAND can't find words to argue with three lawyers flanking him. They are ABE SIMON of Hollywood, IRVING LEVINE and AL ROSENHIRSCH; LYNN FARNOL and MONROE GREENTHAL in a huddle on U. A. advertising; HARRY and WILLIAM BRANDT are with ROBERT WOLFF of RKO on a deal; HARRY SHIFFMAN, sitting with E. H. GOLDSTEIN, MITCHELL KLUPT, ARTHUR FISHER, ED SCHNITZER and AL FRIEDLANDER says that the reports he's joined the Elmsford Golf Club aren't so. HARRY THOMAS has ROBERT BENJAMIN and BUDD ROGERS as guests; ARTHUR W. KELLY, HARRY BUCKLEY and ED RAFTERY, at a table close to GREENTHAL and FARNOL; ARTHUR LEE, GEORGE W. WEEKS, RALPH POUCHER and HERMAN GLUCKMAN discuss topics of the day; BILL GERMAN and LEE GARMES are at one of the front tables; LEONARD GOLDSTEIN and EDWARD HALPERIN are together; A. P. WAXMAN and AL SELIG are another couple of G. B. men scattered around. WILLIAM FITELSON and BEN F. ZEIDMAN at one of the smaller tables. JACK SHEA is with a guest who won't listen to picture talk. J. J. MILSTEIN made an early exit to keep an appointment, but will be back today with the regular Republic crowd.

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JOE SEIDELMAN had very little chance to compete with the four PICKERS at Lindy's yesterday, despite the fact that the Columbia foreign head was surrounded by RUBE JACKTER, LOU WEINBERG, MAX COHN, MAX WEISFELDT, LOUIS ASTOR and a couple of other Columbia-ites. HARRY GOLD marched in with HASKELL MASTERS for his ration of sour cream and pumpernickle. LOU BLUMENTHAL and JACK SHAPIRO occupied one of those corner booths, while MORRIS KINZLER, MARTIN DICKSTEIN, ALEC GOTTLIEB and EMANUEL SILVERSTONE talked about unimportant things. LEO JUSTIN has a couple of guests and BERT MAYER is in a corner seat alone.

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DAVE PALFREYMAN, J. R. POLK, HENRY ANDERSON, TOM VARNON, GABE HESS, AUSTIN KEOUGH, LEON D. NETTA, M. F. GONTHORPE, JACK ALICOATE, WALTER FUTTER, LOUIS NIZER, JACK CONNOLLY, DAN FRANKEL, DAVID O. DECKER and TYREE DILLARD were among those lunching at the Cinema Club yesterday.

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A. H. SCHWARTZ and GEORGE SKOURAS arm-and-armed it into Sardi's yesterday afternoon for one of those confabs.

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CHARLES E. MCCARTHY is back from that Caribbean cruise.

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GRACE LUCILLE HARGESHEINER, formerly secretary to WINFIELD SHEEHAN, was married over the weekend, in Hollywood, to RUSSELL K. RADCLIFFE.

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WILLIAM F. RODGERS, general sales manager for M-G-M, returned Sunday from the Windy City and the annual sales meets.

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J. A. TANNEY, president of the Sales on Sound Corp., is recovering from an operation at the Israel Zion Hospital, Brooklyn.

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FRANK GROSS, owner of the Grand and Cedar in Cleveland, sails today on the *Pilsudski* for vacation.

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NATE J. BLUMBERG, JOHN O'CONNOR, FRED MEYER and MAX FELLERMAN held their luncheon round robin at the Gateway.

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LEON NETTER of the Paramount theatre department leaves today by plane for Detroit. He is expected back in New York at the end of the week.

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NED E. DEPINET is expected from Hollywood today.

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GEORGE J. SCHAEFER due in from the coast today or tomorrow.

Looking 'Em Over

"Frankie and Johnnie"

(*Republic*)

From the long-famous ballad of Frankie and Johnnie, which, told with weighty vocalization the story of Frankie's meeting with Johnnie, the manner in which he "done her wrong," and how she made him pay the price, has been made a film which, after having passed through successive processes of renovation with an eye on the production code, emerges as ineffectual fare. The film was produced about two years ago at and by the Biograph Studio in New York, under the direction of Chester Erskin.

With Helen Morgan and Chester Morris as Frankie and Johnnie, respectively, and the veteran, Florence Reed, as the befriending Lou, the story is set against a background of the St. Louis of 1870, and the dance hall run by Lou. The bare facts of the story indicated above tell the whole thing, the only addition being the manner in which William Harrigan, in love with Frankie, stands by her through her fight to hold the love of the gambling, two-timing Johnnie, and offers her his loyal affection after she kills Johnnie.

For the most part the film somehow lacks the pace it might have been expected to possess, moving at a laggard rate, only gaining a bit of speed as it nears the conclusion, when Frankie, finally convinced against her will of the duplicity of her man, finds a gun and goes in search of Johnnie. Miss Morgan, it would seem, has not been given sufficient opportunity to exercise the talent for a special style of singing which she unquestionably possesses, and in some fashion her voice throughout registers poorly.

Moss Hart did the screen play from a story by Jack Kirkland. It appears that the film's story origin offers the best selling opening.

Production Code Seal, No. 851. Running time, 67 minutes. "A."

"Feud of the Range"

(*Futter-Diversion*)

An old feud between two die-hard cattlemen and the intrusion of Hoot Gibson into their quarrels when he captures all the prizes at a rodeo give the star of the piece a good opportunity to show his congenial smile and portray an excellent serio-comic role.

Gibson sides with both ranches to track down the man responsible for the constant fighting. A horse auction brings him into contact with Joan Barclay and the romance is worked in at a point when he finally squares himself, gets the culprit, sends Bozz Barton home to Wyoming and ends the piece happily.

Theatre cowpunchers will appreciate this one. Harry Frazer directed from the screen play by Russell A. Barkson, which weaves action and plenty of movement into the narrative.

Production Code Seal, No. 2,138. Running time, 62 minutes. "G."

Loew Firm Chartered

SACRAMENTO, May 18.—David L. Loew Prod. has been incorporated here with directors listed as David L. Loew, Louis E. Swarts and David Tannenbaum, all of Hollywood. Capital is listed at $301,000, with 3,000 shares of preferred stock and 10,000 shares of common.

Incorporate K. C. Opera

KANSAS CITY, May 18.—A charter has been granted the Kansas City Civic Opera Ass'n., Inc., and all but $4,000 of a $40,000 guarantee has been raised by business men to produce summer operas in the new Municipal Auditorium. Herbert M. Woolf has been named chairman of the production committee, which will select a producer.

Paramount Sets Film

HOLLYWOOD, May 18.—Paramount will start production of a picture to be called "Hollywood Boulevard," on May 25. John Halliday will play the leading role and Robert Florey will direct. The story is an original by Florey and the screenplay is by Marguerite Roberts.

Grand Jury to Study Houston Bank Night

HOUSTON, May 18.—A grand jury investigation of Bank Night in Houston theatres has been asked by Assistant District Attorney Allie Peyton. Two months ago this request was made by the district attorney's office, but dropped without action. The investigation, it is said, will determine whether Bank Night falls under the Texas lottery laws.

R. J. O'Donnell, general manager of Interstate Theatres, Inc., which holds the Bank Night franchise here, said he would welcome a test case. Meanwhile, the chance games continue at the Kirby, Metropolitan, Majestic, Delman and Tower.

Cite Two in Game Fraud

LEXINGTON, Ky., May 18.—Warrants were issued for the arrest of Snowden and Woodrow Stewart, cousins, following a court inquiry into an alleged fraud in connection with Bank Night drawings in three houses of the Phoenix Amusement Co. County Judge W. E. Nichols, who conducted the investigation, declared the circuit was an entirely innocent victim of the deception.

Court Deals Blow to Virginia's Blue Law

RICHMOND, May 18.—Virginia's ancient "blue laws" received a setback here today when a jury brought in a verdict of "not guilty" in the case of Charles A. Somma, of the Byrd, who had been fined $5 in police Court for operating on a Sunday.

Following the announcement of the verdict Attorney T. Gray Haddon construed the decision as meaning that all film houses here may remain open on Sundays. Such a development would undoubtedly result in the Sunday operation of theatres throughout the state.

Wall Street

Board Off Slightly

	High	Low	Close	Net Change
Consolidated	5½	5⅜	5⅜	— ⅛
Consolidated, pfd.	18	18	18	— ¼
Eastman	163½	163½	163½	—2½
Eastman, pfd.....	164	164	164	.....
Loew's, Inc.	47⅜	47¼	47¼	+ ⅜
Paramount	9⅛	8⅞	8⅞	— ¼
Paramount 2 pfd.	9⅞	9¾	9⅞	— ⅛
Pathe Film	9	8⅞	8⅞	— ¼
RKO	6½	6⅛	6⅛	— ⅛
20th Century-Fox.	24⅞	24⅝	24⅞	— ⅛
20th Century, pfd.	34⅞	34¾	34¾	.....
Universal, pfd ...	92	92	92	—3
Warner Bros.	10	9¾	9¾	— ⅛

Curb Up Fractionally

	High	Low	Close	Net Change
Sentry Safety	¾	¾	¾	.....
Sonotone	2⅝	2⅝	2⅝	.....
Technicolor	31	30⅛	30⅛	+ ⅛
Trans-Lux	4⅝	4⅜	4½	+ ¼

Trading Uneven on Bonds

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ..	25⅛	25⅛	25⅛	— ⅞
General Theatre Equip. 6s '40, ctf	25⅞	25½	25½	— ½
Keith B. F. 6s '46	93⅝	93½	93½	+ ½
Loew's 6s '41 ww deb rights	97¾	97⅜	97¾	+ ⅜
Paramount Pict. 6s '55	90½	90	90	— ¾
Warner Bros. 6s '39 wd	92¼	92¼	92¼	— ¼

(Quotations at close of May 18)

MR. J. EDGAR HOOVER:

YOU ARE THE CHIEF CROOK-CATCHER OF THE NATION. YOU TRAPPED DILLINGER, NELSON, KARPIS, HUNTER, MAHAN, ROBINSON, ET AL. BUT YOU'RE GOING TO GET YOUR MOST TREMENDOUS KICK OUT OF UNIVERSAL'S

"Parole!"

AND SO WILL EVERYBODY ELSE —BECAUSE UNIVERSAL AGAIN BEATS THE FIELD WITH THE TIMELIEST PICTURE OF THE HOUR!

Heat Knocks Pittsburgh's Grosses Down

Pittsburgh, May 18.—Heat again threw business for a terrific loss and grosses plunged. Hit hardest was "Mr. Deeds Goes To Town" at the Penn, which took only $9,000, below par by $3,000.

At the Stanley, with Johnny Green's band to punch up "I Married A Doctor" on the screen, things weren't much better at $13,500, while the Alvin decided to yank "Captain January" after three days of the second week during which it had barely registered $2,000.

The Casino finished up the season in the hole, doing only around $1,300 with "The Leathernecks Have Landed" and "Laughing Irish Eyes," and the Warner, also with two features, "Till We Meet Again" and "Timothy's Quest," dipped to $3,600. The heat played no favorites, also cutting into the third and last week of "The Great Ziegfeld's" roadshow engagement at the Nixon. There was only around $6,000 in the till for the last 14 showings which, however, gave the spectacle close to $30,000 on the run.

Total grosses in five regular first-run houses were $29,400. Average is $42,500.

Estimated takings for the week ending May 14:

"CAPTAIN JANUARY" (20th-Fox)
ALVIN—(2,000), 25c-40c, 3 days, 2nd week. **Gross:** $2,000. (Average, 7 days, $5,500)

"LEATHERNECKS HAVE LANDED" (Republic)
"LAUGHING IRISH EYES" (Republic)
CASINO—(1,800), 20c-25c, 7 days. **Gross:** $1,300. (Average, $1,500)

"THE GREAT ZIEGFELD" (MGM)
NIXON—(2,100), 55c-$1.65, 14 showings, 3rd week. **Gross:** $6,000.

"MR. DEEDS GOES TO TOWN" (Col.)
PENN—(3,300), 25c-40c, 7 days. **Gross:** $9,000. (Average, $12,000)

"I MARRIED A DOCTOR" (W. B.)
STANLEY—(3,600), 25c-55s, 7 days. Stage: Johnny Green's band, Joy Lynne, Howard Phillips, Dave Wade, Jerry Adler and Shea and Raymond. **Gross:** $13,500. (Average, $18,500)

" 'TILL WE MEET AGAIN" (Para.)
"TIMOTHY'S QUEST" (Para.)
WARNER—(2,000), 25c-40c, 7 days. **Gross:** $3,600. (Average, $5,000)

"Flags" at $6,500 Indianapolis Lead

Indianapolis, May 18.—"Under Two Flags" went to $6,500 at the Apollo; this is $2,500 above normal. The picture was held over.

"The Ex-Mrs. Bradford" went $1,200 over the line at the Circle for a gross estimated at $5,200. "The Great Ziegfeld," in its second week at Loew's, started the week slowly but gained at the finish to bring in $5,100.

Total first run business was $26,800. Average is $21,000.

Estimated takings for the week ending May 15:

"UNDER TWO FLAGS" (20th-Fox)
APOLLO—(1,100), 25c-40c, 7 days. **Gross:** $6,500. (Average, $4,000)

"THE EX-MRS. BRADFORD" (Radio)
"BRIDES ARE LIKE THAT" (F. N.)
CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $5,200. (Average, $4,000)

"THE GREAT ZIEGFELD" (MGM)
LOEW'S—(2,800), 55c-$1.50, 7 days. **Gross:** $5,100. (Average, $6,000)

"THE LAW IN HER HANDS" (F. N.)
LYRIC—(2,000), 25c-40c, 7 days. Stage: Major Bowes Unit No. 7. **Gross:** $10,000. (Average, $7,000)

"Ziegfeld" $8,500 Louisville Winner

Louisville, May 18.—"The Great Ziegfeld" at the Brown came in for most of the attention, the roadshow attraction taking $8,500 on 13 performances, prices ranging from 50 cents to $1.36. A bang-up exploitation campaign was handled by Fred Bartow for M-G-M and Richard A. Pierson for Theatre Managers, Inc.

Other first runs found the takings rather light. Loew's State with the dual, "Dancing Lady" and "The Big House," pulled only $4,500, under normal by $1,000. "Under Two Flags" at the Rialto for a second week took $4,200, a dip of $300.

The National was able to hit a gross of $3,200 with "It's A Great Life." A stageshow, in for four days, was headed by Reis and Dunn. "Florida Special" and "Gentle Julia" at the Strand was only fair, taking $3,400, or $100 under par. "I Married A Doctor" also wound up with under normal takings at the Mary Anderson. The gross was $3,100, just $400 under the mark.

Opposition has been heavy from the races at Churchill Downs and a Roller Derby at the State Fair Grounds.

Total first run business, exclusive of the Brown, was $20,200. Average is $24,200.

Estimated takings for the week ending May 14:

"DANCING LADY" (MGM)
"THE BIG HOUSE" (MGM)
LOEW'S STATE—(3,000), 15c-25c-40c, 7 days. **Gross:** $4,500. (Average, $5,500)

"UNDER TWO FLAGS" (Para.)
RIALTO—(3,000), 15c-25c-40c, 7 days, 2nd week. **Gross:** $4,200. (Average, $4,500)

"FLORIDA SPECIAL" (Para.)
"GENTLE JULIA" (20th-Fox)
STRAND—(1,500), 15c-25c-40c, 7 days. **Gross:** $3,400. (Average, $3,500)

"I MARRIED A DOCTOR" (W. B.)
MARY ANDERSON—(1,000), 15c-25c-40c, 7 days. **Gross:** $3,100. (Average, $3,500)

"IT'S A GREAT LIFE" (Para.)
"DOUGHNUTS AND SOCIETY" (Mascot)
"THE AGE FOR LOVE" (F. D.)
NATIONAL—(2,400). 15c-25c-40c, 7 days. Stage: Reis & Dunn, Irene Vermillion Girls, Pat Daly & Jean, Toyama Troupe, Harold & Reeves, four days; straight pictures three days. **Gross** $3,200. (Average, $3,000)

"THE GREAT ZIEGFELD" (MGM)
BROWN—(1,400), 55c-$1.36, 7 days, 13 performances. **Gross:** $8,500.

"Bradford" Pulls $5,100, Oklahoma

Oklahoma City, May 18.—"The Ex-Mrs. Bradford" was the only attraction in town to go into the profit column. It grossed $5,100, above normal by $1,100, at the Midwest.

"The Lone Wolf Returns," with a stage show for five days, garnered $2,200 at the Liberty. Normal for a week is $2,200. "My Marriage" reached $3,000 in three days at this house.

Total first run business was $14,400. Average is $14,000.

Estimated takings for the week ending May 16:

"LITTLE LORD FAUNTLEROY" (U. A.)
CRITERION — (1,700), 10c-26c-35c-55c, 7 days. **Gross:** $3,800. (Average, $5,000)

"THE EX-MRS. BRADFORD" (Radio)
MIDWEST — (1,500), 10c-26c-35c-55c, 7 days. **Gross:** $5,100. (Average, $4,000)

"GHOST GOES WEST" (U. A.)
CAPITOL—(1,200), 10c-20c-26c-40c, 7 days. **Gross:** $1,900. (Average, $2,000)

"LONE WOLF RETURNS" (Col.)
LIBERTY—(1,500), 10c-20c-26c-35c, 5 days. **Gross:** $2,200. Stage: Wally Vernon and stage show. (Average, week, $3,000)

"MY MARRIAGE" (20th-Fox)
LIBERTY—(1,500), 10c-20c-26c-35c, 3 days. **Gross:** $3,000. (Average, week, $3,000)

"Small Town Girl" $4,100 in Lincoln

Lincoln, Neb., May 18.—"Small Town Girl," with Robert Taylor, former local boy, reached $4,100, which is $1,000 above the seven-day average at the Stuart.

"Little Lord Fauntleroy" at the Lincoln took $2,800, which was $600 in the profit column. It was helped on the opening by national ads in the dailies.

Fifth week for "Mr. Deeds Goes To Town" at the Varsity was the first to drop below average and then only $100 with $1,200. It was the first five weeks in a row of profit operation for the house since it opened under Westland management more than a year ago.

Total first run business was $11,450. Average is $9,850.

Estimated takings:

Week Ending May 13:

"DAWN RIDER" (Lone Star)
"ALL QUIET ON THE WESTERN FRONT" (Univ.)
"INVISIBLE MAN" (Univ.)
"SKY PARADE" (Para.)
LIBERTY—(1,200), 10c-15c, 7 days, **Gross:** $950. (Average, $850)

Week Ending May 14:

"MR. DEEDS GOES TO TOWN" (Col.)
VARSITY—(1,100), 10c-20c-25c-40c, 7 days, 5th week. **Gross:** $1,200. (Average, $1,300)

"LITTLE LORD FAUNTLEROY" (U. A.)
LINCOLN—(1,600), 10c-20c-25c, 7 days. **Gross:** $2,800. (Average, $2,200)

"EVERYBODY'S OLD MAN" (20th-Fox)
"WALKING DEAD" (W. B.)
"DANGEROUS" (W. B.)
ORPHEUM — (1,350), 10c-15c-20c-25c, 7 days. Stage: Vaudeville 3 days. **Gross:** $2,400. (Average, $2,100)

Week Ending May 15:

"SMALL TOWN GIRL" (MGM)
STUART—(2,000), 10c-25c-40c. 8 days. **Gross:** $4,100. (Average, 7 days, $3,100)

Houston's Leader "13 Hours by Air"

Houston, May 18.—"13 Hours by Air" crossed the line by $1,000, taking $8,000 at the Metropolitan.

Loew's State advanced prices to $1.50 top on "The Great Ziegfeld" and fell below estimates with a take of $10,000. Average is $7,000. "Rhodes" at the Majestic took $6,800. Average is $7,000.

Heavy rains Thursday and Friday, and city and county Centennial celebrations, failed to slow theatre business.

Total first run business was $30,800. Average is $26,700.

Estimated takings for the week ending May 14:

"SPECIAL INVESTIGATOR" (Radio)
KIRBY—(1,450). 15c-35c, 3 days. **Gross:** $3,000. (Average, 7 days, $5,700)

"THUNDER IN THE EAST" (U. A.)
KIRBY—(1,450). 15c-35c, 1 day. Bank Night. **Gross:** $1,500

"EVERYBODY'S OLD MAN" (20th-Fox)
KIRBY—(1,450). 15c-35c, 3 days. **Gross:** $1,500. (Average, 7 days, $5,700)

"THE GREAT ZIEGFELD" (MGM)
LOEW'S STATE—(2,750), 50c-$1.50, 7 days. **Gross:** $10,000. (Average, $7,000)

"RHODES" (G. B.)
MAJESTIC — (2,250). 25c-50c, 7 days. **Gross:** $6,800. (Average, $7,000)

"13 HOURS BY AIR" (Para.)
METROPOLITAN—(2,600), 25c-50c, 7 days. **Gross:** $8,000. (Average, $7,000)

Circuit Building Seven

Columbus, Ga., May 18.—Seven new theatres are under construction for the local Martin-Davis circuit, operating 50 theatres in Georgia, Alabama and Florida. The new houses are being built in cities which the Martin-Davis executives believe are on the upgrade.

"Deeds" Good In Cleveland For 3d Week

Cleveland, May 18.—Unexpected heat caught theatres without their cooling systems and the results were obvious, but "Mr. Deeds Goes To Town," in its third week downtown, drew $5,500 at the Allen where $3,000 is par.

"Under Two Flags," which moved from Loew's State to Loew's Stillman, topped the usual $4,000 take by $500.

Of the new releases, "The Ex-Mrs. Bradford" at Warners' Hippodrome was top with $10,000. This is $2,000 better than average.

"A Message to Garcia" at Loew's State, with John Boles on the stage, broke even with $15,000, while "Robinhood of El Dorado" on the RKO Palace screen with Buddy Rogers on the stage, dropped $4,000 from the average $15,000 take.

Total first run business was $46,000. Average is $42,000.

Estimated takings, without the Hanna, for the week ending May 15:

"MR. DEEDS GOES TO TOWN" (Col.)
ALLEN—(3,300), 30c-35c-42c, 7 days, 3rd week. **Gross:** $5,500 (Average, $3,000)

"A MESSAGE TO GARCIA" (20th-Fox)
LOEW'S STATE—(3,400), 30c-42c-60c, 7 days. Stage: John Boles in person and vaudeville. **Gross:** $15,000. (Average, $15,000)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S STILLMAN—(1,900), 30c-35c-42c, 7 days, 2nd week. **Gross:** $4,500 (Average, $4,000)

"ROBINHOOD OF EL DORADO" (MGM)
RKO PALACE—(3,100), 30c-42c-60c, 7 days. Stage: Buddy Rogers. **Gross:** $11,000. (Average, $15,000)

"THE EX-MRS. BRADFORD" (Radio)
WARNERS' HIPPODROME—(3,800), 30c-35c-42c, 7 days. **Gross:** $10,000. (Average, $8,000)

"THE GREAT ZIEGFELD" (MGM)
HANNA—(1,500), 50c-75c-$1.00-$1.50, 7 days, 3d week. **Gross:** $5,000.

"Deeds" on a Dual New Haven, $7,000

New Haven, May 18.—"Mr. Deeds Goes to Town," with "Gentle Julia," at the Poli, led by a $2,800 increase over the $7,000 par, and stayed for a second week at the College.

The Paramount featured Cab Calloway and his orchestra with "The Sky Parade," to the tune of $7,000, up by $2,200. "The Great Ziegfeld," playing at the College at roadshow prices more than tripled the usual top admission, garnered $4,000. Average is $2,800. "The Golden Arrow" and "The Leathernecks Have Landed," Roger Sherman dual, fell $1,700 below the $4,700 usual take.

Total first run business was $23,800. Average is $19,300.

Estimated takings for the week ending May 15:

"THE GREAT ZIEGFELD" (MGM)
COLLEGE—(1,499), 50c-$1.50, 7 days. **Gross:** $4,000. (Average, $2,800)

"THE SKY PARADE" (Para.)
PARAMOUNT—(2,400), 35c-50c, 7 days. Stage: Cab Calloway and orchestra. **Gross:** $7,000. (Average, $4,800)

"MR. DEEDS GOES TO TOWN" (Col.)
"GENTLE JULIA" (20th-Fox)
POLI—(3,040), 35-50c, 7 days. **Gross:** $9,800. (Average, $7,000)

"THE GOLDEN ARROW" (F. N.)
"THE LEATHERNECKS HAVE LANDED" (Republic)
ROGER SHERMAN—(2,200), 35c-50c, 7 days. **Gross:** $3,000. (Average, $4,700)

"Bradford" Is Twin Cities' Best Grosser

MINNEAPOLIS, May 18.—"The Ex-Mrs. Bradford" was the profit-maker of the week on both sides of the river. It garnered $7,000, over par by $1,500 at the Orpheum here, and was the same amount over the line on a $5,500 take at the St. Paul Orpheum.

"The Ghost Goes West" pulled $2,500, up by $1,000, in its second week at the St. Paul World. "Under Two Flags" took a par $10,000 at the Minnesota here. No other house succeeded in getting over average.

Total first run business in Minneapolis was $26,500. Average is $25,500. Total first run business in St. Paul was $18,500. Average is $16,000.

Estimated takings:

Minneapolis:

Week Ending May 14:

"THE GHOST GOES WEST" (U.A.)
WORLD—(400), 25c-35c, 7 days, 4th week. **Gross:** $3,000. (Average, $3,000)

Week Ending May 15:

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
LYRIC—(1,238), 20c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending May 16:

"UNDER TWO FLAGS" (20th-Fox)
MINNESOTA—(4,000), 25c-55c, 7 days. **Gross:** $10,000. (Average, $10,000)

"THE EX-MRS. BRADFORD" (Radio)
ORPHEUM — (2,900), 25c-40c, 7 days. **Gross:** $7,000. (Average, $5,500)

"A CONNECTICUT YANKEE" (20th-Fox) (Reissue)
STATE—(2,300), 25c-40c, 5 days. **Gross:** $3,500. (Average for week, $5,500)

"BIG BROWN EYES" (Para.)
STATE—(2,300), 25c-40c, 2 days. **Gross:** $1,500. (Average for week, $5,500)

St. Paul:

Week Ending May 16:

"THESE THREE" (U.A.)
PARAMOUNT—(2,300), 25c-40c, 7 days. **Gross:** $5,500. (Average, $5,500)

"MODERN TIMES" (U.A.)
RIVIERA—(1,000), 25c-40c, 7 days. **Gross:** $3,500. (Average, $3,500)

"THE EX-MRS. BRADFORD" (Radio)
ORPHEUM—(2,000), 25c-40c, 7 days. **Gross:** $5,500. (Average, $4,000)

"HERE COMES TROUBLE" (20th-Fox)
TOWER—(1,000), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

"THE GHOST GOES WEST" (U.A.)
WORLD—(400), 25c-35c, 7 days, 2nd week. **Gross:** $2,500. (Average, $1,500)

Signs 4 Abbey Players

HOLLYWOOD, May 18.—Sam Briskin has signed four of the Abbey Players of Dublin to appear in "The Plough and the Stars." They are Barry Fitzgerald, Eileen Crowe, Arthur Shields and F. J. McCormick. The players are due to arrive here June 29, and the picture will be their first effort before the cameras. Dudley Nichols is now working on the screenplay which John Ford will direct. Robert Sisk and Cliff Reid will produce.

Handles K. C. Office

ST. LOUIS, May 18.—Charles Gregory, manager of the local branch of National Screen Service is also supervising sales in the Kansas City sector until a successor is named for Beverly Miller, manager, who resigned recently to join a portable air-conditioning system manufacturer.

Cincinnati Feels the Heat; "Bradford" Leads, $11,500

CINCINNATI, May 18.—Those who braved the heat spell of last week were not attracted by the cooling systems which theatres put into operation, and business took a decided nosedive as a result. At that, "The Ex-Mrs. Bradford" succeeded in going $1,500 over the line on a $11,500 take at the RKO Palace, and moved to the RKO Lyric for the second stanza.

The Strand, independent, playing "Arrowsmith" and "The Lost Patrol" on a split week, was $400 to the good on a total of nine days. Other than these two spots, the week was a headache.

Total first run business was $42,800. Average is $60,200.

Estimated takings:

Week Ending May 13:

"ARROWSMITH" (U.A.)
STRAND—(1,500), 15c-25c, 5 days. **Gross:** $1,100. (Average, 7 days, $1,500)

"THE LOST PATROL" (Radio)
STRAND—(1,500), 15c-25c, 4 days. **Gross:** $800. (Average, 7 days, $1,500)

Week Ending May 14:

"A MESSAGE TO GARCIA" (20th-Fox)
RKO ALBEE—(3,300), 35c-42c, 7 days. **Gross:** $8.000. (Average, $12,000)

"THE EX-MRS. BRADFORD" (Radio)
RKO PALACE—(2,700), 35c-42c, 7 days. **Gross:** $11,500. (Average, $10,000) Moved to RKO Lyric.

"FARMER IN THE DELL" (Radio)
RKO SHUBERT—(2,150), 35c-55c, 7 days. Stage: "Hip Hip Hooray." **Gross:** $7,000. (Average, $12,000)

"UNDER TWO FLAGS" (20th-Fox)
RKO CAPITOL—(2,000), 35c-42c, 7 days, 2nd downtown week. **Gross:** $4,400. (Average, $6,500)

"THE WITNESS CHAIR" (Radio)
RKO LYRIC—(1,400), 35c-42c, 7 days. **Gross:** $2,700. (Average, $6,500)

"THESE THREE" (Univ.)
RKO GRAND—(1,200), 25c-40c, 7 days, 2nd downtown week. **Gross:** $2,400. (Average, $2,750)

"LAWLESS NINETIES" (Republic)
RKO FAMILY—(1,000), 15c-25c, 3 days. **Gross:** $1,000. (Average, $1,250)

"SOAK THE RICH" (Para.)
RKO FAMILY—(1,000), 15c-25c, 3 days. **Gross:** $400. (Average, 4 days, $1,200)

"TIMES SQUARE PLAYBOY" (W.B.)
KEITH'S—(1,500), 30c-40c, 7 days. **Gross:** $2,800. (Average, $6,250)

"Old Man" and Benny Detroit Wow, $28,600

DETROIT, May 18.—"Everybody's Old Man," with Jack Benny on the stage, proved an outstanding combination for the Fox box-office. The $28,600 take raced $8,600 past par.

"Golden Arrow" and a vaudeville show were also in the money at the Michigan where the $24,400 gross was $4,400 on the profit side of the line. All the other first runs found the going rough as a result.

Total first run business was $74,200. Average is $70,000.

Estimated takings for the week ending May 14:

"MR. DEEDS GOES TO TOWN" (Col.) (Second run)
ADAMS—(1,700), 10c-40c, 7 days. **Gross:** $5,200. (Average, $5,000)

"EVERYBODY'S OLD MAN" (20th-Fox)
FOX—(5,000), 15c-75c, 7 days. Stage: Jack Benny unit. **Gross:** $28,600. (Average, $20,000)

"GOLDEN ARROW" (W.B.)
MICHIGAN—(4,000), 15c-75c, 7 days. Stage: vaudeville. **Gross:** $24,400. (Average, $20,000)

"EL DORADO" (M-G-M)
"DUGANS AND FLANNIGANS" (Mascot)
STATE—(3,000), 10c-40c, 7 days. **Gross:** $4,300. (Average, $5,000)

"I MARRIED A DOCTOR" (W.B.)
UNITED ARTISTS—(2,070), 15c-65c, 7 days. **Gross:** $6,400. (Average, $10,000)

"RHODES" (G.B.)
"TOO MANY PARENTS" (Para.)
RKO DOWNTOWN—(2,950), 15c-65c, 7 days. **Gross:** $5,300. (Average, $10,000)

Five Writers on Serial

HOLLYWOOD, May 18.—Louis Weiss, head of Weiss Prod., Inc., has signed five writers to do the story of "Phantom Island," new 15-chapter serial. They are Eddy Graneman, Dallas Fitzgerald, William Schenker, George Merrick and Victor Jardon. The serial will be released through state rights exchanges by Stage and Screen Prod., Inc.

"Flags" Hits Big $14,000, Kansas City

KANSAS CITY, May 18. — "Under Two Flags" took the big money and made the best showing, going into the profit column $2,500. Average is $11,500. A heat wave affected grosses.

"The Ex-Mrs. Bradford" took $8,500 average for eight days at the Mainstreet. "A Connecticut Yankee" disappointed at the Uptown, pulling $3,900, $100 under par.

"'Till We Meet Again" grossed $4,800 at the Newman, under by $2,200; while "Frankie & Johnnie" at the Tower took $5,500, $1,500 under average.

Total first run business was $36,700. Average is $38,000.

Estimated takings:

Week Ending May 7:

"UNDER TWO FLAGS" (20th-Fox)
MIDLAND — (4,000), 25c-40c, 7 days. **Gross:** $14,000. (Average, $11,500)

"'TILL WE MEET AGAIN" (Para.)
NEWMAN — (1,900), 25c-40c, 7 days. **Gross:** $4,800. (Average, $7,000)

"FRANKIE & JOHNNIE" (Republic)
TOWER—(2,200), 25c-35c, 7 days. Stage: Gautier's Toy Shop, Nelson & Knight, Benny Strong, and Paul Lloyd. **Gross:** $5,500. (Average, $7,000)

Week Ending May 8:

"THE EX-MRS. BRADFORD" (Radio)
MAINSTREET—(3,100), 25c-40c, 8 days. **Gross:** $8,500. (Average, $8,500)

"CONNECTICUT YANKEE" (20th-Fox)
UPTOWN — (2,000), 25c-40c, 7 days. **Gross:** $3,900. (Average, $4,000)

To Reopen in September

PITTSBURGH, May 18.—The Fulton and Art Cinema, two houses closed by the flood in March, will not reopen until September. The sudden warm weather led to the decision. The Art Cinema, which shows foreign films, will reopen under the management of Gabe Rubin alone, he and Mannie Greenwald having dissolved their partnership. Greenwald has returned to free lance exploitation.

"Florida" and Penner Top in Philadelphia

PHILADELPHIA, May 18. — Thermometer readings that were almost record high put a crimp in show business for the week. The effect was particularly felt on Sunday. At the Earle, Joe Penner on the stage and "Florida Special" on the screen brought in a good $15,000 on six days.

The second week of "Under Two Flags" held up well at the Fox, getting $16,000. Most of the trade was concentrated in the night showings. "Mr. Deeds Goes to Town" gave a good $4,100 second run gross at Keith's on nine days.

Total first run business was $79,400. Average, exclusive of the Chestnut, is $81,100.

Estimated takings for the week ending May 14:

"THINGS TO COME" (U.A.)
ALDINE—(1,200), 40c-55c-65c, 7 days, 2nd week. **Gross:** $4,200. (Average, $8,160)

"MOON'S OUR HOME" (Para.) (2nd run)
ARCADIA—(600), 25c-40c-50c, 7 days. **Gross:** $2,400. (Average, $2,800)

"TILL WE MEET AGAIN" (Para.)
BOYD—(2,400), 40c-55c, 7 days. **Gross:** $8,500. (Average, $14,000)

"GREAT ZIEGFELD" (M-G-M)
CHESTNUT — (1,500), 55c-86c-$1.10-$1.65, 7 days, 5th week. **Gross:** $8,500.

"FLORIDA SPECIAL" (Para.)
EARLE — (2,000), 25c-40c-55c, 6 days. Stage: Joe Penner unit. **Gross:** $15,000. (Average, $12,000)

"UNDER TWO FLAGS" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days, 2nd week. Stage: "Affaires des Legionnaires," prologue. **Gross:** $16,000. (Average, $14,000)

"PANIC IN THE AIR" (Col.)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,200. (Average, $4,000)

"MR. DEEDS GOES TO TOWN" (Col.) (2nd run)
KEITH'S—(2,000), 30c-40c-50c, 9 days. **Gross:** $4,100. (Average, 7 days, $4,000)

"THE EX-MRS. BRADFORD" (Radio)
STANLEY — (3,700), 40c-55c, 7 days. **Gross:** $12,500. (Average, $14,000)

"SPECIAL INVESTIGATOR" (Radio)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $6,000. (Average, $7,000)

Amateurs at K. C. Tower

KANSAS CITY, May 18. — Barney Joffee, manager of the Tower, independent downtown first run, liked the success of his Goldman Jewelry-WDAF amateur contest tie-up so much that he has begun a series of weekly amateur contests on the Tower's stage.

Labelled "Jack Carson's Talent Night," they will be offered at 7:45 P. M. each Monday. Winners will be given a week's engagement on the Tower stage.

Bridgeport Lyric Dark

BRIDGEPORT, May 18.—The Lyric, a Loew house, is the first in this territory to close for the summer, following the conclusion of a three-day lease to a roadshow company presenting "Tobacco Road."

Warners have closed the Strand, Newburyport, and may close the Tremont, Ansonia, and the Circle, South Manchester, in the near future.

L. A. House Destroyed

LOS ANGELES, May 18.—Fire has destroyed the Wonderland Theatre, Main St. grand house. The damage is estimated at $10,000. The house is owned and was operated by Tom Smith.

"First Baby," Show High in Milwaukee

MILWAUKEE, May 18. — Big noise in an otherwise average week was "The First Baby," with Jack Hylton and his stage revue, which grossed $8,300 for a four-day stand. Average business for seven days is $5,000. Opening on a Monday and closing on a Thursday, the combination did so well that it was trotted across the street into the circuit's Wisconsin to play that house on Friday. Top price was 65 cents, the highest charged for a first run attraction here in many moons.

Despite the 40th annual convention of the National Congress of Parents and Teachers, which attracted some 1,000 women, other first run business was just about average.

Total first run business was $30,400. Average for four houses is $23,000.

Estimated takings:

Week Ending May 10:

"LADY OF SECRETS" (Col.)
"PANIC ON THE AIR" (Col.)
PALACE—(2,800), 25c-40c, 4 days. **Gross:** $2,000. (Average, $5,000)

Week Ending May 13:

"THE EX-MRS. BRADFORD" (Radio)
"THE FARMER IN THE DELL" (Radio)
WARNER — (2,400), 25c-40c, 7 days. **Gross:** $5,300. (Average, $5,000)

Week Ending May 14:

"THE FIRST BABY" (20th-Fox)
PALACE—(2,800), 25c-40c-65c, 4 days. Stage: Jack Hylton and His Continental Revue. **Gross:** $8,300. (Average, $5,000)

"ROAMING LADY" (Col.)
RIVERSIDE—(2,300), 20c-25c-30c, 7 days. Stage: Lee Sims and Ilomay Bailey, Ames Arno, Dick & Dot Remy, Gold & Bernie, Pete the Dog, Lee Roth and his band. **Gross:** $4,800. (Average, $5,000)

"UNDER TWO FLAGS" (20th-Fox)
"SONG AND DANCE MAN" (20th-Fox)
STRAND—(1,400), 25c-40c, 7 days. (Extended first run from the Fox's Wisconsin.) **Gross:** $1,800.

"PETTICOAT FEVER" (M-G-M)
"TOUGH GUY" (M-G-M)
WISCONSIN—(3,200), 25c-40c, 7 days. **Gross:** $8,000. (Average, $8,000)

Form Six Companies

ALBANY. May 18.—New incorporations here are: Provincial Prod., Inc., by Norman Bel Geddes, George D. Woods, Nicholas Holde, Samuel Rudner, George H. Schwartz, Ruth R. Ehrentreu; Film Guild, Inc., by Edgar F. Sacjs; Morway Picket and Charlotte N. Lax; Amfilmco, Inc., by Henry Schainholtz, Samuel C. Lefkowitz and Benjamin Brenner; Terminal Projects, Inc., by Harold Dublirer, Helen Neugewirtz and Ernest Fleischmann; Austin Theatre Corp., New York, by Anne Y. Handel, J. Charles Zimmerman and Manuel C. Barbarisi, and Trichrome, Inc., New York, to produce color film, by Lincoln Epworth, David Lazarus and Thomas J. Irving.

Buys Into Detroit Spot

DETROIT, May 18.—Wes Schram, owner of the Bijou, has purchased the 50 per cent interest of Gus Coplan in the Columbia and will operate it with Louis Goldberg, holder of the other 50 per cent. Ben Wachnansy will manage both houses, which are competitive Monroe avenue grinds.

Name Assistant Manager

SALEM, Mass., May 18.—Jack Foster, formerly assistant manager at the Federal and later manager of the Empire, has been named assistant manager at the Plaza.

Out Hollywood Way

HOLLYWOOD, May 18. — WILLIAM WELLMAN back after a Honolulu vacation. . . . WALTER PLUNKETT, costume designer, to New York after finishing work on "Mary of Scotland." . . . JOHN SPEAKS in from a vacation in Nevada. . . . The WELDON HEYBURNS honeymooning in Coronado. . . MARLENE DIETRICH, CHARLES BOYER and the rest of the Selznick "Garden of Allah" company back from location near Yuma.

HARRY SHERMAN starts today on "Heart of the West," last of the Hopalong Cassidy series for this season. HOWARD BRETHERTON will direct. . . . JOHN DUCASSE SCHULZE signed for the art direction of "The Last of the Mohicans" for Reliance. . . . JOE EGLI, Paramount casting head, back from an eight-week vacation. . . RAOUL WALSH and FRANCES FARMER down with influenza, and WALTER WANGER holding "Spendthrift" until WALSH returns. . . . CHARLES BOYER entertaining his mother, Mme. Rossignol, visiting from France.

BARBARA JACQUES succeeds ISABEL STEIN as LINDSLEY PARSON'S secretary at Republic, MISS STEIN going the honeymoon way. . . . JOHN LEROY JOHNSTON declares he is not the J. LEROY JOHNSON who is a candidate for delegate to the Republican national convention. . . . JACK VOTION gets a new one-year Paramount contract. . . . LUCIEN BALLARD, first cameraman, gets a new Columbia contract. . . . "Opera vs. Jazz" set as the next GLADYS SWARTHOUT film for Paramount, with GEORGE RAFT opposite. Production starts June 1, FREDERICK HAZLITT BRENNAN finishishing the screenplay.

Radio set to start "Mummy's Boys" May 27 if ROBERT WOOLSEY recovers in time. . . . BING CROSBY accepts summer invitation from MAYOR G. G. MCGEER of Vancouver, B. C. . . . FRED MACMURRAY recovering from a throat attack on location at Gallup, N. M. . . . AL DUBIN vacationing at Vancouver. . WILLIAM SHEA host to VIRGINIA WEIDLER and "Girl of the Ozarks" company to celebrate her rise to star position and his to director. . . . Universal signs MORRIE RYSKIND as a writer, director and producer.

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Casting—RICARDO CORTEZ signed for lead in Universal's "Postal Inspector.". . . JAMES BOYD, JAMES ELLISON and GEORGE HAYES in HARRY SHERMAN'S "Heart of the West.". . . GUY KIBBEE and SYBIL JASON in "Way for a Pirate;" Warners. . . . PATRICK KNOWLES, HENRY STEPHENSON in "Sweet Aloes," same studio. . . . MORONI OLSEN and BETTY GRABLE in "Mummy's Boys," Radio. . . . ADOLPHE MENJOU cast for "Wives Never Know," Paramount. . . . EDWARD STANLEY, AL HERMAN, WILLIAM WORTHINGTON in "San Francisco Night," Columbia.

TED HEALY, borrowed from M-G-M, and PATSY KELLY, borrowed from Roach, ALICE FAYE, GREGORY RATOFF, cast in "Sing, Baby, Sing," for Twentieth Century-Fox. . . . FRANK MORGAN in "Dimples," same studio. . . . LIONEL BELMORE, HUGH BUCKLER, PHILLIP REED, WILL STANTON in "The Last of the Mohicans," Reliance. . . . RICHARD CARLE and IRVING BACON in "Arizona Raider," Paramount. . . ROBERT CUMMINGS cast for "Lady Be Careful," same studio. . . . JEAN ARTHUR to star in Columbia's "Purple and Fine Linen," magazine story by MAY EDGINTON . . . WADE BOTELER and LLOYD INGRAHAM in "Marry the Girl," Radio. . . . HENRIETTA WEAVER to make Warner debut in "China Clipper.". . . HALLIWELL HOBBES and MIKI MORITA in WALTER WANGER'S "Spendthrift."

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Writers—VIOLA ROBERTS SHORE working on script of "Broadway Afternoon," and GILBERT GABRIEL on "I, James Lewis," both for Paramount. . . . MAURICE O'NEILL signs RUSSELL GLEASON for a series of eight comedy adventure stories. . . . VICTOR YOUNG and SAM COSLOW writing theme song for HARRY SHERMAN'S "Heart of the West.". . . ROY WEBB writing the music for "Mummy's Boys," Radio.

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Story Purchases—Universal buys screen rights to "Class Prophecy," *McCall Magazine* story by ELEANORE GRIFFIN.

Theatre Patrons Elect

NEW HAVEN, May 18. — Theatre Patrons, Inc., elected Dr. Mark A. May, executive director of the Yale Institute of Human Relations, as president, at the first meeting of stockholders.

Vice-president is Mrs. Wilder Tileston, head of the film study movement here; secretary, C. P. Ives, *Journal-Courier* editor, and treasurer, Jack W. Schaefer, *Theatre News* editor. Directors are: Dr. May, Mrs. Tileston, Mrs. Anna M. Connor and Jack Schaefer. An augmented board of directors will be elected at the next stockholders' meeting in June.

Dubinskys to Build

KANSAS CITY, May 18.—Dubinsky Brothers will build a new theatre at Leavenworth, Kan., where they operate the present three houses, some time this summer, Ed Dubinsky said this week.

The house will be a duplicate of the Capitol at Jefferson City, Mo., which Dubinsky built at an approximate cost of $60,000 last Spring.

Dubinskys have controlled the situation in Leavenworth for some time. They operate the Orpheum, Lyceum and Strand there, with a combined seating capacity of 2,350.

Moore Gets Story Job

HOLLYWOOD, May 18. — Louis F. Moore has replaced Milton Schwartz as head of the story department at the Western Ave. studios of Twentieth Century-Fox. Schwartz, who resigned last week has made no announcement as to his future plans.

Pick Southern Managers

NEW ORLEANS, May 18. — Roth Hooks has been named manager of the recently opened Palace at Aliceville, Ala., and S. A. Hines has been put in charge of the new house at Winnfield, La., by O. K. Smith, the operator.

"Brown Eyes," Show $14,800 Omaha Bet

OMAHA, May 18. — "Big Brown Eyes," with Dave Apollon's revue on the stage built to a strong $14,800 at the Orpheum for the week. This was over par by $4,400.

"Sutter's Gold" and "Next Time We Love" skimmed over average with $5,100 at the Omaha, and "Special Investigator" and "Brides Are Like That" went $400 over the line on a take of $3,900 at the Brandeis.

Total first run business was $23,800. Average is $18,900.

Estimated takings:

Week Ending May 13:

"SPECIAL INVESTIGATOR" (Radio)
"BRIDES ARE LIKE THAT" (F.N.)
BRANDEIS—(1,200), 25c-35c-40c, 7 days. **Gross:** $3,900. (Average, $3,500)

"SUTTER'S GOLD" (Univ.)
"NEXT TIME WE LOVE" (Univ.)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $5,100. (Average, $5,000)

Week Ending May 14:

"BIG BROWN EYES" (Para.)
ORPHEUM—(3,000), 35c-55c, 7 days. Stage: Dave Apollon and International Varieties. **Gross:** $14,800. (Average, $10,400)

Auditorium Control Set

KANSAS CITY, May 18.—A new city department is being created here for the Municipal Auditorium. The ordinance gives the director, who has a salary of $6,000 per year, supervisory and managerial control, with authority to sign rental contracts, collect rents, etc. George L. Goldman is director. Clarence R. Mook is superintendent at a salary of $3,000. Five assistant superintendents will draw $2,400 a year each; a utility man, $1,620; clerk, $1,620.

Boston's Duals Spread

BOSTON, May 18.—Even the Fine Arts Theatre has gone over to double features. The RKO Boston also joined the double-standard bookers this week when first run vaudeville was shelved for the summer months, leaving the Metropolitan and the 15c-25c E. M. Loew Gayety the Hub's only stage show standbys. Keith's Memorial is at present the only spot using singles, and this situation frequently reverts to doubles.

To Call Kansas Session

KANSAS CITY, May 18.—A special session to submit the social security amendment to the state constitution will be called sometime in July by Gov. Alf M. Landon. The amendment then will be submitted to the voters in November.

Governor Landon indicated he knew of no other subjects the legislature will take up, but that it can consider and pass any it likes.

Takes Frisco Theatre

SAN FRANCISCO, May 18.—Irving Ackerman, who operates the Casino, will take over the President within 30 days. The President, 1,400-seat house, will be extensively remodeled, and will be a subsequent run. It has been closed for more than a year.

Seattle Races Banned

SEATTLE, May 18.—Local exhibitors this week sighed a sigh of relief when the City Council ruled against granting of a license to a group of promotors who would sponsor nightly midget automobile races.

2nd Annual SHOW OF SHOWMANSHIP

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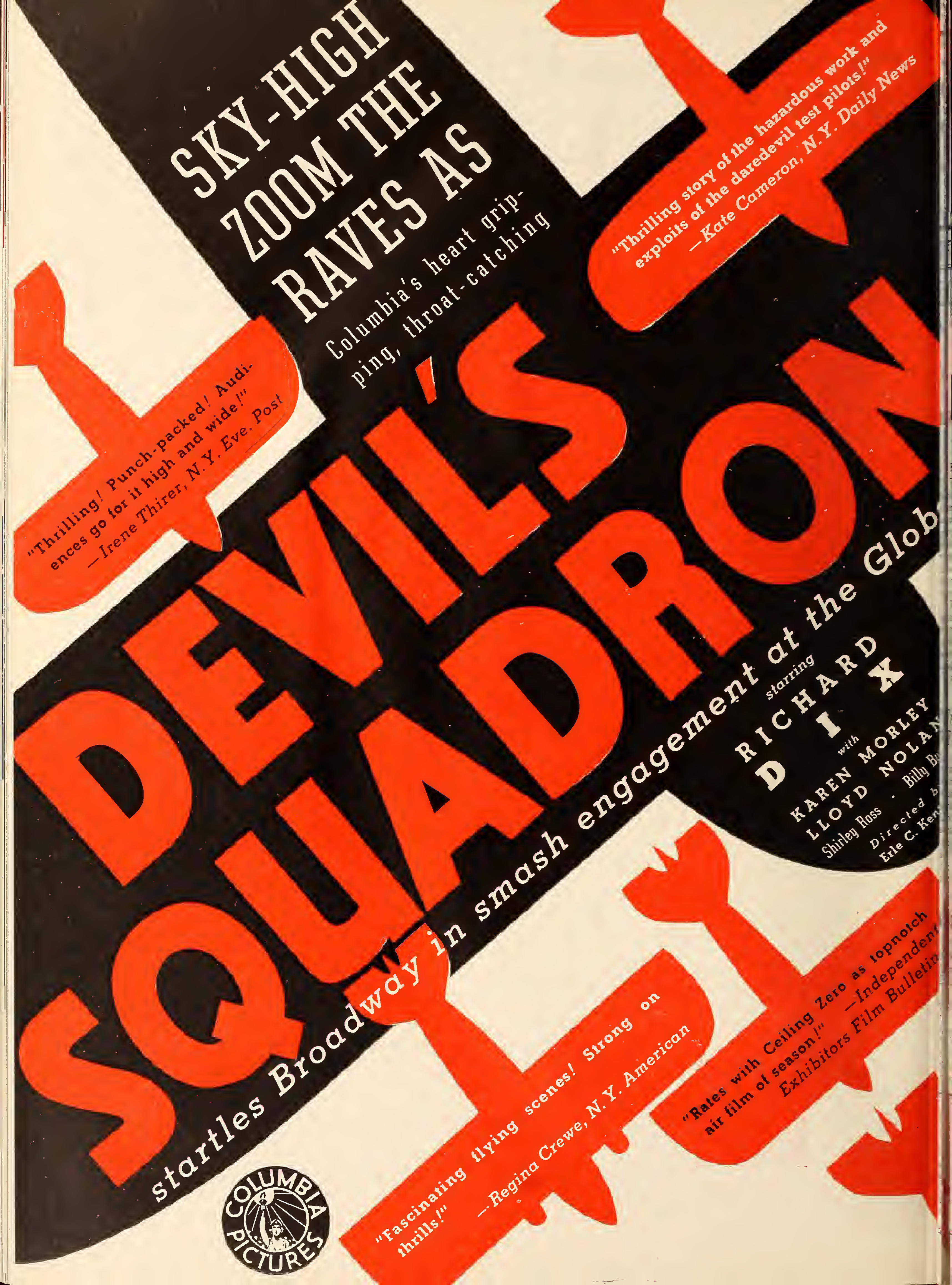

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Columbia's heart gripping, throat-catching

DEVIL'S SQUADRON

startles Broadway in smash engagement at the Glob

starring

RICHARD DIX

with

KAREN MORLEY

LLOYD NOLAN

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Directed by Erle C. Ken

"Thrilling! Punch-packed! Audiences go for it high and wide!" —Irene Thirer, N.Y. Eve. Post

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"Rates with Ceiling Zero as topnotch air film of season!" —Independen Exhibitors Film Bulleti

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OL. 39. NO. 119 NEW YORK, WEDNESDAY, MAY 20, 1936 TEN CENTS

Chimp Steals The Show at Sales Exhibit

howmanship Display on For Four-Day Stand

By CHARLES S. AARONSON

The big town's impresarios in the
t and profession of selling entertain-
ent to the public at large almost
animously reverted to ancestor wor-
ip yesterday, as a smart little chimp
ho, fortunately, did not resemble
yone too closely, practically stole
e Show of Showmanship, which
arted its four-day lesson in how it
ould be done.

The show was the second annual
thering of exploitation exhibits,
onsored by *Motion Picture Herald*
d the Managers' Round Table Club,
d the vociferous leader of the Club
ck, A-Mike Vogel, was reduced to
state of unaccustomed silence and

(Continued on page 6)

riedl, Ludwig Here For Para. Conference

J. J. Friedl and L. J. Ludwig,
aramount theatre operators in
inneapolis, and A. H. Blank and
alph Branton, partners in the opera-
n of the circuit's theatres in Iowa
d Illinois, arrive in town today for
me office conferences on new prod-
t buys.

Y. Frank Freeman, theatre head,
ft yesterday for Atlanta. John
rd, who was recently delegated by

(Continued on page 4)

pril Admission Tax Rises to $1,266,425

WASHINGTON, May 19.—April col-
ctions from the admission tax were
.266,425, compared with $1,255,393
March and $1,157,970 in April,
35, according to figures made pub-
today by the Internal Revenue Bu-
au.

Receipts from admissions during the
st four months of the current year
ached $5,386,350, the bureau re-
orted.

He's an Admiral

J. K. Emmett, manager of the Capitol, who is recuperating from a major operation at the Doctors' Hospital, was informed yesterday of his appointment as admiral in the Nebraska navy.

Hot Spell Cuts Takes in Spite of Outstanding Hits

First touches of summer weather with the resulting outdoor competition sent grosses skidding in 17 of the 29 key cities reporting to MOTION PICTURE DAILY for the week ending May 8-15. As a result, the total was $1,565,050.

This was $18,915 under the previous week, and was the continuance of a spring decline which followed a pickup for the week ending April 16-17, in spite of the fact that several big pictures—"Mr. Deeds Goes to Town," "Under Two Flags," "The Great Ziegfeld" and "The Ex-Mrs. Bradford" — are rolling up huge grosses right across the country.

The decline for the week ending May 8-15 was widely scattered, being reported from Boston, Cincinnati, Detroit, Houston, Kansas City, Lincoln, Los Angeles, Milwaukee, Minneapolis, Montreal, New Haven, New York, Omaha, Pittsburgh, Providence, St. Louis and Washington.

Balancing these to some extent were slight gains in Buffalo, Chicago, Cleveland, Denver, Indianapolis, Louisville, Oklahoma City, Philadelphia, Portland, San Francisco and Seattle. [Comparative tabulation will be found on page 8.]

Report a $50,000 Offer for Allied

Allied States would receive $50,000 from Chesterfield and Invincible in return for a guarantee of 3,000 playdates for the companies' new season output under a proposal discussed with Allied leaders at the Warwick yesterday.

George Batcheller, Chesterfield president, and Edward Golden, sales representative for the company, could not be reached for comment. An Allied official described the report as "premature."

Allied States' leaders will wind up their meeting here today with the completion of final arrangements for the organization's national convention, to be held at the Hollenden Hotel, Cleveland, June 3 to 5.

George W. Weeks, G. B. sales manager; Edward Golden of Chesterfield-

(Continued on page 7)

Warners Deny Plan For Poster Rentals

A. W. Schwalberg, head of exchange operations for Warners, yesterday denied reports the company would offer its advertising material on a rental basis, starting June 2.

Following a meeting of its emergency committee, the National Poster Service Ass'n. has decided to hold a second convention this year. The first was held April 18 in Chicago. The second is tentatively set for Cleveland on June 2-3 at a hotel to be designated later. With 44 members in the organization, it is planned to admit new units which will bring the total to around 70.

The Cleveland session is being timed to take place with Allied's convention. Allied's support to fight the Paramount rental plan will be solicited, it was stated yesterday by an executive

(Continued on page 7)

See June Hearing In Sale Tax Case

Indications are that the Appellate Division will hear the United Artists appeal from the city's ruling holding film rentals to be subject to the two per cent city sales tax within three weeks. Attorneys for the distributor who had planned to ask that the hearing be set for June 15 in making a motion for a preference for the case on the court's calendar, decided yesterday to advance the date and will probably ask that it be set for June 8. The motion for a preference is returnable May 29.

Final briefs on the appeal and the record of the hearings conducted by the city last winter were filed with the Appellate Division yesterday.

20th-Fox to Pace in World Market—Kent

LONDON, May 9.—Speaking at the Savoy Hotel banquet which concluded the Twentieth Century-Fox sales convention, Sidney R. Kent declared that only one company in the business was doing a greater volume of world business and that he expected Twentieth Century-Fox to pass it within 18 months. He did not specify the other.

Saying that Twentieth Century-Fox was in "a very fine financial condition," Kent said the fact that it was back on a dividend-paying basis was due to the work of Joseph M. Schenck and Darryl F. Zanuck.

Under production arrangements being discussed, said Kent, Twentieth Century-Fox would have nine British pictures in the next year, each costing between £50,000 and £100,000.

Aim 5 for This Market

LONDON, May 9.—If five of Twentieth Century-Fox's proposed nine or

(Continued on page 4)

Columbia to Grant Trade Concessions

MPTOA Group Assured Company Cooperation

Assurances of Columbia's cooperation in drafting new season sales policies which will be as nearly in accord as possible with the M.P.T.O.A.'s 10-point trade practice program were given the exhibitor organization's committee yesterday.

The meeting with Columbia was the fourth to be held by the M.P.T.O.A. trade practice committee with a national distributor. Meetings are scheduled for this morning with Republic and for this afternoon with M-G-M. The next meeting will probably be with United Artists and may be held tomorrow or Friday.

The exhibitor committee consisting of O. C. Lam, L. C. Griffith, Charles E. Williams, Lewen Pizor and Ed Kuykendall issued a statement following yesterday's meeting which said that despite the fact that "no definite

(Continued on page 4)

Technicolor Decides On Plant Expansion

Expansion of the Technicolor plant in Hollywood to double its present size to take care of increased color work was decided upon at the company's annual directors' meeting yesterday.

The present officers were reelected.

"U" Convention Set Back to June 15-17

The Universal sales convention has been moved back from June 1-3 to June 15-17. The Astor will be the meeting place of Universal men not only from the exchanges, but from all of the company's domestic and foreign offices as well.

Sound Sleeper

Hollywood, May 19. —It took a burglar to prove that a dog with brains isn't necessarily a good watch dog.

While Lee Duncan and his famous dog, Rin Tin Tin, Jr., slept calmly the other night a prowler went through the Duncan house and took about $500 worth of clothing, jewelry and silver.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 20, 1936 No. 119

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1. *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trb 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Consolidated to Pay

Consolidated Film Industries has declared a dividend of 25 cents a share on account of accumulations on the $2 cumulative preferred stock, payable July 1. A similar amount was paid April 1, at which time arrears on the B stock were $4.50 a share.

Cullman Issues Denial

Denial was made yesterday by Howard S. Cullman, trustee at the Roxy, that he would succeed Victor F. Ridder as administrator of the WPA here. Cullman stated he had not been offered the post and if he had been he would have turned it down.

Warner Directors Meet

Warners board of directors yesterday held a monthly meeting at the home office which was described as "routine." Morris Wolff of Philadelphia, a member of the board, also attended.

Parsons in New Post

HOLLYWOOD, May 19.—Lindsley Parsons, Republic publicity director, was today made story supervisor and assistant to Sol C. Siegel, executive in charge of westerns, serials and action pictures at the studio.

Insiders' Outlook

By RED KANN

Comment upon published comment, mostly, but not entirely, anti:

Frank S. Nugent, alert film critic and commentator in *The New York Times*:

> "Sometimes we wonder just how important the movie stars are. Offhand, there does not seem to be any denying their hold on producer, exhibitor and spectator. . . . The more you contemplate the Hollywood firmament, the more you sense that the leading stars are held in their place by the slender, almost invisible strings of featured players. There are few, indeed, of the luminaries who are capable of carrying a picture alone; there are half a dozen others who can pull it along with the aid of a co-star. But the majority depend even more, perhaps, than they realize upon the efficiency of the great unsung whose names rarely appear on the marquees and seldom above fourth or fifth place on the casting sheets."

▼

We can supply Nugent with some data. We can tell him, for instance, that his wonder may cease, for the stars—we mean the real ones—as a group are the industry's richest asset. The reason for it is simple enough: they furnish the lure that sells the tickets that return the profits that keep producer, distributor and exhibitor in business and thus give fellows like Nugent and us, if *The Times* has no objection, something to write about. With all of the tyranny their power permits them to impose, recognizing the almost complete subservience of the producer to their demands, acknowledging the drain inflicted by the pseudo-stars who profit, parasite-like, by the star system of which they are the far less illustrious part—the personality boys and girls, nevertheless, make this business swing merrily on its orbit. This is a trade made up of personalities, developed, nursed and fawned upon by the public, and the producer is merely the guy who delivers what's ordered. . . .

▼

Featured players, of course, support the starring institution and often, indeed, make suckers of it. But for Nugent to declare that the leading stars are "held in their place by the slender, almost invisible strings of featured players" seems to be stretching an idea far beyond the confines of the facts. Garbo has been doing very well and that goes for Laughton, Shearer, Shirley Temple, Freddie March, Claudette Colbert and a few others. Few luminaries are capable of carrying a picture alone, it is true; others do need co-stars, while still others lean on their support. What Nugent did not mention was the fact that, once "the great unsung whose names rarely appear on the marquee" find themselves sung about they join the company of those same stars they have been supporting. There isn't a producer in Hollywood who won't jump at half a star to make him a full one. . . .

▼ ▼

Joe Schenck, in a London press interview:

> "Big hits are not made by design. With a good story and a good producer and cast you can ensure a good picture, but you cannot definitely say it is going to be a hit."

How true, how true! A quick appraisal of any given year in Hollywood—you name it—demonstrates the point to those who may have their doubts.

More from Schenck:

> "The chief trouble is a good story. Stories don't grow on trees. I am reminded of the story of a man who wanted an evening at cards. A friend told him there was only one gambling house and that was crooked. 'Well,' he said, 'if that's the only one, I'll have to go there.'
>
> "If the top stories aren't there, you have to use what you can get."

That is, if you have to gamble or if you have to meet a certain commitment in number of pictures. But suppose you don't have to gamble or don't have to make as many pictures as all major producers are told they have to by their sales managers? The story might then be different. . . .

▼ ▼

John McManus, manager of Loew's Midland, Kansas City, to Landon Laird, photoplay editor of that city's *Star*:

> "They would come in the front door and, if the door to Aisle Two was open, they could see the picture ["Small Town Girl"] on the screen from a point well out in the lobby. If [Robert] Taylor was acting, the girls, particularly those around the high school or college age, would gasp, flutter, put their hands to their throat and go through performances such as I never saw before in my life. I couldn't take it."

To that, McManus further remarked he had seen nothing like such feminine swooning since the first Gable frenzy sent American womanhood sighing several years ago.

One of these minutes, detail of the Kansas City phenomena will reach Hollywood, then Taylor's agent who will, no doubt, tell Taylor about it; thereafter, the time will be short ere it filters into the M-G-M studio.

This is a first-class instance of how $5,000-a-week contracts are born. . . .

▼ ▼

Daniel Frohman, dean of Broadway's theatrical producers, on the status of the drama:

> "Shakespeare wrote long soliloquies and speeches in his plays for a good reason. There were about 9,000,000 people in Great Britain then and many of them could not read. They had to see the play and to hear the beauty of the poet's lines spoken. Now we can all read and in the plays we see we want action, movement and not the story."

Mr. Frohman, perhaps. But certainly he is not speaking for some millions, including us, who continue to believe the play's—and the story's—the thing. Action and movement is it? To what end either or both without reason, which is another way of saying the story? . . .

▼ ▼

General Theatre Equipment, Inc., once had a potential value hitting close to $300,000,000. In receivership, its assets were sold in Wilmington on Monday for $4,039,367 and the sale did not even engage the attention of those whose business took them through the corridors of the Delaware courthouse that day. Ten thousand shares of the Ashcraft Automatic Arc Co. went under the hammer for $1.40.

The typewriter accidentally slipped a second ago and pounded out:

The gory that once was.

What we meant was the glory that once was. . . .

FitzPatrick Closes Deal with Nathanson

James A. FitzPatrick has concluded a deal with N. L. Nathanson for the distribution in Canada of the 12 features he plans to produce in England. FitzPatrick returned from Toronto yesterday after conferring with Nathanson.

Harry H. Thomas has the American distribution rights to the dozen features. M-G-M will release them in England and U. A. in a number of other foreign countries.

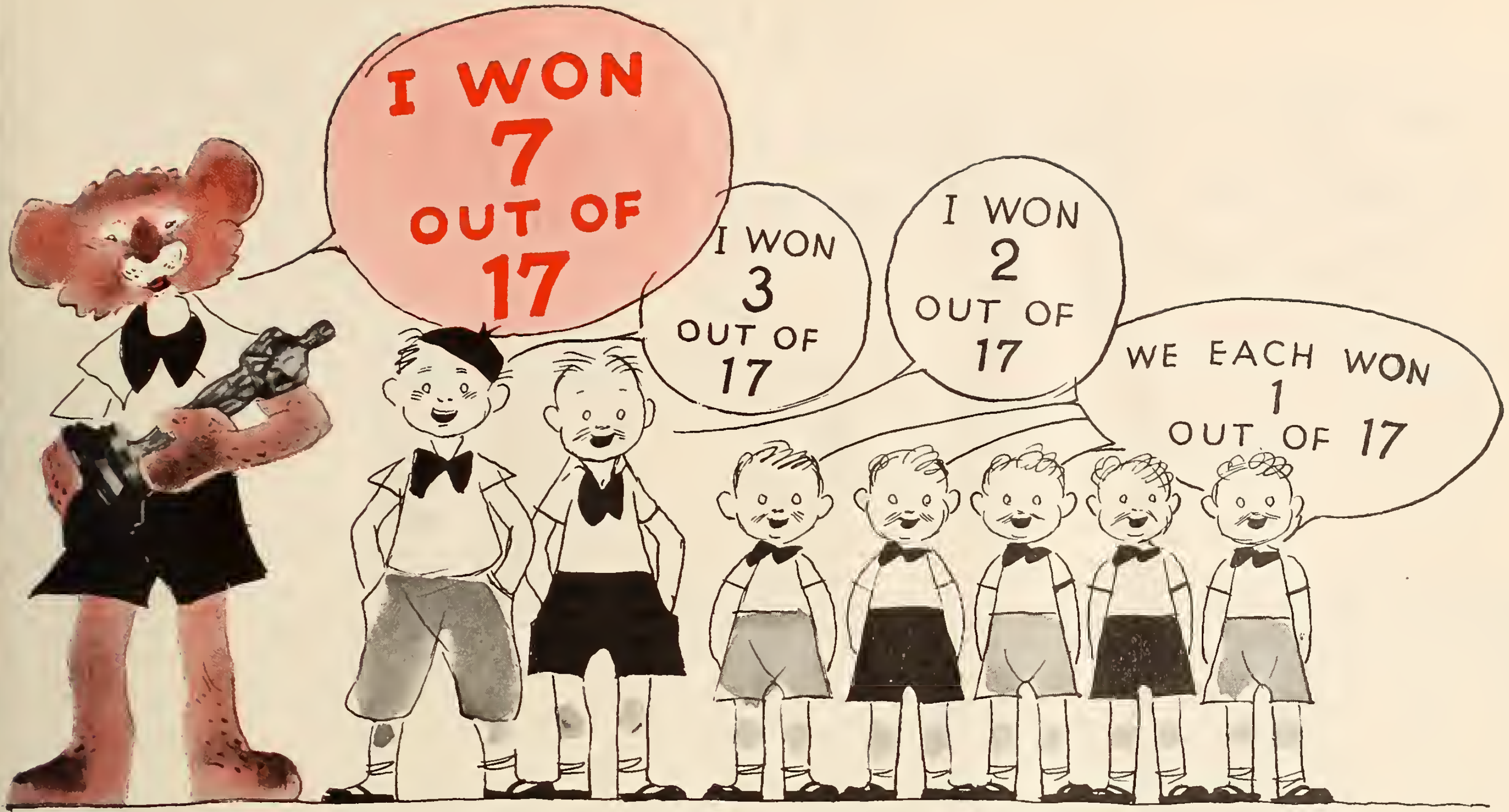
FitzPatrick will sail on May 28 for England on the *Berengaria*. With him will be Sinclair Manson, production manager.

G. B. Men Arriving

G. B. conventioneers are beginning to arrive for the company's sales convention to be held at the Warwick beginning Friday. Among the arrivals are Kenneth Hodkinson of the San Francisco exchange, Reg Wilson, Cincinnati; John Scully, Boston, and Paul de Outo of the Los Angeles branch.

Bloom to Columbia

Ben Bloom, former assistant to the general manager at Irving Berlin, Inc., will enter production via Columbia. He leaves for the coast June 1.



(Leo Jr. towers over all other companies in the Short Subject test!)

NOW YOU KNOW WHICH SHORTS TO BUY FOR THE NEXT SEASON!

The results of the biggest theatre-voting contest ever conducted on Shorts of All Companies show that M-G-M won first place in 7 out of 17 classifications. By exhibitor opinion M-G-M Shorts are bringing the real business to the box-office, as shown in the Annual Survey of the Jay Emanuel Publications:

BEST 2-REEL COMEDY: "Our Gang Follies of 1936."
(Next Season Hal Roach will make the "Our Gang" Series in One Reel Each.)

BEST 2-REEL DRAMATIC: "The Perfect Tribute."
(Next Season you'll get similiar Chic Sale Subjects in M-G-M 1-Reel Miniatures.)

BEST 2-REEL COLOR MUSICAL: "Pirate Party on Catalina."
(Next Season M-G-M will make musicals in 1 and 2 Reels.)

BEST 1-REEL COMEDY: "How To Sleep."
(Next Season Robert Benchley will continue in M-G-M 1-Reel Miniatures.)

BEST 1-REEL NOVELTY: "Audioscopiks."
(Next Season you'll get more 1-Reel novelties in Pete Smith's Specialties.)

BEST 1-REEL SPORT: "Football Teamwork."
(Next Season Pete Smith Specialties bring you equally great 1-Reel sport films.)

BEST 1-REEL COLOR TRAVEL: "Beautiful Banff and Lake Louise."
(Next Season the Fitzpatrick Technicolor Traveltalks will top his best.)

Columbia to Grant Trade Concessions

(*Continued from page* 1)

decision as to the extent of cancellations" which would be allowed by Columbia under new season contracts, the committee felt "assured that it would get the fullest cooperation" from that company. The exhibitor program proposes a 20 per cent cancellation privilege.

Abe Montague, Columbia sales manager, told the committee that the company was working on what was described as a "decentralization of policies," under which division and branch managers were being given more latitude for action on problems involving the company's product which arise locally. This policy is taken as an indication that Columbia is prepared to support the exhibitor-distributor proposal for the formation of local conciliation boards to hear and treat trade practice problems in each exchange center. The effectiveness of these boards is said to depend to a large extent upon local representatives of the distributors being authorized to act for their companies when complaints involving them are presented for conciliation.

In addition to Montague, Columbia was represented at the meeting by Rube Jackter and Joseph McConville.

Jack Miller, a sixth member of the exhibitor committee, arrived from Chicago last night to be on hand for today's meetings.

Friedl, Ludwig Here For Para. Conference

(*Continued from page* 1)

Joseph P. Kennedy to make a theatre survey for Paramount, has returned from Atlanta where he spent a day. Ford owns 50 per cent of the Paramount houses in Maine and New Hampshire, controlled by Olympia Theatres which is owned 100 per cent by Paramount.

Robert Wilby was in town from Atlanta last week buying furniture for his new home.

Ziegfeld Injunction Decision Reserved

Judge Patterson has reserved decision on an application for an injunction against the showing of "The Great Ziegfeld" filed by William P. Coffey, administrator for the estate of the producer, who is said to have died insolvent.

M-G-M, against which the action is directed, characterizes it as a "black-jack" effort and states that it paid Billie Burke, another film company and the Shuberts in full for the rights to the use of the material in the current film.

Hearst Permit Granted

SACRAMENTO, May 19.—Hearst Radio and King Features Syndicate have qualified with the Secretary of State to do business in California. John Francis Neyland, an attorney, will be the agent working out of San Francisco. Both companies have been incorporated in New York.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Fury"

(*M-G-M*)

HOLLYWOOD, May 19.—With mass hysteria as its main theme, this film emerges as a heavy drama, too grim for acceptance by most audiences as entertainment. Though presented with unquestioned sincerity and an effort to treat all angles fairly, the story will hardly appeal to shoppers for a pleasant evening.

Spencer Tracy, while journeying to meet his fiancee, Sylvia Sidney, is picked up by Edward Ellis, a sheriff, on suspicion of being a kidnapper. When the town learns the reason for the prisoner's detention, Bruce Cabot and others organize a mob, storm the jail and set it afire when they are unable to unlock Tracy's cell. After hours of torture, Tracy, believed dead, escapes, rejoining his brothers, Frank Albertson and George Walcott, intent on securing vengeance against his torturers. Through Albertson and Walcott he manages to have 20 of the mob indicted for his murder. District Attorney Walter Abel has built a strong case against the defendants and is about to secure convictions when Miss Sidney, learning Tracy still lives, persuades him to appear and end the matter.

Fritz Lang's direction of these incidents ranges from forceful to indifferent. His screen play, written in collaboration with Bartlett Cormack from Norman Krasna's story, is too superficial to serve as effective propaganda.

All the cast performances are excellent, with Walter Brennan, Howard Hickman and Morgan Wallace best supplementing the sterling work of the top members. The Joseph Mankiewicz production is good.

Exhibitors should play this one with a light supporting program.

Production Code Seal, No. 2,229. Running time, 90 minutes. "A."

Looking 'Em Over

"Cloistered"

(*Best Film Co.*)

Produced in France by Pathe Cinema, this is strictly a documentary film, a record of the life of the women in a cloistered convent, and pretends to be nothing more. However, in its very simplicity, its stark sincerity, it presents to the eye of the layman an amazing story, detailing the manner in which these hundreds of women give themselves utterly to the church, completely renouncing the outside life, hearing nothing of it, and never seeing it.

The film was made with the cooperation and necessary permission of the authorities of the Catholic Church and is said to be the first picture so made. Obviously complete camera and sound crews entered the precincts of the convent, and there filmed the entire life of the inhabitants. The picture was made in the Motherhouse of Good Shepherd Cloistered Convent at Angers, France. The meaning of the word "cloistered" in relation to a convent refers to the completely segregated life of the group.

The value of the film from the standpoint of exhibition is necessarily problematical. For Catholic audiences it should be of unquestioned interest, as well as for all enlightened and intelligent patrons, who herein are given an opportunity to see behind the walls of a form of religious fervor and faith which seems hardly possible in the light of modern civilized activity. The general average theatre use of the film is still another question.

The picture, which was directed by Robert Alexandre, and contains an explanatory narration in English by Rev. Father Matthew Kelly, opens with the application of a girl for admission to the convent. From that point is told in pictures of the work and prayer which occupy the women, nuns, penitents and Magdalene Sisters, three separate groups which never see each other. Of almost dramatic intensity are the scenes of investiture in the chapel.

Reviewed without production code seal. Running time, 65 minutes. "G."

Powell Regains Voice

HOLLYWOOD, May 19.—Dick Powell has recovered the use of his voice after a siege of laryngitis.

Shapiro World Manager

Irvin Shapiro has been named general manager of the recently formed World Pictures Corp.

Demurrer Overruled In Kansas Tax Suit

KANSAS CITY, May 19.—The Kansas Supreme Court has sustained an order of the Shawnee County (Topeka) District Court in which the latter overruled a demurrer by the Ohio Casualty Co. to the petition of the Kansas Amusement Co.

The amusement concern, which owns the State building at Topeka, a Fox Midwest property, wrote a check to J. A. Eddy, Shawnee County treasurer, in December, 1931, in payment of taxes on the building.

The International Mortgage Trust Co., Topeka, on which the check was drawn, went into bankruptcy in Feb., 1932. Eddy had not cashed the check and in order to prevent the sale of the building for taxes, the Kansas Amusement Co. later had to pay the $1,732 a second time.

The amusement company then sued Eddy and Ohio Casualty, which carried the bond on Eddy, to recover the amount, charging Eddy with negligence in not cashing the check in more than two months. Eddy claimed he came to the check in the ordinary routine of business.

Ohio Casualty demurred to the petion on grounds it did not show sufficient cause for action and that no such action could be brought because of the statute of limitations.

The State has been dark for some time.

20th-Fox to Pace in World Market—Kent

(*Continued from page* 1)

10 quota pictures emerge as suitable for American distribution " we shall consider ourselves fortunate," Joseph M. Schenck declared here in a press interview. He sails for New York on the *Normandie* Wednesday.

Following "The Sport of Kings," first to be made by New World Pictures, Ltd., which Robert T. Kane heads, the company will produce "Broken Road" by A. E. W. Mason and "If Winter Comes," by A. M. Hutchinson. The latter was made some years ago by Fox.

Plan Party for Emanuel

PHILADELPHIA, May 19. — Jay Emanuel will be guest of honor at a farewell party prior to his departure for a month's vacation in Europe. The party will be held June 1 at the Warwick Hotel. Frank McNamee of the RKO exchange heads the committee on arrangements.

Joseph Has Anniversary

NEW HAVEN, May 19.—Morris Joseph, manager of the Universal exchange here, celebrates this week the 22nd anniversary of his appointment to the local "U" post.

London Sees "Adverse"

LONDON, May 19.—Warners staged a preview of "Anthony Adverse" tonight at the Cambridge for the trade press and exhibitors.

Flash Preview

"She Knew What She Wanted."—An English production adapted from the musical comedy "Funny Face," this offers much humor of the distinctively British type.

This film will be reviewed in full in a coming issue of MOTION PICTURE DAILY.

"TIME MARCHES ON!"
—Boake Carter
CBS
TIME MARCHES ON* . . . . . ARNOLD keeps pace!
TIME MARCHES ON!
"Time Marches On" with INTERNATIONAL TRUCKS
Chamber of Commerce Put on "March of Time" Event
TIME MARCHES ON paper!
TIME MARCHES ON! and a new revolutionary clock stands out above all others
TIME MARCHES ON
TIME MARCHES ON
Tomorrow...New Styles, New Weaves, New Fabrics
MEN'S SUITS That Set a New Standard of Value Here
$18.75
SPECIAL TOPCOAT SELLING
$17.75
$23.75
SCENES AT GREENHOUSE TO BE IN LOCAL FILM
Chamber of Commerce News-Carnival May 1, Is Now Being Filmed.
"Living Newspaper"
MARCH OF TIME
TIME-MARCHES ON
MASSACHUSETTS
TIME MARCHES ON TO 2036
"the last word!"
"YOWSA! TIME MARCHES ON!"
—Bernie
NBC
"TIME STAGGERS ON!"
—Allen
"BENNY MARCHES ON!"
THE MARCH OF TIME
RELEASED BY RKO RADIO PICTURES
PRODUCED BY THE EDITORS OF TIME

FAME

THE MARCH OF TIME in your theater each month adds to your bill one of the best known names in the United States today. Mass appeal? Note that Ringling Brothers-Barnum and Bailey this season added a new MARCH OF TIME clown act. That radio's biggest personalities—Benny, Allen, Bernie and Boake Carter—continuously parody the characteristic MARCH OF TIME tempo and phraseology. International Harvester, Hammermill Paper capitalize on its importance with the public in their extensive advertising in national publications. In Congress "Time Marches On" titles a speech, is reprinted, distributed to thousands of voters.

From civic pageants to clothing stores "Time Marches On" (sometimes in a manner not as dignified or appropriate as we should like*). Today it has become a byword with millions. In your theatre it thrills your audience, makes them think, feel, and talk about your show. Be sure that THE MARCH OF TIME—the most inexpensive Big Name you can buy—appears on your marquee once each month.

**Most startling is "Time Marches On" on the letterhead of a middle western mortician.*

Chimp Steals The Show at Sales Exhibit

(Continued from page 1)

exhaustion by the end of a day of handshaking and general excitement.

They came, they saw, and they were conquered by displays which ranged from a well-bronzed Tarzan swinging from the "limb" of a "tree" to a bathing beauty in blonde tresses and bathing suit, all wrapped up in a slicker which looked like cellophane, and perhaps it was. When the rain started to beat against the windows of the 30th floor of the RKO Bldg., headquarters of Quigley Publications and of the Show of Showmanship, it was an open question for a while as to who would be able to persuade the girl to part with the slicker just long enough to permit someone to go out for lunch without getting any wetter than he deserved. When the skies cleared, she still had her slicker, which is reported just by way of keeping the record straight.

A "Kiltie" on Hand

For an idea of how to sell "Mary of Scotland" RKO came into sight in the afternoon with an elderly Scotchman. He must have been, since he wore the traditional kilts and spats and socks and beribboned cap, and other things which completely pass the New York ken.

During the morning Martin Quigley presented honorable mention certificates for campaigns submitted in the Round Table exploitation contest for April. The recipients of the sheepskins—and a few well-chosen words, were: Paul Binstock, of the Republic in Brooklyn, for his campaign on "Follow the Fleet"; Louis Fishkin, of the Commodore in Brooklyn, of the Randforce unit, for his job on "Modern Times," and Al Weiss, manager, and Carl Fishman, publicity man, of Loew's Oriental, also of Brooklyn, for their exploitation of "Robin Hood of El Dorado."

It was the greatest day Brooklyn has had since it joined the rest of New York City and began to elect aldermen.

Whole Zoo from M-G-M

Most of the crowd which moved in and out all day—to disturb the complacency of the RKO Bldg. elevator operators—gave considerable attention to the M-G-M display, the temporary home of the chimp, which, by the way, wore pink bloomers, the latest type of chimpanzee negligee. M-G-M had a well-stuffed set of animals, including Tarzan out on a limb again, consisting of Leo, the lion, a tiger, three chimps which refused to pay any attention to their living model, and considerable foliage. Everything in the display, including Tarzan, was in restless animation.

This display was under the general direction of its big boss, Capt. Volney Phifer, to whom the Show of Showmanship was merely a four-night stand, prior to a tour of the country in behalf of the new Tarzan series. Other displays, in addition to the United Artists slicker girl and a miniature merry-go-round on U. A. present and planned product, plus the Radio Scotchman, were drawing attention to the films of Columbia Twentieth Century-Fox and Educational, March of Time, Loew's, Paramount, G. B., RKO Theatres, Universal, Warner Pictures and Warner Theatres and Republic.

On tables about the room reposed the (by afternoon) well-thumbed campaigns of the winners of the 1935-36 monthly Quigley Awards, which included the work of showmen from al parts of this country, and from Canada, England, France, India, the Philippines, South Africa, Italy, Spain South America and all points west.

The selling forces began to arrive early, even before the debris of hecti hours of preparation had been completely swept away. Reports vary, bu it was quite definitely ascertained tha A-Mike Vogel caught very little sleep Monday night, and Gertrude Merriam, his constantly active assistant caught even less. That they did a good job was the general consensu of opinion.

Almost the first to arrive was a group of managers from the Randforce circuit, en masse, and all from Brooklyn. Throughout the day to advertising and publicity executive appeared, while the register of managers from the metropolitan area became filled to overflowing.

Kuykendall Attends

He would not admit it, but it wa rumored Earl Carroll came over t find out how it should be done. Whe Ed Kuykendall, president of th M.P.T.O.A., arrived in the afternoon having taken a respite from trad practice discussions, he had a bit o difficulty making up his mind whethe to go first to the Show of Showmanship or visit around. He finally decided on the show, since that closed for the day at 6 o'clock.

With Kuykendall was L. C. Griffith head of the Griffith Bros. circuit, wh was down from his headquarters i Oklahoma City. Present and accounted for at various times in the day—and some may not be accounted fo—were: Joe Vogel and Oscar Doo of Loew's, Y. Frank Freeman, hea of Paramount theatres; S. Barre McCormick of RKO; Nate Blumberg RKO theatre operator, and Domini F. Barreca, Loew's Brooklyn divisio manager.

Among others were: Monroe Greenthal, director of United Artists advertising and publicity; Charles McCarthy, Twentieth Century-Fo director of advertising, publicity an exploitation; Arch Reeve, advertisin manager for Twentieth Century-Fox Sam Dembow, Morton Van Praag and George Dembow, of Nationa Screen Service; Fred McConnell c

Showmanship Show Is On

1935-1936
MONTHLY
QUIGLEY AWARDS

Martin Quigley greets theatre men. Left to right: Carl Fischman, publicist, and Al Weiss, manager of Loew's Oriental, Brooklyn; Quigley; Louis Fishkin, manager, Commodore, Brooklyn; and Paul Binstock, manager, Republic Theatre, Brooklyn

REPUBLIC THEATRE
Paul Binstock
Manager

Randforce circuit turns out its managerial crew en masse. Group inspecting exhibits at Show of Showmanship.

MONTHLY
QUIGLEY AWARDS

Long shot of one of the theatre groups which found the exhibit of interest yesterday. Many men stayed for hours.

World's End

The world practically came to an end along about midnight Monday, during the feverish hours of preparation for the Show of Showmanship, which opened yesterday morning. When Al Sindlinger, exploitation director of the March of Time, arrived with his display, he discovered to his dismay that the large-sized globe would not fit through the door. The best brains were brought into action, with the result that the "world" was taken apart to make it fit.

Chimp Steals Show At Sales Exhibit

(Continued from preceding page)

olumbia; Charles Casanave, Amer-an Display Co.; Ed Finney, director advertising and publicity for Re-ublic; Leon Bamberger of RKO; rwin Zeltner of Loew's; Alec Moss, aramount; Lee Balsly, Twentieth entury-Fox; Ernest Emerling of oew's, and Les Whelan of Twen-eth Century-Fox; Gordon S. White, rector of advertising and publicity Educational; Truman H. Talley, eneral manager of Fox Movietone ews; and Harold Danson of Para-ount.

Varners Deny Plan For Poster Rentals

(Continued from page 1)

ember of the National Poster Service ss'n.

Local independent circuit heads are udying Paramount's new plan to fer advertising material on a rental asis beginning June 1. Complete cts concerning the new plan have ot been given to the theatre men, ence no opinions could be obtained hether or not they would go for it.

Bridgeport Talking Club

Bridgeport, May 19.—Theatre men re are considering the organization a Variety Club. If the unit is rmed it will be the first in the state.

Joe Vogel of Loew's, John J. O'Con-or and Nate J. Blumberg of RKO, drop for a looksee.

Purely Personal

James A. Fitzpatrick talks over production matters with Sinclair Manson, his new production assistant, at the Tavern. Paul Greenhalgh, Herb Miller, Floyd Stone and Charles Mersereau grouped at a table which has all the earmarks of a Jay Emanuel conclave. Al Friedlander and William Fitelson in a serious conversation. The Brandts, Harry and William at one of the far end tables with Edward Rugoff. Harry Thomas, Budd Rogers and Jack Hoffberg discussing the independent field. Jack Cohn, Abe Montague, Lou Jackter and Lou Weinberg trying to map out the Columbia convention date, Montague insisting he hasn't decided yet. All indications point to a coast conclave unless Harry Cohn vetoes the plan. Ed Moray and Robert Cobb, Republic men from Boston, getting the lowdown from J. J. Milstein, E. H. Goldstein and Edward Schnitzer. Harry Arthur is surrounded by Nate J. Blumberg and John O'Connor and when Cohn gets through with his repast he moves over to Arthur and engages him in a protracted confab. Ed Kuykendall leaves L. C. Griffith and Lewen Pizor for an appointment. Jack Schlaifer and John Nolan are hidden away at one of the rear tables. Al Hovel, Edward Goldstein and Mitchell Klupt occupy the Drifters' Table and are later joined by Thomas. Charles Moses enters late, but has a lot of fun without eating. Charles Reagan and Harry Ross pore over figures at one of the side tables. Irving Mills and William McCaffery discuss music. The meetings start breaking up at around 2:15, following which "Toots" Shor gives a sigh of relief and talks about the new ticker which is being installed.

•

Jerome Saffron, who started the Columbia-FWC product deal on the coast several weeks ago, resumed with L. J. McCarthy, Ed Zabel, Aubrey Schenck *and* George Balsdon at Lindy's yesterday. Charles Haring, Louis Blumenthal and Jack Shapiro huddle in a corner, while at another table Joe Seidelman and Abe Schneider talk Columbia matters. Walter Gould tries to find room at the table where Emanuel Silverstone is seated with Morris Kinzler and Sam Rinzler, but it's no go and he sits at an adjoining spot. Charles Rosenzweig meets some of his friends and Dave Miller, assistant to Pete Smith, brings in two guests and parks in one of the booths. Harry Rathner comes in late and is lucky to get a table by the window where he can enjoy the rain.

All photographs made by Cosmo-Silco

Pre-release

Morris Kinzler to Sam Rinzler at Lindy's yesterday: "How's business?"

"We've had a tough summer," Rinzler retorted.

Walter Reade and his partner Leo Justin have been hearing so much about the Four-Star Bar that they decided to give it a try yesterday.

•

Mervyn LeRoy and his wife, the former Doris Warner, will arrive tomorrow from Europe on the *Conte di Savoia*, planning to spend several days in New York before going on to Hollywood. Ernst Lubitsch will arrive on the same boat.

•

Morris Gest, Sam Shipman, Brock Pemberton, Arnold Van Leer, Georgie Price, Elias Sugarman, Arthur Loew, S. Jay Kaufman, Dave Blum, Mort Spring and John Shubert were spotted at various tables at Sardi's.

•

Florence Britton, ingenue in "A Private Affair," is under close scrutiny of several talent scouts. On the hunt for new faces, opinion appears to be Miss Britton has one.

•

Rex Ingram, who plays "de Lawd" in Warners' "Green Pastures," paid a visit to the home office advertising and publicity department yesterday.

•

Jesse Lasky arrives today on the coast. He was in New York about a week. John C. Flinn is planning to leave for Hollywood in a few days.

•

George Skouras and William T. Powers lunched at the Astor, mingling with the meal legal matters pertaining to Skouras Theatres.

•

John L. Day, Jr., Paramount general manager in South America, will arrive in New York today on the *Western World*.

•

Kelcey Allen, critic of *Women's Wear*, is bound for Hollywood. Going to see what makes it tick.

•

J. L. Thornley, general manager of Paramount's Capitol in Melbourne. arrives today en route to England.

•

Helen Ferguson, coast publicity woman, reached town yesterday morning. She's stopping at the St. Moritz.

•

Ned E. Depinet did not return yesterday from the coast. Now due sometime next week.

•

Norman Bel Geddes back yesterday from a cruise to Mexico and Yucatan.

•

John D. Clark is expected in from the coast about Friday.

David L. Strumpf, art director; S. Barret McCormick, director of advertising and ublicity, and Lou E. Gaudreau, purchasing agent of Radio Pictures, in front of heir own exhibit.

Report a $50,000 Offer for Allied

(Continued from page 1)

Invincible, and P. S. Harrison were added to the list of convention speakers yesterday. William F. Rodgers, M-G-M sales manager, is also scheduled to address the session. H. M. Richey, a director of Allied, said that the meeting would be a "buyers' convention" and that all distribution classifications—major, independent and foreign—would have a representative on the program. Richey said that 7,500 convention programs were mailed to exhibitors yesterday and that a drive to obtain representative exhibitor attendance would continue up to the time of the convention.

Nathan Yamins, Allied president; Aaron Saperstein of Chicago, Sidney Samuelson and Richey comprised the Allied convention workers in meeting here. Saperstein returned to Chicago yesterday.

Nova Scotia Unit Formed

Halifax, N.S., May 19.—Independent exhibitors of the Province of Nova Scotia have organized the Allied Exhibitors Ass'n. of Nova Scotia, which is concentrating its attention on a move to secure a reduction in the amusements tax.

Officers of the association were elected as follows: President, A. J. Mason, Springfield; vice-president, R. J. Macadam, Halifax; secretary-treasurer, T. J. Courtney, Halifax; directors, W. H. Cuzner, Sydney Mines; N. W. Mason, New Glasgow; S. M. Bartling, Liverpool, and Myer Herschorn, Halifax. Among this number is one mayor, N. W. Mason of the Roseland, New Glasgow, while another, S. M. Bartling, proprietor of the Astor at Liverpool, is a member of the provincial legislature and magistrate of the town.

Governors Aiding in Rogers Fund Drive

The governors of more than a dozen states have stated that they will issue official proclamations calling for the observance of Will Rogers' Memorial Fund Drive Week which will open on Friday and will continue until May 28.

The proclamations will recognize the beneficial influence of Will Rogers on the lives of his fellow men and will call upon the citizenry to support the drive which will perpetuate in substantial and useful form the memory of the humorist.

Plan Rogers Fund Show

Des Moines, May 19.—Lou Elman, local RKO exchange manager and general chairman of the Will Rogers Memorial Fund drive in Iowa, is cooperating with A. H. Blank, head of Tri-States Theatres and a member of the fund exhibitor committee, in an elaborate midnight stage show at the Paramount May 23, the proceeds of which are to go toward the fund

Ruff Is Dinner Guest

Portland, Me., May 19.—Edward Ruff, former Paramount exchange manager, was tendered a dinner by associates before leaving for Boston to head the Paramount offices there. Ruff was presented a silver humidor and a wardrobe trunk. J. H. Stevens takes over Ruff's former post.

Michigan Giveaway Fight May Be Ended

Detroit, May 19.—The campaign to prevent the use of Screeno, Bank Night and other cash giveaways, which has been waged by Allied of Michigan, will be dropped, it was reported following a meeting of the board of directors. It is said that several members felt they needed to use the games to combat the buying power of Co-Operative and the hold which circuits, chiefly United Detroit Theatres, are gaining on the neighborhood situations.

There is a belief that Allied still frowns on the use of the games, but will not take an active part in preventing their use as it has in the past, notably in the case of the injunctions which were obtained against the Jacob Schreiber houses using them.

Schreiber's appeal on local court rulings against the use of cash prizes is still pending before the State Supreme Court and a ruling is expected soon.

Many exhibitors who have hesitated about using the games during the active Allied campaign against them are said to be getting ready to start them.

Houston Bank Night Agreement

Houston, May 19.—Upon agreement of R. J. O'Donnell, general manager of the Interstate Theatres, Inc., and Mike Rice, counsel for Affiliated Enterprises, licensers of Bank Night, that they would comply with the regulations set down by State's Attorney McCraw, District Attorney K. C. Barkley in Houston said today that the practice may be continued at Houston Interstate theatres.

The terms are that there shall be no more matinee registrations for night drawings, the registration book shall be carried to the foyer so that free registrations may be made, and loudspeakers shall be installed on the sidewalks to announce the number drawn.

City Manager E. E. Collins said today Bank Night will continue at the downtown Kirby, and suburban Delman, Tower and North Main.

Wm. Neblett Sees a Disbarment Move

Los Angeles, May 19.—William H. Neblett, attorney for T. L. Tally and Corbar Corp. in the Fox West Coast bankruptcy actions, issued a statement today saying that he understands that the State Bar Assn. will attempt to disbar him for his activities in the case. He claims that the move has been instigated by a group of lawyers involved as defendants.

"I refuse to be intimidated by these acts," said Neblett, "and shall proceed with all dispatch in taking an appeal from Judge Fee's decision."

Germany Bars "Garcia"

Berlin, May 19.—"A Message to Garcia" has been barred by the Ministry of Press and Propaganda because one of the characters portrayed a German acting as a spy for the Spanish Government.

Clark Replaces Connaty

Boston, May 19.—Edward Connaty, assistant manager of the Metropolitan, has resigned. John D. Clark has succeeded to the post.

Hot Spell Cuts Takes in Spite of Outstanding Hits

Comparative grosses for the latest available periods:

	Week Ending May 7-8		*Week Ending April 30-May 1*	
	No. Theatres	*Gross*	*No. Theatres*	*Gross*
Boston	7	$ 89,500	7	$109,000
Buffalo	6	40,700	6	40,600
Chicago	9	130,700	9	122,800
Cincinnati	9	51,350	9	69,400
Cleveland	6	69,250	6	66,750
Denver	6	41,000	7	30,000
Detroit	6	69,700	6	77,900
Houston	4	26,500	4	28,900
Indianapolis	4	28,300	4	24,120
Kansas City	5	36,700	5	37,600
Lincoln	5	9,900	5	12,550
Los Angeles	11	94,000	11	88,100
Louisville	7	28,300	7	23,500
Milwaukee	5	27,700	5	23,400
Minneapolis	5	25,500	5	27,500
Montreal	6	47,500	6	54,000
New Haven	4	20,900	4	27,800
New York	10	201,200	10	204,225
Oklahoma City	4	16,600	4	14,650
Omaha	3	18,600	3	19,950
Philadelphia	10	97,900	10	96,300
Pittsburgh	6	38,700	6	44,800
Portland	5	40,000	5	29,700
Providence	5	38,600	5	42,500
San Francisco	10	98,800	10	76,400
St. Louis	5	45,550	7	59,000
St. Paul	5	17,500	5	17,500
Seattle	7	31,100	7	30,400
Washington	7	83,000	8	84,600
	182	$1,565,050	186	$1,583,945

Key city grosses from September to the last week in April:

	No. Theatres	*Gross*
Sept. 26-27	164	$1,655,050
Oct. 3-4	178	1,572,310
Oct. 10-11	178	1,452,499
Oct. 17-18	178	1,563,750
Oct. 24-25	180	1,534,575
Oct. 31-Nov. 1	186	1,544,724
Nov. 7-8	185	1,545,710
Nov. 14-15	183	1,722,305
Nov. 21-22	181	1,578,550
Nov. 28-29	181	1,593,860
Dec. 5-6	183	1,766,910
Dec. 12-13	180	1,434,785
Dec. 19-20	171	1,321,385
Dec. 26-27	175	1,228,199
Jan. 2-3	179	1,918,729
Jan. 9-10	179	1,901,455
Jan. 16-17	176	1,722,400
Jan. 23-24	173	1,539,065
Jan. 30-31	177	1,515,300
Feb. 6-7	168	1,591,350
Feb. 13-14	174	1,680,180
Feb. 20-21	175	1,558,185
Feb. 27-28	178	1,777,650
Mar. 5-6	179	1,689,550
Mar. 12-13	181	1,761,547
Mar. 19-20	174	1,502,583
Mar. 26-27	172	1,521,800
Apr. 2-3	174	1,373,875
Apr. 9-10	177	1,354,624
Apr. 16-17	180	1,732,100
Apr. 23-24	179	1,703,822
Apr. 30-May 1	186	1,583,945
May 8-15	182	1,565,050

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Levy Gets Poland Post

N. L. Manheim, Universal export manager, has named William Levy as manager of the company's office in Poland. Levy returned from Java last year.

Friedland Recovering

Anatole Friedland, stage producer, is recovering at the Mount Sinai from an operation resulting in the removal of a leg.

John J. Brennan Dead

Boston, May 19.—John J. Brennan, brother of Joseph H. Brennan, business manager of M. P. T. O. A., is dead. Funeral will be held tomorrow at St. Gabriel's Monastery.

Mrs. Kay to Run House

Moville, Ia., May 19.—Mrs. Phil Kay, widow of the manager of the Iowa, says she will continue operation of the house.

Taxes Confirmed by Canadian Commons

Ottawa, May 19.—With the Liberals holding a substantial majority of seats in the Canadian House of Commons, the budget resolutions of Charles Dunning, Minister of Finance, were adopted by a one-sided vote, thus confirming the new excise and tariff measures.

These provide for the free entry into Canada of educational films of all sizes; five per cent excise tax on payments to foreign companies for imported films; an approximate two per cent increase in the corporation income tax, and an increase from six to eight per cent in the sales tax.

"Rainy Afternooon" $21,000 at Rivoli

"One Rainy Afternoon" tallied about $21,000 during its first week's run at the Rivoli. The Rialto with "Abdul the Damned" and the Canzoneri-McLarnin fight pictures garnered approximately $7,500.

The Center, which closed last night for the summer, fared badly with "And So They Were Married," getting less than $5,000 for the week. The Paramount, on the first week of "The Moon's Our Home," ended with about $31,000. Ray Noble and his orchestra were the stage attraction.

Giveaways Before ITOA

Decision of District Attorney Samuel J. Foley in the Bronx to discontinue his campaign against games provided exhibitors played them in accordance with the law will be the principal topic at the regular I.T.O.A. meeting at the Astor today. Labor also will be discussed.

Goldwyn Recovering

Samuel Goldwyn, recuperating at the Doctors' Hospital from the effects of an operation for intestinal toxemia, is on the road to rapid recovery.

Wall Street

Board Losses Range From ⅛ to 5

	High	Low	Close	Net Change
Columbia, vtc	33	31¾	31¾	—2
Consolidated	5⅜	5¼	5¼	— ⅛
Consolidated, pfd	17½	17½	17½	— ½
Eastman	162¼	162	162¼	—1¼
K.-A.-O.. pfd	86	85	86	—5
Loew's, Inc.	47¼	45½	45½	—1¾
Loew's, Inc., pfd.	107	107	107	....
Paramount	8¾	8⅝	8¾	— ⅛
Paramount 1 pfd.	69	68½	68½	—1½
Paramount 2 pfd.	9⅞	9⅝	9⅝	— ¼
Pathe Film	9	8⅝	8⅞	.....
RKO	6	5⅞	5⅞	— ¼
20th Century-Fox.	24⅛	24	24	— ⅞
20th Century, pfd.	33¾	33½	33½	—1¼
Warner Bros.	9⅝	9⅜	9½	— ¼

Technicolor Off Most on Curb

	High	Low	Close	Net Change
Sonotone	2⅝	2⅝	2⅝	.....
Technicolor	30¼	29	29	—1⅜
Trans-Lux	4½	4⅜	4⅜	— ⅛

Bonds Suffer Losses

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	25	25	25	— ⅛
General Theatre Equip. 6s '40 ctf	25⅞	24¼	24¼	—1¼
Keith B. F. 6s '46	93⅜	93⅜	93⅜	— ⅛
Loew's 6s '41 ww deb rights	97⅞	97⅜	97⅜	— ⅜
Paramount Pict. 6s '55	90	89¾	90	.....
Warner Bros. 6s '39 wd	91¾	90⅝	90⅝	—1⅝

(Quotations at close of May 19)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

OL. 39. NO. 120 NEW YORK, THURSDAY, MAY 21, 1936 TEN CENTS

Score Charge Cut by Metro Held Possible

Republic Will Cooperate with the MPTOA

The hope that M-G-M will effect me modification of its policy on the llection of score charges next seaon is held by the M. P. T. O. A. ade practice committee as a result f its meeting yesterday with sales eads of the company.

In a statement issued following the I-G-M meeting, Ed Kuykendall, M. . T. O. A. president, said that score charges were discussed at ngth and we feel definitely hopeul of an understanding as to this." le added that the distributor "is in ccord as to the removal of certain estrictions on the exercising of canellations but we did not arrive at ne exact amount of the cancellations be granted. Inasmuch as Metro ave us such assurances we feel that e are making definite progress," uykendall's statement concluded.

The meeting was held with Al ichtman, special assistant to Nichos M. Schenck; William F. Rodgers, I-G-M sales manager; T. J. Conors and E. M. Saunders, division anagers. On the exhibitor commite were Kuykendall, L. C. Griffith, . C. Lam, Charles E. Williams, Jack

(Continued on page 8)

Showmen's Show in Active Second Day

Between the skirling of the bagipe of the Scotchman and the phoographic reproduction of numbers rom a picture or two, and the emhatic objections of the chimp to both, he, second annual Show of Shownanship had a busy second day of its our-day session yesterday at the Quigley Publications offices in the RKO Bldg.

Innumerable theatre managers and xploitation men from the metropolian district continued to arrive hroughout the day, while advertising

(Cantinued on page 8)

Spitz Absent, Fox Met. Post Unfilled

Due to absence from the city of eo Spitz, president of RKO, action n a successor to Herbert Bayard wope was deferred yesterday by the oard of Metropolitan Playhouses. It s likely that Spitz will be named to

(Cantinued on page 6)

ITOA to Take Its Grievances Before U. S. Attorney General

Irked over alleged malpractices reported in the local territory and getting no favorable response to its offers to the M. P. T. O. A. to sit in on the trade practice conferences now being held with major distributors, the I. T. O. A. yesterday named a committee of four to go to Washington and register a complaint with Attorney General Homer S. Cummings.

The committee appointed comprises Harry Brandt, president of the unit; Jack Hattem, John Benas and Maurice Fleischman. No date has been set for the capital trip.

Pointed out at the session at the Hotel Astor yesterday was the grievance of one exhibitor, operating a 300-seat house, who was asked to pay $500 for film. A number of other instances were cited where the small theatre owner cannot get product, it was stated.

Although a resolution was passed condemning Paramount's plan to rent advertising material, the members did not take it seriously, it was said after the meeting. Reports on the Joseph law and labor also were made.

Harvey Gibson on Paramount Board

Harvey D. Gibson, president of the Manufacturers' Trust Co., was elected to the board of directors of Paramount Pictures, Inc., yesterday to fill a vacancy created by the resignation of Percy H. Johnston, chairman of the board of Chemical Bank & Trust Co. Johnston was serving a three-year term expiring in June, 1938.

Manufacturers' Trust Co. was one of a group of 13 banks which, in 1932, refinanced Paramount to the extent of an $11,600,000 credit. Un-

(Continued on page 8)

Poster Service Men May Handle Trailers

Negotiations are reported under way whereby members of the National Poster Service Ass'n will handle the distribution and sales for Theatre Trailer Co., of which Michael Hoffman is president. The trailer firm

(Cantinued on page 6)

No Portal Deal as Kent, Schenck Sail

By BRUCE ALLAN

London, May 20.—Sidney R. Kent, president, and Joseph M. Schenck, chairman of the board, of Twentieth Century-Fox, left here for New York today on the *Berengaria* and *Normandie* without having completed a production deal with the English interests headed by Lord Portal. The two executives were reported earlier this week as discussing such a deal.

In a statement issued following the departure of Kent earlier in the day,

(Continued on page 8)

Warner-Schine Deal Set on Entire List

Warners have closed a deal with the Schine circuit of 65 houses for the entire 1936-'37 list of Warner, First National and Cosmopolitan features, and the Vitaphone shorts. The Schine group has 25 houses in Al-

(Cantinued on page 8)

French Trend to Socialism Is Threat to Film Industry

The possibility that films may come under the direct control of the Government in France as a result of the Leftist landslide in the recent elections for the Chamber of Deputies, is seen by Paul Faure, general secretary of the Socialist Party, *Motion Picture Herald* will say today in an article from Pierre Autre, Paris correspondent.

In an interview in the fan magazine, *Cinemonde,* Faure declared it is the aim of the party to make a national institution of the film industry. The Socialist program calls for the management by the state of all industry. Faure was quoted as saying, "It is impossible for a Government which wants to induct a new kind of policy to leave a medium of propaganda as strong as the cinema in the hands of groups which may have interests contrary to those of the Government."

He pointed out that although the Government under such circumstances

(Cantinued on page 6)

Allied Closes Chesterfield Playdate Deal

Pact Set by Golden and Exhibitor Leaders

Playing time support in an estimated 4,000 independent theatres is to be given to Chesterfield-Invincible pictures next season under an agreement completed by those companies yesterday with Allied States, national independent exhibitor organization.

Completion of the arrangements by Edward Golden, sales representative for the two companies, and an Allied arrangements committee at the Warwick Hotel, confirms Motion Picture Daily's exclusive report yesterday of the producer-exhibitor alliance.

A joint announcement of the plan indicates a partnership basis in back of it, as it is described by Nathan Yamins, Allied president, as "the introduction into the field of a ninth major company." The joint statement, however, adds that "it is not prompted by any desire to make money out of production. Rather, it is the desire to give to the exhibitor more product of a quality that he can with pride present to his public."

The statement sets forth that the move is regarded by the organizations

(Continued on page 8)

G. B., 125 Strong, ConvenesTomorrow

George W. Weeks, general sales manager of G. B., did some lightning calculation yesterday afternoon and figured delegates to the company's three-day sales convention which begins at the Hotel Warwick tomorrow will total 125. The number will include home office executives as well as district and branch managers and salesmen from all American offices.

Present will be Jeffrey Bernerd, general manager of distribution in England; Arthur A. Lee, vice-president of the American company; C. M.

(Cantinued on page 6)

Foley Asks Ending Of Bank Night Case

Following the recent ruling handed down by District Attorney Samuel J. Foley that he would not prosecute games provided they are played within the law, Assistant District Attorney Stanton of the Bronx yester-

(Cantinued on page 6)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 21, 1936 No. 120

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: 4 Golden Square, London, W, 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Gov. Lehman Urges Aid to Rogers Fund

ALBANY, May 20.—Governor Herbert Lehman today added his voice to those of other governors who have urged support for the Will Rogers Memorial Fund Drive to be held May 22-28.

Regarding the establishment of the Will Rogers Memorial Hospital at Saranac Lake, Governor Lehman said:

"There could not possibly be a more fitting memorial to his name and I urge all of our citizens to join in this tribute."

Proclaims Rogers Week

JEFFERSON CITY, Mo., May 20.—Gov. Guy B. Park has issued a proclamation designating the week of May 22 to 28 as Will Rogers Week in the state, calling on the public to join in the tribute.

BEACH HOME
For Rent—Furnished. Ocean front home between Atlantic Beach Club and Long Beach. Four bedrooms, sun decks. For appointments phone Wm. L. Lally, L.B.-2153; J. M. Jerauld, Circle 7-3100.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Love Begins at Twenty"

(*First National*)

HOLLYWOOD, May 20.—A succession of domestic comedy situations which furnishes good family type of entertainment. The story is principally Hugh Herbert's, giving him the opportunity to indulge in a quick-paced series of his familiar character antics.

Herbert, a hard-working, small town citizen, lives in constant terror of his domineering wife, Dorothy Vaughn, and his hard-boiled boss, Clarence Wilson. His one ambition is the successful promotion of the love affair between his daughter, Patricia Ellis, and Warren Hull.

In the course of events Herbert is robbed of some bonds by stick-up man Robert Gleckler, whereupon the henpecked, dishwashing victim imbibes freely of firewater provided by Hull. Attending a lodge meeting he again comes face to face with Gleckler, whose pal, Henry Otto, slips their loot in Herbert's pocket just as the cops raid the meeting looking for the crooks. They, and Herbert, are clapped in jail.

Herbert, placed in the same cell with Gleckler, goes to work on him and gives him a beating up. Gleckler confesses that he is a former sweetheart of Miss Vaughn—a man who has always been held up to Herbert as a model. About this point, Miss Vaughn experiences a change of heart and permits the marriage of Hull and Miss Ellis.

The film closes with a worm-turning finale in which Herbert is welcomed home as a hero and made a partner in Wilson's business.

The story is based on a play by Martin Flavin. Dalton Trumbo and Tom Reed did a script that is a catchy combination of laugh-provoking action and dialogue. The Frank McDonald direction establishes fun as the dominating quality and also permits nice contributions to the merriment by the minor characters: Hobart Cavanaugh, Arthur Aylesworth and Mary Treen. The show should click well in smaller houses.

Production Code Seal, No. 2,160. Running time, 58 minutes. "G."

"Educating Father"

(*Twentieth Century-Fox*)

HOLLYWOOD, May 20.—This second offering in the Jones family series is a pleasing comedy and should sustain interest despite its slight plot.

The action starts when Jed Prouty, head of the tribe, insists that his eldest son, Kenneth Howell, follow him in the drug business and abandon his own ideas to become a flier. When the boy disobeys and gets into trouble while flying the matter is made a serious issue. Howell promises to remain on the ground, but breaks his pledge to get Prouty back from a fishing trip in time to save the drug store lease.

Director James Tinling seems most interested in getting over the character portrayals and succeeds with the help of good performances from Shirley Deane, Spring Byington and Florence Roberts as the senior members of the family, and June Carlson, George Ernest and William Mahan as the juniors. Dixie Dunbar is effective as a sub-deb.

The screen play is an original by Katherine Kavanaugh, Edward T. Lowe and John Patrick. The Max Golden production is entirely suitable for smaller communities and neighborhoods at which the picture is aimed.

Production Code Seal, No. 2,233. Running time, 58 minutes. "G."

"It's Love Again," to be previewed at the Roxy tonight and opening generally Friday morning, was reviewed May 12.

"Three Wise Guys," opening at the Capitol tomorrow morning, was previewed from Hollywood May 7.

"Show Boat" holds over at the Music Hall, "The Moon's Our Home" at the Paramount, "One Rainy Afternoon" at the Rivoli and "The Great Ziegfeld," of course, at the Astor.

"Frankie and Johnnie" opens at the Globe Saturday morning. It was reviewed May 19.

Delay Warner Hearing

Hearing on a motion to examine officers and directors of Warners in connection with a bondholders' action brought by Clarence H. Morrow has been postponed until May 28. The hearing was scheduled for this week.

Son to D. O. Selznick

David O. Selznick and Mrs. Selznick are receiving congratulations on the birth of their second son.

Flash Preview

"Secret Patrol"—Another of the Royal Northwest Mounted Police stories with the usual plentiful supply of romance and action.

This film will be reviewed in full in a coming issue of MOTION PICTURE DAILY.

"Ziegfeld" Gets $17,400

"The Great Ziegfeld," in its sixth week at the Astor, tallied $17,400.

GTE Reorganization Approved by Court

WILMINGTON, Del., May 20.—Chancellor Josiah P. Wolcott in Chancery Court today approved the sale of assets of the receivership estate of General Theatres Equipment, Inc., which were sold to the reorganization committee on Monday for $4,039,367 and several other proposals at the same time.

These included a certificate of incorporation, the bylaws and transfer of assets to the new company; a trust indenture between the new company and the Commercial National Bank and Trust Co. of New York relating to $2,000,000 in five-year, five per cent convertible debentures which were proposed in the original reorganization plan; a $2,000,000 loan to the new company by Chase National Bank, which thus will participate in the reorganization, and the proposed escrow between the Chase institution, the new company and City Bank Farmers Trust Co., New York, escrow agents for the new company, relating to issuance of option warrants to be issued in the reorganization.

"Zombies" Campaign Reported Newark Hit

NEWARK, May 20.—The high-pressure campaign put on by Bob Ungerfeld for the run of "The Return of the Zombies" at the RKO Terminal clicked, the theatre management reported tonight. The local dailies went for some of the stunts which aroused public curiosity and, continued the theatre, reflected in the gross.

More Dates Set Up

The Rialto, New York, runs "Return of the Zombies" after "Dracula's Daughter," now current there. Si Fabian has booked the picture for Albany, Troy, Schenectady and Brooklyn and the Warner circuit for Paterson. The Ambassador, San Francisco, is another date.

Paramount-Fabian Upstate Pool Nears

Pooling arrangements between Paramount and Si Fabian at Middletown, N. Y., are expected to be set the end of the week. Indications are that Paramount may also pool at Newburgh with Eugene Levy.

Fabian has the State and Stratton, while Paramount operates the Paramount in Middletown. Levy owns the Ritz, Park and Cameo in Newburgh, while Paramount has the Broadway. The Cameo and Fabian's Stratton are closed.

Allows Skouras Claims

ST. LOUIS, May 20.—Referee in Bankruptcy Hope has allowed a claim of $20,000 against Skouras Brothers Enterprises, Inc., by the Middletown Realty Co., based on a sub-lease on an airdrome. Two other claims, one for $272,000 and the other for $6,715, have been withdrawn.

Protests Picture Ban

Guaranteed Pictures, American distributors of the French film "Jeanne," which stars Gaby Morley, are appealing to the Commissioner of Education at Albany the action of the New York state censor board in banning the film.

THE PICTURE OF THE WEEK

Presenting the 1935 Academy Award winner in her first role since capturing that coveted trophy,

BETTE DAVIS in "THE GOLDEN ARROW"

'hits the mark' in a swift-moving romantic comedy 'ideally suited' to its star's superb talents. Adapted from noted Michael Arlen's sensational play of Florida's frenzied socialites, and studded with sparkling performances by George Brent, Eugene Pallette, Dick Foran, Carol Hughes, Catherine Doucet, and Craig Reynolds, this film should easily attain the high grosses trade previewers have predicted for it. Directed by Alfred E. Green. A First National Picture. Released May 23rd.

PARAMOUNT COMES AC

Faster than the "HINDENBURG"

More thrilling than a trip on the "QUEEN MARY"

More romantic than a canoe and the GIRL OF YOUR DREAMS

AME

Paramount Pictures

OSS WITH A SOCKEROO!

"Will you marry me?"
"What? Before dinner?"

CA'S BOX-OFFICE ROYALTY

Carole Lombard and **Fred MacMurray**

"THE PRINCESS COMES ACROSS"

A Paramount Picture *with* Douglass Dumbrille, William Frawley · *Directed by* William K. Howard

G. B., 125 Strong, Convenes Tomorrow

(Continued from page 1)

White, assistant sales manager; James Campbell, head of the music department; A. P. Waxman, advertising counsel, and, of course, Weeks. Others will include Claude MacGowan, comptroller; Charles Leach, secretary; S. Schwengeler, Al Selig, Charles Garrett, William Berry, R. McGrath, J. O'Connor, H. William Fitelson, Bert Mayers, J. London and Peter Rosoff.

From the field:

Albany—Marcel Mekelburg, Carl Goe,

Atlanta—Scott E. Chesnutt, James H. Butner, Paul Bryan.

Boston—John Scully, Ben Rogers, Nathan Ross, Sam Levine.

Buffalo—George Rosenbaum, Amos Leonard, Jules Jasper.

Charlotte—F. E. Dyer, J. R. Kitchens.

Chicago—W. A. V. Mack, A. H. Fischer, Max Mazur, J. E. Armgardt.

Cincinnati—J. Reg Wilson, Herman L. Booth, Rudolph Knoepfle, Edward L. Brichette.

Cleveland—Harry Scott, J. E. Loeffler, George Davidson.

Dallas—J. L. Franconi, Ernest F. Stein, W. B. Wesley.

Des Moines—George Hartley, Robert Winnig.

Denver—Irving Jacobs, R. W. Selig.

Detroit—M. Harlan Starr, Fred Sturegess, Clive Waxman.

Indianapolis — Fred Wagoner, Sam Abrams.

Kansas City—Russell Borg, Guy Bradford, Howard Gould.

Los Angeles—Paul de Outo, C. F. Rose, M. J. McCarthy, W. Kofeldt.

Memphis—Glenn Calvert.

Milwaukee—W. R. Marshall, William Kent, Reuben Rosenblatt.

Minneapolis—Fred Abelson, Robert Abelson, Donald Conley.

New Haven—P. Sherman.

New Orleans—William Minder.

New York—Arthur Greenblatt, Irving Gumberg, Charles Penser, Irving Landes, Rudolph Bach, Ray Halpern, Sol Kravitz.

Oklahoma City—W. J. Cammer.

Omaha—Jack McCarty.

Philadelphia — Herbert Given, John Schaeffer, Jack Klein, Si Perlsweig.

Pittsburgh—Mark Goldman, Joseph Lefko. James Nash, George Wheeler.

Portland—Walter Wessling, Archie Holt.

St. Louis—J. M. Harris, Al Kent, T. M. Eckert.

Salt Lake City—A. Shepherd.

San Francisco—Kenneth Hodkinson, Jack Erickson, George Blumenthal.

Seattle—Jean Spear.

Washington—Joseph Kaliski, Milton Caplon, Robert Campbell.

The following delegation from Canada, headed by Oscar Hanson, head of Empire Films, Ltd., will also attend: A. W. Perry, general sales manager; William Marriott, publicity manager; Walter Kennedy, Frank Fisher, Archie Laurie, Toronto; Gerald Hoyt, branch manager, St. John; I. H. Allen, branch manager, Montreal; J. E. Archer, branch manager, Vancouver; J. Palansky, branch manager, Calgary; I. Coval, branch manager, Winnipeg.

Matthews Film at Roxy

"It's Love Again," latest starring Jessie Matthews, goes into the Roxy tomorrow while the G. B. delegates assemble for the first day of their three-day sales convention at the War-Warwick.

Poster Service Men May Handle Trailers

(Continued from page 1)

recently set up offices at 630 Ninth Ave. and has a library on all releases for the last two years.

Edmund Mantell, who operates the Ritz, Star, Art, Tiffany in the Bronx, and Stadium in Manhattan, is vice-president of the company.

◂ *Purely Personal* ▸

SAM HOROWITZ, mid-west division sales head for Republic, gathers with J. J. Milstein, E. H. Goldstein and Herman Gluckman at the Tavern yesterday for a quick bite. He left in the afternoon for Chicago, his home town. Meanwhile, the west is without a division head. Latest report is that one of the branch managers will be given the job next week. Max Roth, garbed in an aquamarine shirt and tie combination, is feting E. C. Grainger. Roth says he's here for pre-Columbia convention talks while Grainger claims Abe Montague's representative is trying to sell him film. Laurence Stallings, Truman Talley, Lowell Thomas, Ed Thorgersen and Lew Lehr are among the 10 Fox Movietone News-ites grouped at one of the center tables. Warren Doane, Harold Hopper, Joe Malcolm, Simon Schlussel and Lou Geller confer on independent production topics. Hopper states he'll return to the coast in a few days, while Doane has no idea when he'll be seeing Hollywood again. Walter Futter and Jack D. Trop are engaged in serious business, while Nate Blumberg, John O'Connor and Joe Vogel find theatre matters to talk about at another table. Al Hovel and Mitchell Klupt reminiscing, the latter recalling how he was a sports writer many years ago, and former Judge Hovel brings back his experiences as a baker's delivery boy. A. H. Schwartz, who comes over from Dinty Moore's, brags about his two-hour jockey feat in the morning at Cedarhurst, declaring he felt like a 16-year-old youngster. He also scotches the report that has him taking over operation of the Skouras houses in Long Island with the brief query "How can you stop reports from getting around?" Gregory Dickson and Ken O'Brien pay their weekly visit. Becoming more of a daily visiting team are Harry C. Arthur, Marco Wolff, Jack Partington, Irving Lesser and Hal Horne. No one can understand what Horne is trying to say. Joe Seidelman is around with a guest at one of the side tables. The red tie is a sure sign of a close summer. William German, Richard Brady and Al Friedman convene at one of the front tables, the usual meeting spot for this group. Al Friedlander shows up with "cheaters"—glasses to Klupt. Harry Thomas and Budd Rogers are talking and eating together until Jack Miller of Chicago breezes in and sits at their table. Jack Barnstyn is alone. Alec Moss' tan is so dark one can hardly recognize him under the amber lights. Nat Saland and William Hackel are kidding again. L. C. Griffith, William Fitelson are among the others. Bob Goldstein shows up late inquiring for Eddie Alperson, who isn't around.

•

Norman Moray has not decided yet on the number of shorts Warners will have next season. He's still conferring with Fred Jack and James Winn, division managers on the new lineup.

•

Ben Shlyen intends to leave for Kansas City over the week-end.

•

George J. Schaefer now expected from the coast tomorrow.

AUSTIN C. KEOUGH, Martin Quigley, Ed Raftery, Dennis O'Brien, C. C. Pettijohn, Jack Connolly, Gabriel Hess, Paul Lazarus, Leon Netter, Y. Frank Freeman, A. H. Blank and Ralph Branton among the diners at the Cinema Club at yesterday's lunch hour.

•

M. H. Aylesworth and Ed Kuykendall had membership applications, accompanied by the proper checks, accepted by the Cinema Club yesterday.

•

J. Cheever Cowdin and R. H. Cochrane plan to leave for the coast tomorrow for final production conferences with Charles R. Rogers in advance of Universal's annual sales meeting.

•

Phil Reisman, Herman Robbins, Sam Dembow, Frank Buck, Jack Cohn, Nate Spingold, M. H. Aylesworth and Sol Rosenblatt among those glimpsed at "21" yesterday.

•

Louis B. Mayer and J. Robert Rubin caught chatting in front of the State Bldg. yesterday afternoon. It looks as if L. B. will not return to the coast next week after all.

•

"Spanky" McFarland, quarantined at the Leland Hotel, Detroit, with the measles, will return to the coast without making a trip to New York when he recovers.

•

Arthur Horne, formerly at the New Haven office, has been transferred to the New York M-G-M sales force.

•

Ed Kuykendall, M. P. T. O. A. president, will be a luncheon guest at the G. B. sales convention at the Warwick Friday

•

David Wilentz, attorney general of New Jersey, will be the principal speaker at the Cheese Club next Monday.

•

Edna May Oliver, Mary Philbin and Dean and Mrs. Babbitt, the latter of the Sonotone Corp., sailed Tuesday on the *Europa*.

•

Dave Blum is celebrating the arrival of a baby girl at the Medical Center. The event took place Monday.

•

Si Fabian left for Albany yesterday and will return next Monday.

Spitz Absent, Fox Met. Post Unfilled

(Continued from page 1)

fill the vacancy at the next meeting on June 17.

With the approval during the last week by Federal Judge Julian W. Mack of expenses in connection with the reorganization of Fox Met, the circuit immediately starts an "open balance sheet." The annual financial report for the year ended Feb. 1, 1936, will be ready for approval at the next board meeting, it was said yesterday. Indications are that a profit will be shown, notwithstanding heavy depreciation items.

William Phillips presided at the meeting because Joseph M. Schenck was in Europe.

French Socialists Threat to Industry

(Continued from page 1)

would not use the films especially for propaganda purposes, "sometimes we could make some pictures showing our social ideas."

Nationalization of the industry, Autre declares, virtually means nothing but seizure by two principal companies, supported and managed by the state, of the complete activity of the business. It is generally reported that it is because of this possible nationalization move that the French Tribunal of Trade has postponed its decision on the receivership of Gaumont-Franco Film-Aubert, as well as Pathe Cinema. It is expected that the Government will group these two major companies as the foundation of the so-called National Cinema.

The French trade press is urging strongly the complete cooperation of all branches of the industry in a working organization to protect its interests and protest against any nationalization plans.

Foley Asks Ending Of Bank Night Case

(Continued from page 1)

day withdrew a lottery complaint against the Bronx Opera House when it came up for hearing before Special Sessions. The theatre has been playing Bank Night.

Stanton told the three judges that he did not believe the game was being conducted in violation of the lottery laws and asked that it be dismissed.

Warner Buys Miami Plot

Miami, May 20.—Major Albert Warner, vice-president of Warners, has purchased a business plot at Lincoln Road and Euclid Ave., Miami Beach, on which an office building is to be erected.

Wall Street

Losses Still Dominate Board

	High	Low	Close	Net Change
Columbia, vtc	31½	31	31½	— ¼
Columbia, pfd	43½	43	43	—1½
Consolidated, pfd.	17½	17	17	— ½
Eastman Kodak	162¼	162	162	— ¼
K.-A.-O., pfd	85	85	85	.....
Loew's, Inc.	47⅛	46¼	47	+1½
Loew's, Inc., pfd.	107¾	107¾	107¾	+ ¾
Paramount	8¾	8⅝	8¾	.....
Paramount 1 pfd.	68	67¼	68	— ½
Paramount 2 pfd.	9⅝	9⅝	9⅝	.....
Pathe Film	9	8½	9	+ ⅛
RKO	6⅛	5⅞	6	+ ⅛
20th Century-Fox.	24	24	24	.....
20th Century, pfd.	33¾	33⅝	33⅝	+ ⅛
Warner Bros.	9⅝	9½	9½	.....

Little Curb Activity

	High	Low	Close	Net Change
Sonotone	2⅝	2½	2⅝	.....
Technicolor	28⅞	28⅝	28⅞	— ⅛
Trans-Lux	4⅜	4¼	4⅜	.....

Bonds Revive Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ctf	25	25	25	+ ¾
Keith B. F. 6s '46	93⅜	93¼	93⅜	.....
Loew's 6s '41 ww deb rights	97½	97¼	97½	+ ⅛
Paramount B'way 3s '55	61⅛	60½	60½	— ½
Paramount Pict. 6s '55	90	89½	89½	— ½
Warner Bros. 6s '39 wd	91½	90¾	91½	+ ⅞

(Quotations at close of May 20)

FROM NOW ON THE NEWSREEL YOU SHOW SHOULD BE INDEPENDENT!

The Universal Newsreel is utterly independent of everything except your audience!

It has no candidate for political preference.

It does not care a rap about wets or drys.

It is not currying favor with peace advocates or war-seekers.

From now until election time (and forever after) it is smart for you to watch your newsreel—and watch your step.

Don't let your screen be used to pull irons out of the fire for any political party or candidate.

Don't let your screen be used for propaganda by anyone or any interest.

Run the newsreel which entertains, thrills, and furnishes laughs.

Run the newsreel which is edited by newspaper men who are as cool and as independent as a hog on ice.

Don't let your own political leanings influence your show. Most of all, don't sponsor any newsreel which has any axe to grind.

The Universal Newsreel is happy and free. It is the best newsreel in the world.

UNIVERSAL NEWSREEL

Allied Closes Chesterfield Playdate Deal

(*Continued from page 1*)

identified with it as their solution "of the monopoly they allege exists in the motion picture business" which "can only be relieved by more product." The statement says that Chesterfield-Invincible will deliver 18 pictures next season "as the start of an ambitious program looking toward the eventual delivery of 52 pictures a year."

The arrangement between the producer-distributors and Allied was consummated after a study of the independent field, the statement relates, and resulted in a promise from Chesterfield-Invincible that "if independent support could go behind them, they would scrap their present plans in favor of better pictures in view of the possibility of wide distribution. Estimates place it," the Chesterfield-Invincible-Allied statement declares, "at 4,000 theatres as being set through independent support."

Considered at Cleveland

The statement relates that the subject was discussed at a special meeting of Allied heads two weeks ago in Cleveland "at a secret meeting called for that purpose" and that those who attended the meeting and approved the plan pending final negotiations were Martin G. Smith, P. J. Wood, George Erdman, M. B. Horwitz, Henry Greenberger, John Kalafat and several other Ohio exhibitors; H. M. Richey, Detroit, Nathan Yamins, Fall River, Mass.; Sidney Samuelson, New Jersey; William Davis and Fred Herrington, Pittsburgh; Aaron Saperstein, Chicago; Roy Bair, Indiana; Frank Hornig, Maryland; A. C. Gutenberg, Milwaukee, and E. A. Peaslee, Minneapolis.

The meeting appointed Saperstein, Samuelson, Richey and Yamins to prepare a contract, and this was completed yesterday. George Batcheller, president of Chesterfield, and Maury M. Cohen, president of Invincible, represented the companies. The two will concentrate on production and leave for the coast at an early date to prepare the first release, which is scheduled for delivery Aug. 15. The schedule calls for one release every three weeks thereafter.

Edward Golden will handle distribution and sales and leaves on a country-wide trip at once to select local distributors for the product. Plans are being made, it was said, to make it possible for the exhibitor supporters of the venture to have a voice in the selection of story material and casting of the pictures.

Kuykendall Attacks Deal

Commenting on what he described as the "reported 'partnership' deal" between Allied and Chesterfield and Invincible, Ed Kuykendall, president of the M. P. T. O. A., in a statement issued last night said, in part:

"Much heat and hatred have been promoted by Allied against what is vaguely dubbed as 'affiliated exhibitors.' Just what status do Allied's own members now assume? Does this official affiliation with a 'producer' make the Allied members all affiliated exhibitors and make it inevitable that they all be classified as tools of the producers in industry affairs from now on? As partners of the producers, do they propose to sell their own pictures in blocks or separately? After bringing in the W. C. T. U., the M. P. Research Council and such organizations to bitterly denounce the movies for selling (and buying) pictures in blocks, how can they consistently sell pictures other than one at a time? And what about blind selling? Will each picture be completed and screened before each exhibitor is asked to buy it, so he can know exactly what he is going to get?"

"Not in Allied Yet," Says Stern

CHICAGO, May 20.—Discussing recent reports his circuit would join Allied in a protest against B. & K.'s plan to reinstate duals in the local territory, Emil Stern, head of Essaness, today stated:

"We have not joined Allied as yet, but are contemplating doing so. Negotiations have not been definitely consummated and our reasons for this are we are independent theatre men. We have no affiliation with producers such as B. & K. with Paramount and Warners with the Warner circuit.

"If we join Allied we will not sit on the board, nor will we be on the staff of officers," Stern said. A final decision on the matter will be made in a few days.

Harvey Gibson on Paramount Board

(*Continued from page 1*)

finished negatives were pledged by Paramount as security for the new credit under an arrangement attacked later by the bankruptcy trustees of the company who contended it constituted a pledging of the company's assets so as to result in giving the banks a preferential position over other Paramount creditors. The trustees' suit was withdrawn, however, under a settlement provision in the Paramount reorganization plan which allowed the banks' claims against the company in full and with interest.

An official statement from Paramount announcing Gibson's election to the board yesterday said that Manufacturers' Trust Co. is "substantially interested in the company today."

The Paramount board meeting also elected Stanton Griffis to the company's executive committee to fill the vacancy created by the recent death of Gerald Brooks. Griffis is associated with the investment firm of Hemphill, Noyes and was elected to the board several months ago to fill a vacancy created by the resignation of Frank A. Vanderlip.

Showmen's Show in Active Second Day

(*Continued from page 1*)

and publicity executives were among the visitors. Lily Pons was greeted with flowers and words from Theodore J. Sullivan, representing Martin Quigley. Others who attended included: John Dowd, RKO; Ray Norr, J. J. McCarthy and Maurice McKenzie of the M. P. P. D. A.; William R. Ferguson, M-G-M; Pat Powers; P. A. McGuire; A. P. Waxman, G. B.; Walter Kofeldt, Los Angeles; Abe Goodman, Twentieth Century-Fox; Morris Kinzler, Roxy Theatre; Herb Berg, Blackstone Agency.

Sten's Latest

London, May 20.—"A Woman Alone," Anna Sten's latest film, just previewed here, is a highly colorful production with Russian atmosphere and spectacular singing and dancing. It is a story of a peasant girl's love for an officer. Jealous, her soldier fiance strikes the officer, is court martialed, and to save him, the girl confesses to an affair with the officer which she did not have. Finally she marries the officer.

Miss Sten's performance is outstanding, as are those of Henry Wilcoxon as the officer and Esme Percy as the general who victimizes the soldier. With no earmarks of British production, the film is up to Hollywood standard.

ALLAN

Score Charge Cuts By Metro Possible

(*Continued from page 1*)

Miller and Lewen Pizor. Another meeting with the M-G-M sales heads will be held at a later date.

The committee was assured of the complete cooperation of Republic Pictures in achieving its 10-point trade practice program at a morning meeting yesterday with Jack J. Milstein, Republic sales manager. The committee was assured by Milstein, Kuykendall said, that Republic is in complete accord with the exhibitors' program and would grant a 20 per cent cancellation, the maximum sought by the M. P. T. O. A., in every case in which the company's complete program was bought. Republic also stated a policy against the collection of the score charge, according to the exhibitor committee's statement.

The committee hopes to conclude its meetings tomorrow if sessions can be arranged with Twentieth Century-Fox and United Artists. Meetings with these two distributors have been delayed because of the absence from the city of John D. Clark, sales manager of Twentieth Century-Fox, and George J. Schaefer, vice-president of United Artists, both of whom have been in Hollywood but are expected back daily. Kuykendall said that the committee, which is composed entirely of out of town men, would remain here over the weekend if a meeting could be arranged for Monday but otherwise all would leave Friday night or Saturday even though meetings with the remaining distributors had not been held. In this event the committee would gather here again early in June to revisit companies with whom it has already met and to complete its schedule of meetings with the others.

The committee may meet with G. B. today. A wire asking Warner sales officials to meet the committee Friday has been sent to that company.

F. D. Cohen Passes

BALTIMORE, May 20.—Frank D. Cohen, father-in-law of Meyer Leventhal, managing director of the Philip J. Scheck Enterprises and the Lord Calvert Theatre Co., died at his home and was buried yesterday in Hebrew Rosedale Cemetery.

No Portal Deal as Kent, Schenck Sail

(*Continued from page 1*)

Schenck declared the nine films to be made here for Twentieth Century-Fox under the supervision of Robert T. Kane will be made with a view to suitability for American as well as English distribution. Kane will be permitted to draw on Hollywood for star names for the nine films, Schenck said.

Twentieth Century-Fox has purchased from Alexander Korda the rights to "Cyrano de Bergerac" and "Under the Red Robe." Both will be produced by Kane here for world distribution. The company also obtained the screen rights to the play "The Old Folks at Home," which ran for a year here with Sybil Thorndike and Marie Tempest in the cast.

Schenck and Kent yesterday saw an uncut version of "As You Like It," which Twentieth Century-Fox will release. Seen in more than 11,000 feet, the film will be cut to 8,500 feet. Schenck was enthusiastic over the performance of Elisabeth Bergner.

Klement En Route to U. S.

LONDON, May 20.—Otto Klement, one of the principals in Garrett-Klement Pictures, left today on the *Normandie* with Anna Sten and her husband, Eugene France. Klement is bringing with him a print of "A Woman Alone," which has just been completed and stars Miss Sten. Klement will seek distribution of the film in New York.

Warner-Schine Deal Set on Entire List

(*Continued from page 1*)

bany, 23 in the Buffalo district, 13 in Cleveland and four in the Cincinnati territory.

A. W. Smith, Jr., in charge of eastern and Canadian distribution, handled the deal for Warners, and Meyer Schine and George Lynch acted for the circuit.

New Color Series Planned

HOLLYWOOD, May 20.—Warners are so pleased with the Technicolor short, "Song of a Nation," which they recently completed that they have decided to make it the first of a series of shorts dealing with American history. The series will be released under the title of "American Parade." Titles of individual subjects will include, "Louisiana Purchase," "Hoosier Youth," "Fall of the Alamo," "Patrick Henry," "Declaration of Independence" and "The Burr-Hamilton Duel." First rate casts and directors will be assigned.

Foreign Heads Coming

Six Warner foreign heads are due in New York the end of the month to attend the annual sales convention. They are Harold Dunn, manager in China and Japan; David Blythe, in charge of India; Peter Colli, head of Central America; Robert Schless, supervisor of Continental Europe; Max Milder, manager for Warners in England; and D. Griffiths, manager for First National in England.

In the event some of the managers do not arrive during the sales sessions for the domestic forces, Sam E. Morris and Joseph Hummel will hold special meetings with the six men.

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

VOL. 39. NO. 121 NEW YORK, FRIDAY, MAY 22, 1936 TEN CENTS

Rogers Drive On Today in 5,000 Houses

Memory Fund Campaign To Last One Week

Approximately 5,000 film theatres hroughout the country, circuits, inependents and affiliated houses, toay will begin the one-week drive for ne Will Rogers Memorial Fund, hich extends through next Thursday.

Weeks of organization, under the upervision of zone heads, have preeded the start of the drive, under ne leadership of Major L. E. Thompon, chairman of the campaign comittee. Designed as a tribute to the ate comedian and film star, the camaign seeks to raise money for the aintenance and support of the Will Rogers Memorial Hospital, formerly nown as the NVA Sanitarium and Lodge, at Saranac, N. Y., in the Adirondacks. The sanitarium was a ift of a group of film executives to ne Rogers Memorial Commission.

The theatre drive in 44 states has ne active support of the governors. The chief executives of about 10 tates within the past two weeks have ssued proclamations urging people to ontribute to the cause. The latest roclamations were those of Gov. Park of Missouri and Gov. Lehman of

(Continued on page 13)

G. B. Men Cullman's Guests at the Roxy

G.B's. sales force, in town for the hree-day sales convention, which tarts today at the Warwick, were uests of Howard Cullman last night t the Roxy at a special showing of It's Love Again."

Following the screening, a buffet upper and cocktail party were staged n the theatre's assembly room. Among hose present were Jeffrey Bernerd, eneral manager of world distribution; Arthur A. Lee, vice-president of the American Company; George W. Weeks, general sales manager; Clinon White, assistant sales manager,

(Continued on page 9)

Sales Heads Attend Showmanship Show

With several top industry sales excutives putting in belated but intersted appearances, the second annual Show of Showmanship, sponsored by *Motion Picture Herald* and the Mangers' Round Table Club, went hrough its third day yesterday in a ush of activity. Heading the big

(Continued on page 12)

New Score Charge Policy Next Season Is Foreseen

H. M. Warner, As Reporter Interviews His Son-in-Law

By BILL ORNSTEIN

Harry M. Warner developed his reportorial penchant one step further yesterday, taking his pad and pencil in hand to interview Mervyn LeRoy, his son-in-law, upon the latter's arrival on the *Conte di Savoia.* Warner, it will be remembered, returned about 10 days ago from a vacation abroad and the germ of an idea apparently took root when he tried to interview a Motion Picture Daily reporter who met the boat for the same purpose.

Spurred on by Sam E. Morris and Harry Charnas, who, likewise, had a couple of questions to ask, Warner was momentarily lost for a name of a paper he could say he represented. He turned to Motion Picture Daily's ship news sleuth for a suggestion. Warner was given a fictitious name and he proceeded to use one.

The first question the Warner president asked was: "What will the next baby be, a boy or a girl?"

"Say, be careful," LeRoy replied,

(Continued on page 13)

20th-Fox, Warners Close 3-Year Deal

Negotiations have been concluded whereby all Twentieth Century-Fox product for the next three years will be exhibited in 300-odd Warner theatres throughout the country. The three-year franchise, which expires in 1939, will begin in September when the current two-year deal ends.

Details of the arrangement will be worked out by Clayton Bond, Warner film buyer, who closed the deal with William Sussman, assistant to John D. Clark, general sales manager of

(Continued on page 13)

Kennedy Is Coming Monday with Survey

Hollywood, May 21.—Joseph P. Kennedy, nearing the completion of his Paramount studio survey, plans to go to New York Monday by plane, there to make a report on his findings to the Paramount board of directors.

Kennedy's activities have been closely guarded since his arrival here three weeks ago. No statements have been issued and none is expected until after his arrival in New York.

20,000,000 Tickets

At about 1:45 yesterday afternoon Irene Farrell of Brooklyn, purchasing a ticket at the box-office of the Music Hall, received the 20,000,000th pasteboard sold by the theatre. In honor of the occasion the astonished Miss Farrell was presented with a large bouquet of roses and escorted to the front row of the house.

The Music Hall was opened Dec. 27, 1932.

Report Miller to Quit Chicago Unit

Chicago, May 21.—Jack Miller is planning an immediate resignation from the Chicago Exhibitors' Ass'n, which he has headed for 12 years, it is understood here. Miller, a member of the M.P.T.O.A. trade practices committee, has been in New York engaging in discussions with major distributors. He is en route here, expected to arrive tomorrow.

Miller's contemplated resignation from the exhibitor group is said to be based on the withdrawal of Essaness from the Miller organization to join Allied in protest against the plan of B. & K. to reinstate duals in the territory, and the jeopardizing of the income from his own theatres as a result of the extra week's clearance which is to be granted to B. & K. houses.

It is understood Miller's interests

(Continued on page 9)

Entire "U" Lineup To Fox West Coast

Universal yesterday closed a deal for the showing of its entire new season lineup in the 435 Fox West Coast theatres. J. R. Grainger, general sales manager, acted in the negotiations for Universal, while for the circuit were Spyros and Charles Skouras, A. M. Bowles, L. J. McCarthy and George Balsdon.

Five Distributors Agree To Modifications in MPTOA Talks

Definite indications that the score charge will be well on its way out of existence next season are apparent in distribution quarters since the meetings of six national distributors with the M.P.T.O.A. trade practice committee during the past two weeks.

Indications are that at least five national distributors will either eliminate the charge entirely next season or will so modify and liberalize their policy in connection with it that it can no longer be referred to fairly in exhibitor circles as a "distributor racket." The belief is, that wherever the charge is not eliminated outright it will remain only as a "profit insurance" on accounts which otherwise would cost the distributor more to sell than he could realize on them.

With as much progress in this direction as is indicated for next season, many representative figures in exhibition and distribution believe that the score charge will be a thing of the past by the season following.

The M.P.T.O.A. trade practice committee may complete its current meeting with a session with United Artists today. This is dependent upon the arrival from the coast of George J. Schaefer. If Schaefer is delayed, the meeting will not be held until early

(Continued on page 12)

Suit Hits Transfer Of Wm. Fox Estate

William Fox and his wife, Eva Fox, are being sued by Capital Co., a California corporation, in the Supreme Court, First Department, Nassau County, to set aside an alleged transfer by Fox of his estate to his wife at Woodmere, L. I. The transfer is alleged to have been made April 14, 1930, and for the purpose of defeatiing the claims of creditors and prospective

(Continued on page 13)

Managers Object to Guild's Reservation

Producing managers represented by the League of N. Y. Theatres, after having pledged their signatures to the revised basic agreement with the Dramatists' Guild, have raised objections now to a provision in the guild's constitution which gives that organization the right to make a stan-

(Continued on page 9)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 22, 1936 No. 121

Martin Quigley
Editor-in-Chief and Publisher
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W, 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

"Show Boat" Pulls $90,000; Held Over

"Show Boat" wound up its first week at the Music Hall with $90,000 and is being held for a second week. Last Wednesday's gross was $1,000 better than Tuesday's, which was $1,000 above the Monday intake.

Garnering $25,000 for the second week of "Let's Sing Again," the Roxy was forced to end the run of the first Bobby Breen picture due to previous commitments.

Guests to See "Pastures"

Philadelphia, May 21.—Teachers of Philadelphia's parochial schools will be guests of Warners Friday at a private screening of "The Green Pastures."

Censors Pass "Ecstacy"

Baltimore, May 21.—The censorship controversy over "Ecstacy" has been ended by the making of cuts ordered by the board. The picture opens tomorrow at the Palace.

Schaefer Planing

Hollywood, May 21.—George J. Schaefer left here by plane for New York tonight, having completed three weeks of conferences.

◂ Purely Personal ▸

MAX ROTH, Columbia midwest division head, kidded no end by Jerome Saffron on his blood-red shirt at Lindy's yesterday. Abe Montague, Lou Weinberg, Joe Seidelman, Rube Jackter and Louis Astor side with Saffron, but there's no telling what color combination Roth will display today. Others seated at various tables include Marco Wolff, who has decided to leave for St. Louis Saturday instead of going yesterday; Jack Partington, Irving Lesser, John Schultz, Harry Rathner, Arthur Mayer, William Brandt, Louis Blumenthal and his partner, Jack Shapiro; Mike Rosenberg and Howard E. Jameson, the former from the coast and the latter from Kansas City, both National Theatres representatives; A-Mike Vogel, raving over the Show of Showmanship; J. J. Milstein and E. H. Goldstein, the Republic inseparables.

Prize Double Bills

Every Saturday Night
It Had to Happen
—*Ali Gaga*

Joe and Meyer Stern, independent distributors, are in town. Joe is from Minneapolis and his brother headquarters at Milwaukee.

•

John W. Hicks, Jr., in charge of Paramount's foreign activities, is in Italy and is scheduled to return in about three weeks.

•

Roger Ferri shoves off for 20th Century-Fox convention in Chicago the middle of next week. The meetings start May 30.

•

J. Cheever Cowdin and R. H. Cochrane are uncertain about the starting date of their planned coast trip.

•

Jack Benny leaves for the coast Monday to start work in "The Big Broadcast of 1937" for Paramount.

•

Carl Brisson will star in "Forgotten Melody," stage musical planned by Sam H. Grisman.

•

Robert Lynch, M-G-M sales head in Philadelphia, arrived today for a short visit.

•

Jose Noguero, French stage and film actor now visiting, sails for Paris Tuesday.

•

Samuel Spring, film attorney, is planning a trip to Europe for next month.

•

John D. Clark is expected back from the coast next Tuesday.

•

Ned E. Depinet is due from the coast today.

•

Abe Blank in town from Des Moines.

HARRY BRAND, publicity generalissimo at the 20th Century-Fox studio, will come on here after the company's convention in Chicago. By post he says the purpose will be to "look over the political situation."

•

Ed Kuykendall, Paul Lazarus, Jack Connolly, Will Hays, Gabriel Hess, Lowell Calvert, Austin Keough, Ed Raftery and Bill Shea put on a Cinema Club nosebag yesterday noon.

•

Charles L. Dortic has joined the U. A. sales force at the Pittsburgh exchange. O. K. Swann has replaced Charles Kamp as office manager of the U. A. exchange at Chicago.

•

N. A. McKay, Mary Pickford's business manager, will be in town soon. He left the coast last night by train en route here for two weeks of conferences.

•

Eileen Francis, wife of Neil Agnew, is the radio announcer for Zotos, which sponsors the Phil Spitalny all-girl orchestra.

•

William F. Rodgers, new general sales manager at M-G-M, will be guest of honor at a Cinema Club luncheon next Wednesday.

•

Vladimir Verlinsky, president of Amkino, is booked to sail on the maiden return voyage of the *Queen Mary*, June 5.

•

Sam Rinzler on May 28 will celebrate his silver wedding anniversary. He's going to Grossinger's for the big splurge.

•

James Whale, director of "Show Boat," will arrive in town Monday on his way to a visit to his native England.

•

Margo is en route to Hollywood to play one of the leads in "Lost Horizon" which Frank Capra is directing.

•

Helen Hayes and her husband, Charles MacArthur, sail on the *Queen Mary* June 24.

•

Clements Ripley's "Gold is Where You Find It" has been acquired by Warners.

•

Joseph Steiner has resigned as contact man for the Stone Film Library.

•

Sam Aberman will attempt to blow out the candles of his birthday cake today.

•

Tom Mulrooney of United Artists will return Monday from a vacation.

•

William Savage of the RKO legal staff is back from a vacation tour.

•

Joe Pollak sails Saturday to spend the summer in Europe.

•

Eric Lindén is in from the coast.

'High Tension' New Title

Hollywood, May 21.—"High Tension" has been picked by Twentieth Century-Fox as the final title of "Trouble Makers."

Columbia Signs Del Rio

Hollywood, May 21.—Dolores Del Rio, now working in a picture in England, has been signed to a long term contract by Columbia.

Too Many Films in South America—Day

With approximately 500 features released annually, the greatest problem of the film industry in South America is "too many pictures," John L. Day, Jr., general manager for Paramount for the past 21 years in that territory, stated yesterday. There are a limited number of first runs in the various key cities and because of the great supply of output it is difficult to get playing time, he said.

In Buenos Aires there are 18 first runs and in Rio de Janeiro there are about five. If a picture is held over a second week, another attraction, usually from the same exhibitor, is sacrificed, according to Day. Preference in the Latin American countries is for American pictures with superimposed titles. Dubbed films receive mild response. About 15 pictures are produced in the Argentine yearly, the Paramount representative stated.

New theatre building continues all the time, Day said. Three to four structures are now being erected in Rio de Janeiro and a 1,000-seat house is in the final stages of construction at Buenos Aires. M-G-M is building four theatres in South America which are expected to be ready for opening in September.

Approximately 95 per cent of the Paramount product released in America is handled in South America, Day stated. He plans to be here about two weeks. In a few days he will leave for Chicago to visit his father.

Consolidated to Put Games Back in Bronx

Consolidated Amusements next week will reinstate games in several of its Bronx theatres, Laurence Bolognino stated yesterday. The specific houses and the type of game have not been set. The move was made as a result of District Attorney Samuel J. Foley's edict earlier in the week not to bother theatres playing games within the law.

Gilbert Josephson, general manager for the circuit, has resigned. No successor has been appointed, it was said.

Cop Sues Schildkraut

Joseph Schildkraut, actor, is the defendant in a suit brought by John Rindos, radio car policeman, for $50,000 for injuries which the officer claims to have sustained when struck by Schildkraut's automobile on Central Park West, Nov. 4, 1934. Trial of the case is set for May 25 in Queens Supreme Court. Schildkraut is on location in Yuma, Ariz.

Wanger Going Abroad

Hollywood, May 21.—Walter Wanger has decided to go to Europe after all, and will sail from New York on the *Rex*, May 29. Production of "Simoon," last picture on his Paramount contract, has been postponed until mid-July. He will suspend all studio activities until that time.

Agnew, Gillham on Coast

Hollywood, May 21.—Neil F. Agnew, Paramount sales manager, and Robert Gillham, in charge of publicity and advertising, are at the studio for conferences with Adolph Zukor and William LeBaron about season's product.

HELD OVER N. Y. RIALTO!

—AND THAT'S ONLY THE BEGINNING, BOYS!

A SHOCKER DE LUXE! REALLY, IT'S SWELL STUFF!
—*N. Y. Post*

PROVES SHE'S A CHIP OFF THE OLD BLOCK!
—*N. Y. Times*

SURE-FIRE WAKER-UPPER! RATES TOPS!
—*Variety*

WEIRD, HAUNTING FILM! SATURATED WITH SUSPENSE!
—*N. Y. American*

AN EFFECTIVE SERIES OF CHILLS!
—*N. Y. World-Telegram*

REALLY EFFECTIVE!
—*Brooklyn Eagle*

PROVIDES SHOCKS, SURPRISES, THRILLS, SUSPENSE AND AMUSEMENT!
—*N. Y. Mirror*

"Meaner than her old man!" is what they're saying about UNIVERSAL'S

DRACULA'S DAUGHTER

Bob's
THEIR RAVE! . . .
Loretta's
THEIR HEART-THROB! . . .

and when these
20th CENTURY FOX

THE KEYSTONE
OF YOUR FUTURE

two kiss...

There's the heart-thrill that fills theatres in this love-tale of a millionaire's son who sought safety in numbers . . . till he met a girl who kept hers a secret!

Robert
TAYLOR

Loretta
YOUNG

in

Private Number

with

PATSY KELLY • BASIL RATHBONE • MARJORIE GATESON

A Fox Picture • Darryl F. Zanuck in Charge of Production

DIRECTED BY ROY DEL RUTH • Associate Producer Raymond Griffith

Screen play by Gene Markey and William Conselman. Based on a play by Cleves Kinkead.

New Supply Dealer Unit Sets Meeting

The Associated Theatre Supply Dealers, Inc., in the process of formation by George de Kruif, former executive of National Theatre Supply Co., has definitely set its initial meeting for June 8 and 9 at the Medinah Club in Chicago. The convention will be attended by at least 20 dealers, according to Rudolph Eisenberg, who will be general counsel of the organization. The dealers are located in various parts of the country, he said. In addition, there will be present representatives of 70 equipment manufacturers.

No exhibits or displays are planned for this first meeting, which will concern itself exclusively with the formulation of methods of operation of the organization. It is expected that the new group will begin to function actively during the summer. De Kruif, who has been in Chicago for several weeks, will preside at the two-day session. Any further meetings will be decided upon at that time.

The convention coincides in point of time with the annual convention of the Independent Theatre Supply Dealers' Ass'n., headed by J. E. Robin, which will be held at the Edgewater Beach Hotel in Chicago, June 4-8.

Dallas Variety Has First Golf Contest

Dallas, May 21.—Variety Club held its first annual golf tournament at the Brook Hollow Country Club, with about 30 members playing. Prizes were awarded at an evening banquet attended by members of the players' families and other guests.

Herman Beiersdorf won first prize, a cup presented by Karl Hoblitzelle. Hugh Owen took second, a leather golf bag; Mike Rice was third. He received a wrist watch. Fourth prize, $50 in cash, went to R. C. McIlheran.

An auction of a case of Scotch presented by Ned E. Depinet raised $674 for the charity fund.

M-G-M Studies Move For Holland House

M-G-M may invade Holland with a theatre of its own in pursuance of a recently adopted policy to expand its circuit in foreign countries, it was learned yesterday. Negotiations to acquire one of the leading theatres in Rotterdam are reported under way. Arthur Loew, head of M-G-M's foreign activities, said yesterday that he is thinking of a theatre in Holland, but has made no definite decision.

Starr Gets Ventilators

Louis J. Starr of Plainfield, former film distributor, has taken over sole sales rights for air conditioning and ventilating systems of the Condenser, Service and Engineering Corp. of Hoboken. This company has previously specialized in ventilating systems for ships and oil companies. It is new in the theatre field.

Dog Men to See Films

Dog breeders and kennel club officials will attend a preview and cocktail party, Tuesday, at the Chanin Auditorium, sponsored by Pedigreed Pictures. "The Chesapeake Bay Retriever," "The Collie" and "The Poodle" in the series of doggy shorts will be shown.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Early to Bed"

(Paramount)

Hollywood, May 21.—This is surely a tonic for every depressive ailment. As an effective laugh-getter it surpasses all the Mary Boland-Charlie Ruggles farce comedies thus far. The situations and the supporting dialogue are aimed carefully and craftily at the solar plexus and succeed hilariously in hitting the mark.

Ruggles does a naturally funny characterization as a clerk who sees promotion after 26 years on the same job in the employ of Robert McWade, a ruthless manufacturer. His courtship of Miss Boland finally takes, after 20 years of romantic association. Married, he combines business with his moneymoon by taking Miss Boland to a health resort love nest where he plans to make an office coup by selling big merchant George Barbier several million glass eyes.

Things begin to happen faster and funnier when it is discovered that Ruggles is a sleep-walker, for which reason he had not married Miss Boland earlier in life. There is a subsequent theft and murder, with Ruggles suspected because of his sleep-walking activities. A hilarious climax finds Ruggles on one of his usual nocturnal walks followed by the entire resort patronage. He suddenly awakens, captures the resort menace and wins a good job.

Miss Boland as the tittering wife trying to keep Ruggles chained to the bed, gives another of her characteristically fine performances, as does the entire cast. Norman McLeod's direction is first rate, while Arthur Kober has done a riotously funny adaptation from the original by Lucien Littlefield and Chandler Sprague. Henry Sharp's photography is excellent. The film is top notch for any box office in all spots.

Production Code Seal, No. 2,187. Running time, 73 minutes. "G."

"Bunker Bean"

(Radio)

Hollywood, May 21.—Light entertainment is offered in this new version of the Harry Leon Wilson novel and the Lee Wilson Dodd play. Owen Davis, Jr., makes Bunker Bean a likable character, establishing himself as a potential future favorite.

Davis is the sycophant secretary to Robert McWade, air tycoon, until he inherits stabilizer patents that yield him $5,000 in cash. Investing one-fifth of the inheritance with phony seers, Davis is told that he is the reincarnation of an early Egyptian king and is given the mummy of his ancestor to spur his courage. Inspired, he sells the stabilizer to McWade for a high figure and wins Louise Latimer, McWade's daughter, assuring himself a bright future.

Davis underplays the role effectively, managing the transition of the character expertly. Good support is contributed by Jessie Ralph, Berton Churchill, Hedda Hopper and Russell Hicks. Co-directors William Hamilton and Edward Killy timed the action nicely for laughs. Edmund North, James Gow and Dorothy Yost did the screen play. William Sistrom produced.

The picture should please as a comedy offering.

Production Code Seal, No. 2,200. Running time, 65 minutes. "G."

(Additional Reviews on Page 12)

Sole, Picket, Freed

Charges of disorderly conduct against Sam Sole in the picketing of the Times Square on May 4 were dismissed yesterday by Magistrate Katz in the West Side Court. Pending are similar charges against Julius Charleton, Sol Glaszrock and Ira Knaster. All are members of Local 306.

A conspiracy complaint against 81 pickets, not members of the union, for congregating at the Ritz, Star and Art in the Bronx has been dismissed in the Bronx Magistrate's Court.

U. A. Transfers Levy

Kansas City, May 21.—Joe Levy, formerly United Artists exchange manager at St. Louis, has joined the local U. A. exchange under W. E. Truog, and will cover southern Kansas.

Pick Salem for Lloyd

Hollywood, May 21.—Frank Lloyd will produce and direct "The Maid of Salem" as his first under a producer contract with Paramount. Claudette Colbert will star.

The story is an original by Bradley King and deals with witchcraft in the year 1692. Howard Estabrook will be associate producer.

Para. Assigns Directors

Hollywood, May 21. — Paramount has given assignments to three directors. Charles Barton will direct "Lady Be Careful," with Robert Cummings in the leading role, Elliott Nugent will direct "Wives Never Know," a Charlie Ruggles-Mary Boland picture, and Paul Sloane will direct "Everything for Sale," with no cast having been named as yet.

Variety Club

Columbus

Columbus, May 21. — M. R. ("Duke") Clark, head of the Paramount exchange and chief barker of Tent No. 2, was one of the committee with city officials to welcome Colleen Moore to the city. She is exhibiting her doll house. Clark's participation was good for a nice newspaper story, with his likeness accompanying.

Pete Wood, secretary of the Ohio I.T.O., was master of ceremonies at a luncheon-meeting in Cleveland, when the independent unit there entertained the Cuyahoga county delegation of state legislators. Wood received several verbal bouquets for his services to the industry.

Kansas City

Kansas City, May 21. — Three hundred and fifty film and theatre men, their wives and guests "May danced" at Variety Club in the first of a series of parties to be given once about every two months. Credit for the success of the party, which included an orchestra, floor show, and food and drink, goes to Harry Taylor, chairman of the committee in charge, and to Norris Cresswell and Homer Blackwell, its personnel.

Variety Club will initiate five new members May 25.

O. C. Murphy, commissioner of sanitation for Kansas City, talked on "Milk," at a recent luncheon. Guests included Ralph Lawler, manager of the Newman; Floyd Luce; and M. Hossfeld, National Theatres, New York.

Commonwealth Meet Set

Kansas City, May 21.—Managers of the 24 theatres controlled by Commonwealth Amusement Corp. will hold their annual convention at the Blue Hills Country Club here June 2 and 3.

Clarence A. Schultz, executive vice-president, and O. K. Mason, secretary-treasurer, will be in charge. The company expects approximately 40 people. Besides new season product, managers will discuss Commonwealth's basic operating idea, "Save dollars and spend them more wisely." Every house is to be budgeted.

Dismiss Operators Suit

Atlanta, May 21. — The Georgia Supreme Court has dismissed actions brought by C. A. Adams and C. F. Dodd against Dewey L. Johnson, city electrician and others to compel the issuance of licenses to the plaintiffs as projectionists. The plaintiffs alleged they had successfully passed the required examinations, but their licenses were withheld. They also attacked the city ordinance as void.

Col. Writers Assigned

Hollywood, May 21. — Columbia in addition to signing Richard Macaulay, author of "Front Page Woman," for its writing staff, has re-signed Grace Neville and given story assignments to Herman Boxer, Searle Kramer and Preston Black.

"We the Jury" for Radio

Hollywood, May 21.—Radio will make "We the Jury," based on a story by Ferdinand Reyher from a suggestion by Julius Klein. Robert Sisk will produce, and Walter Abel probably will head the cast.

OPENING SOON

IN ALL THESE GREAT HOUSES

Metropolitan	Boston
Denver	Denver
Orpheum	Seattle
Keith's	Cincinnati
Midwest	Oklahoma City
Rialto	St. Louis
Century	Rochester
Mary And'son	Louisville
Paramount	Youngstown
Orpheum	Omaha*
Olympic	Altoona
Strand	Binghamton
Alhambra	Canton
Paramount	Fort Wayne
Downtown	Los Angeles
Rog. Sherm.	New Haven
Earle	Philadelphia*
Rialto	St. Louis
Warner	Worcester
Buffalo	Buffalo
Paramount	Des Moines
Music Box	Tacoma*
Orpheum	Spokane
Victory	Dayton
Colonial	Richmond
Capitol	Salt Lake City*
Majestic	Houston*
Orpheum	Seattle
Colonial	Allentown
Strand	Akron
Broadway	Charlotte
Hippodrome	Cleveland
Strand	Hartford
Warner	Milwaukee
Stanley	Pittsburgh
Astor	Reading
Roxy	Springfield, Ill.
Strand	York

** Early June dates*

FOR DECORATION DAY . . . .

BIGGER THAN 'BRIGHT LIGHTS' AT N.Y. STRAND

"Hilarious and tuneful adaptation of the Broadway musical hit" . . *Daily Mirror*

"Peppy version of the popular stage entertainment—first rate" . *N. Y. American*

"Musical comedy knockout, rich for box-office—hilarious, swell cast". . *Film Daily*

"Kept the Strand audiences in stitches". *Herald-Tribune*

JOE E.

BROWN

in

SONS O'GUNS

with

JOAN

BLONDELL

BEVERLY ROBERTS • ERIC BLORE
WINI SHAW • CRAIG REYNOLDS
JOSEPH KING • ROBERT BARRAT

Directed by Lloyd Bacon

New Song Hits by Harry Warren and Al Dubin

•

Released May 30th by

WARNER BROS.

PRINTED IN U.S.A.

G. B. Men Cullman's Guests at the Roxy

(*Continued from page 1*)

and A. P. Waxman, advertising counsel.

Weeks said yesterday that in addition to his force of managers and salesmen, 12 new members recently added in the field, would be at the convention. These men are: Tom Jennings, Boston; Robert Winnig, Des Moines; Donald Conley, Minneapolis; Ed Brichette, Cincinnati; James Nash, Pittsburgh; Olive Waxman, Detroit; George Blumenthal, San Francisco; Amos Leonard and Jules Jasper, Buffalo; Walter Kofeldt, Los Angeles; George Davidson, Cleveland, and Reuben Rosenblatt, Milwaukee.

Following the Saturday session, the conventioneers will be guests at a dinner arranged in their honor at the Paradise, Broadway hot spot.

A trailer, almost feature-length, presenting shots from the new season's product either completed or now in production, will be a feature of the confab. At the suggestion of Waxman, the studios have been supplying scenes shot from day to day, and the trailer, designed by National Screen Service, presents a complete picture of G.B. studio activities.

G. B. Hits Production Peak

London, May 21. — Shepherd's Bush, studio headquarters for G.B., reports a new production high with 10 features either completed or in various stages of production.

Completed are "Secret Agent," co-starring Peter Lorre, Madeleine Carroll, Robert Young and John Gielgud; "The Man Who Lived Again," starring Boris Karloff, and "East Meets West," starring George Arliss. Also completed is "Nine Days a Queen," historical drama, featuring Cedric Hardwicke, John Mills, Nova Pilbeam and Sybil Thorndyke.

The following are in the final process of editing: "Everything Is Thunder," based on the novel by Jocelyn Lee Hardy, in which Constance Bennett heads a cast including Douglass Montgomery and Oscar Homolka; "Doomed Cargo," co-starring Edmund Lowe and Constance Cummings; "The Two of Us," a comedy with music, starring Jack Hulbert; "Where There's A Will," co-starring Will Hay and Gina Malo.

Shooting on "The Great Barrier," with Richard Arlen, Barry Mackay and Lilli Palmer, is now in progress in British Columbia where exteriors are being made for this story of the Canadian Pacific Railway.

Preparations are under way for production on "The Hidden Power," based on a novel by Joseph Conrad, and for which Sylvia Sidney, Robert Donat were signed. Alfred Hitchcock, who was at the directorial helm of "Secret Agent," is to direct.

G. B. List to Dickinson

Kansas City, May 21.—Glenn W. Dickinson has completed a deal with Russ Borg, G.B. exchange manager, to take next season's G.B. product 100 per cent for 20 theatres in Kansas, Missouri and Iowa.

"Love Again" Score on Air

The entire music score of "It's Love Again" will go over the air Sunday on the "America Dances" program. The hookup will be via Columbia and cover the United States and Canada. Station WABC will be the New York outlet.

They Say at G. B.—

Judging from his broad smiles, George W. Weeks, genial G. B. general sales manager, seems as proud of his boys as Papa Dionne of his Quins.

✚

Joe Kaliski, Washington, seemed very unhappy until he discovered a bagatelle machine at a drugstore not too far from the Warwick. Joe, who has been champion bagatelle player at the Variety Club, is willing to take anyone on for high score.

✚

Special Representative Reg Wilson is renewing acquaintanceship with his family at Cos Cob. His son wanted to know who that strange man was.

✚

Ben Rogers of the Boston Rogers lost no time rounding up a foursome for a fast game of contract.

✚

Arthur (Dynamite) Greenblatt walks around looking like the cat who just ate the canary. It's been good business for Art, and he's all pepped up over the new season's potentialities.

✚

Carl Goe, G. B.'s official Beau Brummell, is getting serious sartorial competition this year. The boys have gone in for Technicolor effects in a big way. The convention hall looked like the Rainbow Room, with Paul de Outo blazing forth in a maroon shirt, John Scully sporting a nifty azure affair, and Reg Wilson flagrantly offering a Kelly green.

✚

Herb Given's pep certainly gives the lie to the constant reference to Philadelphia as the sleepy city.

✚

Mark Goldman, clean from Pittsburgh (oh, oh) said he was going to take a walk around the reservoir in Central Park. No doubt to keep him from getting too lonesome for his water-marked city.

✚

George Rosenbaum, Buffalo, is complaining of the upkeep on the wrist watch he won as Weeks' personal prize for last year's playdate contest. George, who apparently thinks he makes his sales talk more potent by banging the table with his fist, has already bought 20 crystals for the watch.

✚

John Scully, whose voice matches his size, has been presented with a telephone silencer, accompanied by the request that he use it whenever possible.

✚

Freddie Wagoner, Indianapolis, says he has to wear two sets of everything (socks, ties, etc.) to use up all the prizes he won in the "Big Push" race.

✚

Practically every member of the feminine contingent at the G. B. home office misses a couple of heartbeats every time Irving Jacobs breezes in, not excepting Peggy Goldberg.

Empire Films Group Here on Sale Meets

Branch managers and the sales staff of Empire Films, Ltd., headed by O. R. Hanson, president, and Alf W. Perry, general manager, reached New York yesterday for conferences with producers whose pictures are distributed by the company in Canada. The entire group is stopping at the Warwick.

One of the first moves of the visitors was a conference with J. H. Skirball, sales manager of Educational, followed by a trip to Great Neck, where Al Christie and an Educational unit are on location.

Today and tomorrow the group will attend the G. B. sales convention, and on Monday they will be present at the Republic convention. The return trip to Canada will take place early next week.

In the group, in addition to Hanson and Perry, are: Paul Nathanson, vice-president; Archie Laurie, Toronto branch manager; W. A. Marriott, publicity director, and Frank Fisher, Walter Kennedy and Norman Brooke, Toronto salesmen; Gerry Hoyt, St. John branch manager; I. H. Allen, Montreal branch manager; L. Coval, Winnipeg; J. Palensky, Calgary, and J. Archer, Vancouver.

N. P. J. Cogley Passes

Santa Monica, May 21.—Nicholas P. J. Cogley, stage and screen player, who appeared for years in Keystone comedies, is dead at his home here. He was 67.

Managers Object to Guild's Reservation

(*Continued from page 1*)

dard contract for the leasing of film rights to a play prior to its production. The dispute, although not believed to involve a serious difference, threatens complications if it is not cleared up before the guild membership meeting on Monday, which has been called to ratify the revised basic agreement, after two and one-half months of quibbling.

The managers contend that the provision gives the guild the right to establish a basic royalty in making such contracts, and fears that their use might frighten film money from the producing field, according to report.

Report Miller Will Quit Chicago Unit

(*Continued from page 1*)

here are very conflicting. It is reported here today that Essaness has definitely decided to join Allied in the protest move. Yesterday Emil Stern, head of Essaness, declared the circuit was contemplating such a move, but had not made a definite decision in the matter.

Burroughs-Tarzan Lists Total of 16

Burroughs-Tarzan Pictures has adopted a new policy on campaign books for its releases. It will have two—one for each eight features. The first has just been issued by James J. Goldberg.

It is novel in appearance, the cover being of paper resembling hammered copper, with the edges of the pages cut back so that each shows a different color for each feature.

Of the first eight subjects listed, the first four are complete and are being cut. They are: "The Drag-Net," "Phantom of Santa Fe," "Tundra" and "Three Wise Monks."

M. H. Baseball Leader

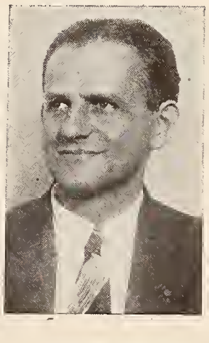
In recent games of the M. P. Baseball League, which includes nine teams, Consolidated Film Industries beat Paramount, 11-8; NBC trimmed Skouras, 8-0; United Artists was beaten by Paramount, 2-1, and the Music Hall beat Skouras, 9-3. The Music Hall team is leading the league. Each team will play 16 games. Other teams in the group are Columbia, Loew-Metro and RKO.

At Head of G. B. Convention

Jeffrey Bernerd
Gen'l M'g'r, U.K. Dist.

Arthur A. Lee
Vice-President

George W. Weeks
Gen'l Sales Manager



A. P. Waxman
Advertising Counsel

FULL SPEED AHEAD

IT'S ALL 'BOAT' IN ST.L. AT $20,000

St. Louis, May 19.

Fox on Grand boulevard with U's 'Show Boat' will be Crown Prince in b.o. take. Aided by a k.o. campaign, it got a terrific start Friday (15) the doors swinging open an hour earlier than usual. House walking away from field with close to $20,000 for week.

IT'S ALL "BOAT" IN ST. LOUIS!

Frisco Wilting But 'Show Boat' Strong at $14,000

San Francisco, May 19.

'Show Boat' at the Orpheum is very big.

Orpheum (F&M) (2,440: 30-35-40) 'Show Boat' (U). Operetta is drawing and big $14,000 is evident.

"SHOW BOAT STRONG!" VERY BIG!

'Show Boat' Boffs Balto for $9,500;

Baltimore, May 19.

Biggest blast in Balto currently is 'Show Boat' at Keith's. House hiked top from 40c. to 55c. Initial week will snatch a heavenly $9,500, and house is speaking of film sticking for a month.

Keith's (Schanberger) (2.500; 15-25-30-35-40-55)—'Show Boat' (U). Starting off by wangling a swell $9,500, and may go for four weeks.

BIGGEST BLAST IN BALTO! HEAVENLY! MAY GO FOUR WEEKS!

SHOW

WITH UNIVERSAL!

'BOAT' ANCHORS FOR $11,500 IN CINCY

Cincinnati, May 19.

'Show Boat' is anchoring $11,500 at the Palace.

"BOAT" ANCHORS DESPITE HEAT!

Fast $9,500 for 'Boat'

New Haven, May 19.

Even distribution of trade this week, with 'Show Boat' headed for first place.

HEADED FOR FIRST PLACE!

REAL MONEY! NOTICES RAVES!

'Show Boat' $15,000,

Philadelphia, May 19.

Having the best chance to ring up some real money this week seems to be 'Show Boat,' at the Stanley.

Stanley (3,700; 40-55)—'Show Boat' (U). Notices were raves.

'Show Boat' Best

(Best Exploitation: Music Hall)

Broadway is gloomy from the heat. The weather alibi is no gag. Customers were chased over the weekend from the city and the Main Stem was deserted. The merriest tinkle is from the R. C. Music Hall, where 'Show Boat' is traveling for a $95,000 gate, and holdover.

"SHOW BOAT" BEST! HOLDOVER!

VARIETY

BOAT

Score Charge Modification Now Foreseen

(*Continued from page 1*)

in June when the committee plans to reconvene for additional sessions with those already visited and for first meetings with the four remaining companies with which it has not met. These are, in addition to United Artists, Twentieth Century-Fox, G.B. and Warners. The latter had not replied up to late yesterday to the committee's request for a meeting today.

Companies with which meetings have been held are Paramount, Universal, RKO, Columbia, Republic and M-G-M. Assurances of definite concessions from each were received by the committee. Little doubt remains that an unqualified cancellation privilege, in some instances amounting to more than the present 10 per cent, will result from the meetings and be as direct a boon to exhibitors as the more liberal policies indicated for the score charge. It is also apparent that a sufficient number of national distributors are in favor of the setting up of local conciliation boards to make that project possible. Through these boards it is hoped to conciliate many local trade differences, especially those arising from overbuying and unfair clearance.

Ed Kuykendall, M.P.T.O.A. president, and O. C. Lam of Rome, Ga., leave for their homes tomorrow morning. Kuykendall plans to attend the convention of the M.P.T.O. of Virginia, June 1 and 2, at Virginia Beach, and return here immediately afterward to resume the trade practice meetings. L. C. Griffith of Oklahoma City and Charles E. Williams of Omaha, other committee members, plan to leave tonight. Jack Miller of Chicago and Lewen Pizor of Philadelphia left yesterday.

Allied Men Seeking Washington Speaker

Allied States is reported to be currying Washington in an effort to line up an impressive Government name for its speakers' list at the organization's convention to be held at the Hollenden, Cleveland, June 3 to 5.

Congressman Pettengill of Indiana, author of the block booking bill before the House, has been sought for some time as the "surprise" speaker for the convention, but the uncertainty of an adjournment of Congress by the date of the convention will make it impossible to announce his acceptance in time to reap any benefit in the way of attendance which might be attracted by the name. The uncertainty of receiving a definite acceptance from Pettengill has sent Allied searching for a name draw in another direction, reported to be the Attorney General's office. Nothing definite has developed in that direction, either, up to now.

Ralph Doil on Coast

HOLLYWOOD, May 21.—Ralph Doil, Radio representative in Australia, has arrived at the studio on his way to the annual sales convention in New York. He will spend several days looking over new product before going east.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Hot Money"

(*Warners*)

HOLLYWOOD, May 21.—Farce comedy-drama keyed to a speedy tempo with the entire cast contributing engaging performances, this is pleasant amusement, geared to appeal to general audiences. The picture is not pretentious. It concentrates on substantial entertainment and has elements in story content, dialogue, action and situations that should satisfy audiences.

The story is built on a smart promoter's get-rich-quick idea at the expense of suckers. It has a full quota of laughs contrasted by enough light drama and romance to hold the interest.

Ross Alexander, as a high pressure stock salesman, is front for Andrew Tombes, a promoter. Joseph Cawthorne, a capitalist, gets in dutch when Paul Gratz, an inventor, disappears. As a gasoline substitute fails to work, investors yell for the return of their money and the Better Business Bureau steps in. As the excitement runs high, Beverly Roberts, who shares the romantic interest with Alexander, gives the menacing buyers, Cy Kendall and Harry Burns, a jug supposed to contain cider. When they put it in their gas tank it proves to be a super fuel.

As the police descend upon Alexander and things look bad, Kendall and Burns come rushing back enthusiastically acclaiming the power of the product. This guarantees millions for the inventor, promoters and investors.

The story by Abem Kandel, screen play by William Jacobs and added dialogue by Harry Seymour, make for snappy action. In handling the story material and players Director William McGann has displayed good craftsmanship. There are many angles for interesting selling campaigns.

Production Code Seal, No. 2.259. Running time, 70 minutes. "G."

Looking 'Em Over

"Secret Patrol"

(*Columbia*)

Action fare set in the Northwest and concerning the activities of the Royal Northwest Mounted Police, this picture should be satisfactory entertainment on a dual program or on the week-end bill when action is the requirement.

Starred is Charles Starrett, with the support of Finis Barton, Henry Mollison and J. P. McGowan in particular. With the familiar background of the north woods, and the familiar basic plot structure, the film has its quota of action and excitement, and self-sacrificing romance.

Starrett and Mollison, who is a son of the commandant of the post, are in love with Miss Barton, the commandant's ward. She chooses Mollison, and Starrett, when offered a dangerous assignment which may mean promotion, insists that Mollison take it, since the promotion will be of value to him. The assignment is the investigation of mysterious "accidents" in a lumber camp. The pace moves rapidly as Mollison is imprisoned by the gang, Starrett goes to find him, and Mollison is killed in a final battle with the gang, which leaves the way open for the expected completion of the romance between Starrett and Miss Barton. David Silman directed.

Production Code Seal, No. 2,203. Running time, 58 minutes. "G."

Berle, Gleason at Local 306 Benefit

Milton Berle and Billy Gleason will be masters of ceremonies tonight at a midnight benefit at the Roxy for the relief fund of Local 306.

Other stage, screen and radio stars who have promised to appear are Harry Rose, Bob Hope, Ethel Merman, Ed Marshall, Gertrude Neisen, Arturo De Filipe, Ernie Mack, Bob Fisher, Pauline Alpert, Lucille Ballantine and Paul Pierce. A preview of a picture and film shorts will also be a part of the program.

F. P. Canadian Calls 6% Bonds for July 1

As a part of its recent moves to refinance its bonds at lower rates of interest Famous Players Canadian Corp. has served formal notice of a call for redemption of its six per cent sinking fund gold bonds, series "A" and "B," on July 1. Interest will cease on that date.

Principal and interest and a premium of three per cent will be paid at that time. Depositories are branches of the Royal Bank of Canada and the Bank of Montreal.

Sales Heads Attend Showmanship Show

(*Continued from page 1*)

parade of visitors were: Gradwell Sears and A. W. Smith, Jr., western and eastern sales managers of Warners, respectively; Monroe Greenthal, publicity and advertising director of United Artists; E. W. Wingart, Twentieth Century-Fox publicity manager; Si Seadler, advertising manager, and Howard Dietz, director of advertising and publicity of M-G-M; Howard Strickling, also of M-G-M; Sol Rosenblatt; Charles Paine, Universal; William A. Brady.

Others included: Jack Alicoate, publisher, and Jack Harrower, of *Film Daily;* Harry Rathner, Burroughs-Tarzan Co.; Bill Yearsley; Morris Konheim, Joseph Tisman, Warners; Jack Betz, Hanff-Metzger; George Dublin, Paramount; W. Shifka, Loew's; Lou Miller, J. P. Skelley, RKO; Paul Benjamin, National Screen; J. E. Baker, Consolidated Film Industries; G. B. Odlum, Paramount; J. C. Barnstyn, British and Continental Trading Co.; Carter Ludlow, Disney; E. C. Grainger; J. H. Gallagher, Lou Guimond, Ben Shlyen, *Box Office;* Harry Thomas, Budd Rogers.

Theatre managers included: John Judge, Loew's Lincoln Square, New York; Freddie Jablons, Loew's Valencia, Jamaica; George Kann, Loew's Willard, Richmond Hill; Rudy Kuehn, Stanley, Jersey City; Ben Newman, Loew's Rio, New York; Edward Crawford, Loew's 167th St., New York; Robert Duberstein, Surf, Coney Island; L. Berkowitz, Kinema, Brooklyn; Charles Steiner, Belle Theatres, New York; D. Harris, Loew's Lexington; J. C. Fuller, Loew's Ziegfeld; Mack Herbert, Ruby, New York.

Hoffberg Gets "Maxim"

Domestic distribution rights to "Girl from Maxim's" have been acquired by J. H. Hoffberg from Mundus Films. Broadway showing is contemplated.

Wall Street

Fractional Movements on Board

	High	Low	Close	Net Change
Columbia, pfd	43⅜	43⅜	43⅜	+ ⅜
Consolidated	5	5	5	— ¼
Consolidated. pfd.	17	17	17	.....
K.-A.-O., pfd	85	85	85	.....
Loew's, Inc.	47½	47	47	.....
Paramount	8¾	8⅝	8⅝	— ⅛
Paramount 2 pfd.	9½	9½	9½	— ⅛
Pathe Film	8	8	8	.....
RKO	6¼	5⅞	5⅞	— ⅛
20th Century-Fox.	24	24	24	.....
Warner Bros.	9¾	9½	9⅝	+ ⅛

Little Activity on Curb

	High	Low	Close	Net Change
Sonotone	2½	2½	2½	— ⅛
Technicolor	29½	28¾	28¾	— ⅛
Trans-Lux	4½	4⅜	4⅜	.....

Some Bonds Gain Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	25	25	25	.....
General Theatre Equip. 6s '40 ctf	25¾	25½	25¾	+ ¾
Keith B. F. 6s '46	93⅜	93⅜	93⅜	.....
Loew's 6s '41 ww deb rights	97¾	97½	97¾	+ ¼
Paramount B'way 3s '55	60	59⅛	60	— ½
Paramount Pict. 6s '55	90½	90	90¼	+ ¾
Warner Bros. 6s '39 wd	91½	91⅛	91¼	— ¼

(Quotations at close of May 21)

Harry Warner Interrogates Mervyn LeRoy

(Continued from page 1)

"the boys will think something is doing."

"Well, I'm going to be the grandfather and I ought to know in advance," Warner stated.

The customs inspectors began to get busy. The trade paper men became restive, getting nowhere while the hustle and bustle of checking the baggage got under way. Mrs. LeRoy stood on the sidelines and was joined by her father, mother and friends. In a few minutes the business of clearing the customs was over and LeRoy was free to answer questions.

"I'm definitely going to produce for myself," he replied to reports about forming his own unit. "I'm going to make four to six pictures a year with my own company. It will most likely be known as Mervyn LeRoy Prod., Inc., but I haven't decided on the name yet," he said.

All indications point to the producer continuing with Warners. LeRoy asserted he expected to close a deal for this arrangement before he leaves for the coast.

Charnas then rejoined the interviewers and asked LeRoy about color, to which the producer responded.

"I expect pictures to be made in natural colors in two to three years," LeRoy declared. "The same film that is now being used will be employed, but the colors will be picked up in the soup," he said. "Eastman Kodak is now using the process with 16mm films, but can only make one print. However, they are developing the process awfully fast and I expect it will be ready for 35 mm film in about two years."

Lubitsch Also Aboard

LeRoy purchased two stories while abroad and has options on four others. He has under consideration one player whose name he would not mention. While abroad, LeRoy visited France, Wales, Italy and England. He was away two and a half months.

Ernst Lubitsch and his wife were passengers on the same liner. They spent three months touring England, Austria, Hungary, Poland, Italy, Russia and France.

Queried about his status at Paramount, Lubitsch said: "I'm glad I'll be responsible for my own pictures instead of everybody else's. I'm going to have a unit of my own and produce three to four a year. Marlene Dietrich will be in one of the groups."

Lubitsch added he did not know what would be his first picture when he returns to the Paramount lot. He did not sign anyone while abroad. Asked if he had bought any stories, Lubitsch replied:

"I have a trunk full of stories. I read a number of them. Some of them were bad and some were pretty good."

He expects to leave for Hollywood Monday or Tuesday, probably the first date, he said.

Just as he was about to leave, Mrs. Warner produced a recent picture of the LeRoy baby on a kiddie car. "That's the boy," the father recalled enthusiastically.

Warner plans to go to the coast next month.

20th-Fox, Warners Close 3-Year Deal

(Continued from page 1)

Twentieth Century-Fox, with the various theatre division heads.

Howard Waugh, southern head, will arrive Monday from Memphis to work on the setup for his theatres. Ben Kalmenson is due later in the week from Pittsburgh. Other theatre executives who will visit Bond include Ted Schlanger and Lester Kreiger, Philadelphia; John J. Payette, Washington; Nat Wolff, Cleveland; Lou Halper, Los Angeles. No two groups will be in New York at the same time. Halper is scheduled to make the eastern trip in July.

For the 1936-37 season, the distributor will have 56 features.

All Warner Product Is Taken by F. W. C.

All Warner and First National product for next season will be shown in Fox West Coast theatres under a deal closed between Spyros Skouras, representing F.W.C. and Gradwell Sears, western and southern division sales head for the distributor. Sitting in on the negotiations for the circuit were Charles Skouras, Arch Bowles, William T. Powers and Edward Zabel.

Warner-Fox Deal Reported

MILWAUKEE, May 21.—Bookings are being traded by Fox and Warners in the Green Bay and Sheboygan territories, it is reported. In the former spot, Warners control the Bay, while Fox operates the Orpheum and Strand and the latter is reported doing the booking for the Bay in addition to its own houses. Warners have control in Sheboygan, where they operate the Majestic, Rex and Sheboygan, and are reported booking for Fox's Van der Vaart as well.

Indications that this is the case are also apparent here, where Fox has been booking pictures from the Warner as extended first runs into its Strand, downtown house recently acquired. James Keefe, formerly with Saxe Amusement Management, Inc., has been placed in charge of Fox advertising and publicity, succeeding Charles Lowenberg, who has been named supervisor for the circuit's Wisconsin and upper Michigan houses.

Suit Hits Transfer Of Wm. Fox Estate

(Continued from page 1)

creditors. The Capital Co. holds an unsatisfied judgment of $297,412 against Fox.

An application was made yesterday before Supreme Court Justice George H. Furman in Brooklyn to examine Fox and his wife before the trial and for an inspection of his books to determine whether he was solvent or insolvent at the time of the alleged transfer.

Justice Furman reserved decision in the matter.

Circuses Hit Bridgeport

BRIDGEPORT, May 21.—Theatre managers in this area are having competition from three circuses in the four weeks starting yesterday. Ringling Barnum and Bailey show is among the three booked into the city during that period.

Ampa Meetings for Tuesday Discussed

Ampa may change its meeting days from Thursday to Tuesday. The proposal is being considered by the membership. The organization's board of directors has discussed the matter and has reached an agreement that Tuesdays are preferable to a number of members and newspaper representatives.

Various opinions were voiced yesterday at the meeting and it was finally decided to send out questionnaires to members. It was pointed out by Paul Benjamin that for 18 years Ampa has met on Thursdays.

Because metal casts were not ready, awards for the best advertising copy designed for the trade and public, the most practical press sheet and the best poster will not be made next Thursday as planned, but on June 4.

Efforts are being made to set up quarters at a hotel to be known as the permanent home of Ampa. John C. Flinn thanked the organization for its splendid turnout at the Jesse Lasky testimonial on May 21.

Greeks Prefer Action

WASHINGTON, May 21.—American western, mystery, detective, and action pictures in general enjoy great popularity among the poorer classes of the population in Greece, reports Commercial Attache K. L. Rankin from Athens to the U. S. Dept. of Commerce. These pictures form a regular part of the programs of the so-called "popular" theatres, which attract large audiences.

Rogers Drive Is On In 5,000 Theatres

(Continued from page 1)

New York, who declared: "There could not possibly be a more fitting memorial to his name and I urge all of our citizens to join in this tribute."

The Memorial Hospital will be maintained as a retreat for the ill and needy of the stage and screen professions.

Theatres are participating in the drive under either one of two plans. About half of the total number which are joining in the drive are conducting collections among the audiences, taken in conjunction with a 20-minute trailer, which features Bing Crosby singing "Home on the Range," a Rogers favorite, and containing tributes and appeals from Lowell Thomas, Irvin S. Cobb and May Robson.

The alternative plan, to which approximately 2,500 houses have subscribed, entails membership by the theatre and the promise to contribute a fixed amount, ranging from $10 for seating capacity up to 500 to $25 for capacity above 2,000. It provides also for the use of a short trailer announcing the theatre's participation and urging patron contributions, to be left at the box-office.

Rogers Week in California

SACRAMENTO, May 21.—Governor Merriam, in a proclamation issued to the people of California has established the week starting May 22 as Will Rogers Week and urged attendance at the gatherings which will support the drive.

'My friends, this little what not you see in my hands is only one of the thousands of such wondrous contrivances I employ in Paramount's newest extravaganza beauty . . . 'POPPY' "

WORLD LEADER

ABROAD, as well as in America, its unique photographic qualities have made Super X the undisputed leader among motion picture negative materials. It is king of the movie-making capitals of the world. Eastman Kodak Company, Rochester, N. Y. (J. E. Brulatour, Inc., Distributors, Fort Lee, New York, Chicago, Hollywood.)

EASTMAN *SUPER X*

PANCHROMATIC NEGATIVE

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
in All
Branches

VOL. 39. NO. 122 NEW YORK, SATURDAY, MAY 23, 1936 TEN CENTS

New Writers Group Votes Constitution

Arbitration Sought As Settlement Basis

Hollywood, May 22.—Screen Playwrights, Inc., new organization of screen writers, formed in opposition to the Screen Writers' Guild, met at the Beverly Wilshire Hotel last night to approve a constitution and bylaws and officially induct the directors.

A copy of the constitution is to be filed for incorporation at Sacramento within a few days. The 11 members appointed to the board are: Rupert Hughes, Bess Meredyth, William Slavens McNutt, Kubec Glasmon, William Conselman, Sonia Levien, Grover Jones, Frank Butler, Gerald Geraghty, Waldemar Young and Tom Reed. McNutt was named as temporary secretary.

In an explanation of the purpose of the organization it was pointed out that the new group was formed to develop amicable relations, for the arbitration of any dispute arising between producers and screen writers, and to protect themselves from the activities of radically-minded writers and organizations which are seen as

(*Continued on page* 4)

Statements on New Stock Filed by "U"

By CLARENCE LINZ

Washington, May 22.—Receipt of three registration statements covering the financing of the new Universal Corp. which was incorporated March 13, last, was made known today by the Securities and Exchange Commission.

The first registration covers $4,000,000 worth of 10-year five per cent convertible debentures now outstanding, and 1,089,232 ⅔ shares of $1 par value common stock, to be represented by voting trust certificates, of which 130,000 shares are to be sold to Ham-

(*Continued on page* 4)

M-G-M Gets Another Year at the Astor

M-G-M yesterday concluded negotiations with Sherman Krellberg, Joseph Plunkett and Myron Robinson for a year's extension of the lease on the Astor. Under terms of the deal, M-G-M will have the theatre until June, 1937.

Expectations are that "The Great

(*Continued on page* 4)

Sidney Kent Sets English Product Deal

British National, Portal Firm, to Produce

By BRUCE ALLAN

London, May 22.—The arrangement for production here between Twentieth Century-Fox and the interests headed by Lord Portal and J. Arthur Rank, reported on several occasions recently, was officially revealed here today. Confirmation of the reports published in Motion Picture Daily came in the form of a statement from British National Films that a contract had been signed by John Corfield, managing director of British National, and Sidney R. Kent, president of Twentieth Century-Fox, immediately prior to the latter's departure for New York.

During their visit here, Kent and Joseph M. Schenck, chairman of the Twentieth Century-Fox board, denied that the company was seeking to acquire complete control of Gaumont British.

Under the British National deal the company will make four pictures a year at the Pinewood Studios for

(*Continued on page* 4)

Columbia Net for 9 Months $958,578

Columbia Pictures reports a net for nine months ending March 28 of $958,578 after all charges, including provision for Federal income and other taxes. This is equivalent to approximately $3.13 per share on common after the deduction of all preferred dividends.

Last year for the same period the

(*Continued on page* 2)

See B. & K. Delay

Chicago, May 22.—B. & K. may delay starting duals until fall, it is believed.

Since the company's recent announcement there has been a storm of protest, and it is thought this may have had some effect on the company's plans.

14 Starring Vehicles on G. B. Program

Fourteen starring vehicles yesterday were listed by G. B. in its lineup of 24 features for next season, as the company's three-day sales convention started at the Hotel Warwick. Additional starring pictures may be embraced in the remaining 10.

George Arliss, Constance Bennett and Jessie Matthews are down for two each; Constance Cummings will be co-starred in two; Sylvia Sidney and Robert Donat in one, Will Hay and Gina Malo in one, Jack Hulbert

(*Continued on page* 4)

Jack Miller Admits He'll Quit C. E. A.

Chicago, May 22.—Jack Miller today confirmed reports that he intended to resign as head of the Chicago Exhibitors' Ass'n. The move, he said, is due to demands upon his time from business interests other than exhibition. The resignation will take effect either June 15 or July 1.

Miller emphasized that the Essaness break with the C.E.A. had no bearing on his decision. He discussed his plans today with B. & K.

Hearst Soviet Propaganda Charge Stirs Reel Protest

William Randolph Hearst's *New York American* published a page-wide editorial yesterday morning in bold, black type—and stirred a hornets' nest of sharp and angry protest and denial on the part of newsreel executives of charges made therein.

The sparkplug of the Hearst newspaper group declared, in part: "Our American picture-producing companies must agree to the humiliating condition that the sound-strip speaker, in showing Russian shots, shall not say anything derogatory to Russia, Communism or the Five-Year Plan." The greater part of the foregoing was set in caps.

The editorial went on to say that the "orders" to include Communist propaganda in American newsreels are "a part of the agreement which every American motion picture corporation must sign when it buys Russian matter either from Amkino, the American distributing company for

(*Continued on page* 4)

G. B. Never to Be Sold, Says Bernerd Here

Producer Is Emphatic At Sales Session

"G. B. will never be sold."

These are Jeffrey Bernerd's own words in answer to rumors going the rounds and the highlight of his talk before 125 G. B. executives, branch managers and salesmen convened yesterday at the Warwick for the annual sales convention which is to extend for three days.

"It will always remain G. B. Pictures Corp.," he stated with emphasis.

"I want to take you into confidence to ease any doubt in your minds that G. B. is on the verge of selling to someone else. I am giving you this absolutely official. G. B. has never lost confidence in the men who have built this great organization."

To bring home his point, Bernerd outlined the financial structure and the various interests of the company, declaring G. B. has a capital of $75,000,000. This should show our finances and security. "In England, we feel we are the tops," he said.

" G. B. has 350 of the most modern and largest theatres in England, and in addition controls 250 cafes, several hotels and the most powerful broadcasting station in Europe."

Approximately 15,000 people are on

(*Continued on page* 3)

Empire Takes G. B. Sales for Canada

Empire Films, Ltd., has closed a deal to distribute G. B. product in Canada, Paul Nathanson, son of N. L., stated yesterday at a luncheon during the G. B. convention at the Warwick Hotel. It runs seven years effective with the 1936-37 lineup of 24 features.

Regal Films, Ltd., has been releasing G. B.'s output for the last three years.

In addition to this company's prod-

(*Continued on page* 2)

Giveaways Again Spread in Detroit

Detroit, May 22.—With opposition of Allied out of the way, cash giveaways appear to be in for another tussle in local theatres. Allied's board of directors last week came to an understanding that the organization would withdraw from the fight to keep them out of the local houses, cer-

(*Continued on page* 4)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 23, 1936 No. 122

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: 4 Golden Square, London, W, 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35: *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

New G.T.E. Company Formed in Delaware

WILMINGTON, May 22.—General Theatre Equipment Corp. has been incorporated at Dover to deal in supplies for theatres. Capital is listed at 800,000 shares of no par value. The incorporators are L. H. Herman, Walter Lenz and W. T. Hobson of Wilmington.

This is the new company to take over G. T. E. as a result of the approval of a reorganization plan by Chancery Court a few days ago.

FWC Statisticians Here

Walter McCarthy and Beach Abrams, statisticians for F.W.C., arrived by plane last night from the coast for conferences with Spyros and Charles Skouras.

Charles Skouras, George Topper, treasurer of F.W.C., McCarthy and Abrams are expected to return to Los Angeles next week.

Agnew, Gillham Coming

HOLLYWOOD, May 22.—Neil Agnew, Paramount general sales manager, will leave by the noon plane for New York tomorrow.

Robert M. Gillham flew to San Francisco last night and will continue on to New York from there.

Showmanship Show Ends 4-Day Exhibit

The second annual Show of Showmanship, sponsored by *Motion Picture Herald* and the Managers' Round Table Club, concluded its four-day exhibition yesterday at the offices of Quigley Publications in the RKO Bldg. It was estimated that approximately 500 theatre managers from the metropolitan area and executives from the home offices attended the display.

Among the visitors during the closing day were: J. M. Addison, Loew's division manager, Boston; H. J. Yates, head of Consolidated Film Industries; Joe Weil of Universal; Ralph Lund, RKO; Irving Windisch, Broadway Strand; Joe Di Pesa, publicist for Loew's in Boston; Al Zimbalist; Harry Kendrick, Warners' Enright, Pittsburgh; Matt Saunders, Poli, Bridgeport, and Robert Deitch, Stanley, Jersey City.

M-G-M in Deal for Boy Scout Subjects

M-G-M has closed a deal with the Boy Scouts of America by which the company will produce a series of one-reel films based on the activities of the boys', organization. The deal was signed by Fred Quimby, in charge of short subjects for M-G-M, and James E. West, chief executive of the Boy Scouts.

Under the terms of the agreement, the entire resources of the Scout organization will be placed at the disposal of M-G-M. Scout executives will collaborate with M-G-M writers in the preparation of stories. The agreement will run for a term of years, and provides that the films will be publicized by inter-organization announcements and through the national Scout publications. M-G-M is now preparing the script on the first of the series, which will be produced on the coast for fall release.

F. K. Speidell Made President of Audio

Frank K. Speidell has been named president of Audio Prod., Inc., as successor to William A. Bach, who has been named managing director of Western Electric Co., Ltd., London. Speidell has been with the company since its formation three years ago.

Bach is familiar with the London market. He was sales manager there for First National for a number of years.

RCA Pays on New Stock

RCA yesterday declared an initial dividend of 87½ cents on the new $3.50 cumulative convertible first preferred stock. It is payable July 1 to holders of record at the close of business June 8.

David Sarnoff, president, said after the board meeting that more than 95 per cent of B preferred stock has been deposited for exchange under the plan of recapitalization.

Potter Now a Director

HOLLYWOOD, May 22.—Henry Potter is now a full-fledged Goldwyn director, having been awarded a contract after about a year of "apprenticeship" on the Goldwyn lot. Potter was formerly a Broadway stage director.

Public Fights Tax After Houses Shut

PENSACOLA, Fla., May 22.—Petitions said to carry more than 8,000 signatures of individuals and business firms have been presented to the City Councilmen here in an effort to bring about the repeal of the recently adopted amusement levy which resulted in the closing of the Saenger and Isis on May 6. The houses are still dark.

The current protest of the general public against the tax follows closely similar resolutions passed by the United Brotherhood of Carpenters and Joiners of America, Local 1194, and the Central Labor Union. All protests thus far have been futile, Mayor H. Clay Armstrong declaring that the tax argument appeared to be a "closed incident."

Reserves Decision On Warners' Claim

ST. LOUIS, May 22.—John A. Hope, referee in bankruptcy, has reserved decision on the claim of Warner Bros. Pictures, Inc., against the bankrupt estate of Skouras Bros. Enterprises, Inc., for $111,605, which has been contested. Warners' claim is based on the balance due for funds they advanced to the Skouras firm between July, 1930, and September, 1933.

Nelson Cunliff, Federal trustee for the bankrupt company, opposed the claim on the ground that Skouras Bros. Enterprises was controlled and dominated by Warners, and that therefore the claim did not represent an actual indebtedness, since the acts of Skouras in their dealings with Warners were not their own acts.

Philadelphia ITO Attacks Clearance

PHILADELPHIA, May 22.—Resolutions condemning the present clearance setup here were adopted today by the I.T.O. board of governors. The present arrangement was described as discriminatory and in need of legal action to show that a conspiracy exists between distributors and affiliated theatres.

Paramount's proposed competition with poster renters also was condemned on the ground that it would be the prelude to similar moves by other distributors.

Sentiment in favor of joining Allied was voiced.

Cut RKO Fees

An application by Irving Trust Co. for interim allowances of $65,000 for services as trustee of RKO was reduced to $15,000 by Federal Judge William Bondy yesterday. The application of Donovan, Newton, Leisure & Lumbard, counsel to the trustee, for an interim allowance of $80,000 was reduced to $30,000. Disbursements of $388 were allowed to counsel.

Show Detection Films

TRENTON, May 22.—A preliminary showing of new sound film criminal detection apparatus was held at the New Jersey State Police training school at Wilburtha today. The test was to permit newsreel and newspaper photographers to make pictures so that they will not interfere with the so-called public showing scheduled here Wednesday.

◂ *Purely Personal* ▸

WILLARD McKAY and P. D. COCHRANE join J. CHEEVER COWDIN and R. H. COCHRANE in that trip to the studio for final production conferences in advance of the company's annual sales convention June 15. The trip gets under way tomorrow.

•

MRS. PAUL LUKAS, MRS. CHARLES BUTTERWORTH and LEOPOLD MANNES, the latter co-inventor of the Technicolor process, sail today on the *Champlain.*

•

A. H. BLANK and his assistant, RALPH BRANTON, left for Des Moines yesterday afternoon.

•

EDDIE DOWLING has returned from Chicago to appear in the minstrel show at his St. James Theatre.

•

JOHN C. FLINN left for the coast yesterday, via rail.

•

NED E. DEPINET is scheduled to rereturn from Hollywood today.

•

GEORGE J. SCHAEFER is back from a visit to the U. A. studios.

•

Y. FRANK FREEMAN is due back from Atlanta on Monday.

•

BEN JUDEL returned to Chicago yesterday after a brief trip.

•

SAM WOLF, coast attorney, got in yesterday.

Empire Takes G. B. Sales for Canada

(*Continued from page* 1)

uct, Empire next season will handle 62 from Republic, including the westerns, and all Educational shorts. Educational plans to have weekly one two-reeler and two single reel subjects.

Paul Nathanson sails June 12 for England with Sam Smith, who is due to arrive from London next week. Nathanson will be associated in production of British Lion with Smith. N. L. Nathanson is due to sail on the *Queen Mary* on June 5.

Oscar Hanson, president of Empire films, and branch managers of the company attending the G. B. convention will meet Monday with Republic executives at the Warwick on product talks.

Columbia Net for 9 Months $958,578

(*Continued from page* 1)

net after all charges including Federal income taxes were $1,572,720, or $5.47 on the common after preferred dividends.

During April, the report states, the release of "Mr. Deeds Goes to Town" brought about a rise in income that sent the total approximately 14 per cent over the same month last year.

Current assets are $9,692,440, of which $1,814,000 is cash, including a time deposit of $500,000. Total current liabilities are $1,694,664, and working capital is $7,997,775.

G. B. Never to Be Sold, Says Bernerd Here

(Continued from page 1)

the weekly payroll, he stated. Two newspapers, one of which has the largest circulation in London, are owned by G. B., he added. The company has two modern equipped studios, owns a film laboratory, gets out its own newsreel and has one of the greatest libraries of educational films, he said. Out of the 4,000 English theatres, 1,700 show the newsreel.

"My idea is to give you a picture of the vast octopus of which you in America are a part," he said. "When you go out to sell the new program you can feel you are representing one of the greatest picture enterprises in the whole world.

"We have been battling rumors of a pending sale and I know no one could buy our company. We want too much and they haven't enough money to buy," he declared.

Bernerd praised Arthur Lee, general manager; George W. Weeks, A. P. Waxman and Clinton White for the work they have done. He also read cables from Mark Ostrer, Michael Balcon, Alfred Hitchcock, Jessie Matthews, and Robert Donat.

He concluded by reciting an incident which took place on his recent trip to Hollywood, saying that on the coast producers look upon Balcon as the "Darryl F. Zanuck of England."

Get 20 Weeks at Roxy

Having played 18 of the company's pictures for 23 weeks during the past two years, the Roxy has guaranteed G.B. 20 weeks' playing time next season, Howard S. Cullman, trustee of the theatre, yesterday told the distributor's sales force at a convention luncheon at the Warwick.

Not one of these pictures has shown a loss, Cullman asserted, and "I challenge the record of any other theatre."

Cullman lauded A. P. Waxman's efforts, humorously stating he ran out of ideas at Warners and began using them all over again at G.B. He also told of an incident, which he modestly claimed to be true, where two men in a restaurant were overheard discussing the meaning of G.B.

The two men apparently were advised that G.B. was a film company and one of them remarked that the initials stood for "Got Brains."

"No, it can't mean that," the other replied. "They make English pictures." Another suggestion was made to the effect that the letters indicated "Great Box-Office." This solution was ignored until one of the two puzzled alphabeticians decided that it must mean "Good Bictures."

Nate J. Blumberg, John J. O'Connor and Max Fellerman of RKO were introduced to the gethering by George W. Weeks, who acted as host.

Ed Kuykendall, president of the M.P.T.O.A., was the next speaker. He said he enjoyed the lunch because food is 90 per cent of his overhead. He talked about cooperation between exhibitors and the support the M.P.T.O.A. is giving the industry.

"I am unalterably opposed to governmental regulation of the industry," he said, "as this industry is not run like a sausage factory where the same type of food is manufactured without change."

Paul Nathanson, son of N. L., was the final speaker. He acted as spokesman for his father and conveyed an expression to the sales force which was brief and to the point.

In addition to the speakers, on the dais were: Arthur Lee, Jeffrey Bernerd, Oscar Hanson and James Campbell, the latter head of G.B.'s music division. Ralph Poucher of Consolidated dropped in during lunch for a round of handshakes.

Candid Camera shots by Metropolitan Photo Service

Harry Cullman, trustee of the Roxy; Arthur A. Lee, vice-president of G. B. of America, and Jeffrey Bernerd, general manager of G. B.'s world distribution.

George W. Weeks, general manager of distribution, passing on something of obvious merriment to Ed Kuykendall, president of the M. P. T. O. A.

G. B. Pictures
Second Annual Sales Convention
Hotel Warwick - May 22, 1936

G.B. men photographed en masse as their convention opened at the Warwick yesterday morning

14 Starring Vehicles on G.B. Program

(*Continued from page 1*)

and Miss Malo in one as well as Victor McLaglen, Richard Tauber and Roland Young in individually starring pictures.

The lineup includes these:

"Everything Is Thunder," starring Constance Bennett, based on the novel by Jocelyn Lee Hardy. Douglass Montgomery and Oscar Homolka head the supporting cast. Milton Rosmer directed.

"Doomed Cargo," which co-stars Edmund Lowe and Constance Cummings, from an original by Arnold Ridley and Bernard Merivale. Albert de Courville directed.

"The Two of Us," starring Jack Hulbert and Gina Malo, adapted from "Youth at the Helm," comedy-with-music by Paul Vulpius. Sigler, Goodhart, and Hoffman, lyric trio, contributed the music. Jack Hulbert and Robert Stevenson co-directed.

"His Majesty's Pajamas," a Capitol Film directed by Al Werker, with Clive Brook, Helen Vinson, and Mary Carlisle, a comedy-drama by Gene Markey.

"The Marriage of Corbal," authored by Rafael Sabatini, is headed by a cast which includes Nils Asther, Noah Beery, Hugh Sinclair, and Hazel Terry. A Capitol Film directed by Karl Grune.

"Where There's a Will" co-stars Will Hay and Gina Malo, directed by William Beaudine.

"Nine Days a Queen" with an all-star cast headed by Cedric Hardwicke, John Mills, Nova Pilbeam, Sybil Thorndyke and Desmond Tester. Robert Stevenson directed. These are all completed.

Pictures now in production include: Geoffrey Barkas is directing "The Great Barrier," with Richard Arlen, Barry Mackay, and Lilli Palmer. This describes the building of the C. P. R. railroad in Canada.

"Everybody Dance" under direction of Charles Reisner. Gordon and Revel are writing music and lyrics. Ralph Spence collaborated on the script with Leslie Arliss.

Another directed by Reisner.

Richard Tauber, tenor, will play the lead in a modern musical romance as yet untitled. This will be produced by Capitol Films.

Exteriors for Kipling's "Soldiers Three" have been completed in India. The picture goes into production upon the arrival in London of Raoul Walsh and Victor McLaglen.

Among the others that will complete the 24 are:

"Paris Love Song," starring Jessie Matthews. Sonnie Hale will direct.

Following this, Miss Matthews will star in another as yet untitled. "Paris Love Song" will have a music score by Gordon and Revel.

"Strangers on a Honeymoon," a romantic melodrama by Edgar Wallace, co-starring Constance Cummings and Hugh Sinclair. Albert de Courville will direct.

"King Solomon's Mines," based on the novel by H. Rider Haggard. Roland Young will be starred.

"The Nelson Touch," starring George Arliss, based on Neil Grant's stage play. There will also be a second Arliss production.

"The Hawk," taken from the stage play by Francois de Croisset, will be Constance Bennett's second starring vehicle.

Alfred Hitchcock will direct Sylvia Sidney and Robert Donat in "The Hidden Power," romantic melodrama. This will be a version of one of Joseph Conrad's novels, "The Secret Agent." Hitchcock's second production for the company will be a melodrama of the type of "The 39 Steps."

An "outstanding" cast will be assembled for the "River of Unrest," a modern action melodrama; likewise for "The Threat."

"The Dark Invader," suggested by the war-time reminiscences of a German naval intelligence officer.

Mrs. G. A. Crouch Dead

WASHINGTON, May 22.—Mrs. George A. Crouch, wife of the assistant to John J. Payette, Warner zone manager, passed away yesterday morning. Funeral services will be held at the Crouch home, 207 Quincy St., N. W., tomorrow.

Statements on New Stock Filed by "U"

(*Continued from page 1*)

mons & Co., Inc., New York, the underwriters, at $8 per share and 211,569 shares to persons "who the corporation believes may purchase such shares in substantial amounts," also at $8 per share; and 222,566 shares are to be reserved for exercise of outstanding warrants entitling the holders to purchase stock at $10 per share; 266,666⅔ shares are to be reserved for conversion of debentures and 258,431 shares are outstanding.

The proceeds from the sales of the 130,000 shares to Hammons & Co., the 211,569 to be offered by the corporation and the 222,566 to be issued on the exercise of warrants will be added to the general funds of the corporation and the greater part thereof will be advanced from time to time to subsidiary companies as required for picture production, improvement of property and satisfaction of indebtedness. No proceeds are to be received from the other securities being registered.

Large Holders Listed

Present large holders of voting trust certificates were reported by the company as including R. H. Cochrane, president, 26,473; William Freiday, director, 3,500; Charles R. Rogers, director, 25,000 (also holds 111,283 warrants); Standard Capital Co., 25,000 (also holds 111,283 warrants); G. F. C. Corporation, 134,375 (also holds $1,000,000 in 10-year debentures); and Julia F. Cochrane, 44,083.

The second statement covers 80,000 shares of no par $6 convertible preferred and 533,333 ⅓ shares of $1 par value common stock, represented by voting trust certificates to be reserved for conversion of the preferred, together with scrip certificates for fractional shares of common to be issued on conversion of the preferred. The preferred stock will be convertible beginning Jan. 1, 1937, at $15 to January 1, 1939; $17.50 between that date and Jan. 1, 1941; $20 between that date and Jan. 1, 1943; $22.50 between that date and Jan. 1, 1945, and $25 thereafter.

Forty thousand shares of the preferred are to be offered in exchange for $4,000,000 of 10-year convertible five per cent debentures now outstanding, and the remaining 40,000 shares are to be offered publicly. The name of the underwriter, price and application of the proceeds from sales will be reported to the commission at a future date.

The third statement covers voting trust certificates for 1,622,566 shares of $1 par common stock, to be issued for all the common mentioned in all registrations. The voting trustees are George N. Armsby, New York; Paul G. Brown, Philadelphia; J. Cheever Cowdin, New York; Garrettson Dulin, Los Angeles; Dr. A. H. Giannini, Los Angeles; J. Arthur Rank, England, and Charles R. Rogers, Hollywood.

Universal Co. is primarily a holding company controlling Universal Pictures Co., Inc.; Universal Pictures Corp.; Big "U" Film Exchange, etc. The statements show that the parent company has 37 entirely owned and six partly owned subsidiaries.

The filing of the three registration statements entailed payment of filing fee of $3,957. Rogers and Standard Capital were named as promoters of the new corporation.

New Writers' Group Votes Constitution

(*Continued from page 1*)

imperiling the jobs of screen writers. There is a basic difference between playwrights and magazine writers on the one hand, and screen writers on the other, it was said.

Active members pay no membership fees, but are subject to $5 dues monthly and assessments not exceeding $250. Tentative plans call for $1 monthly dues for associate members. As a result of the recent fight between the producers and the Screen Writers' Guild, Screen Playwrights has declared it will ask immediately that producers institute no reprisals against any writer, including members of the guild.

Temporary headquarters have been established in the Taft Bldg. here.

M-G-M Gets Another Year at the Astor

(*Continued from page 1*)

Ziegfeld" will continue on the two-a-day policy until the latter part of July or early August. "Romeo and Juliet" will follow the current musical and it is anticipated "The Good Earth" will be dated in following the Shakespearean special.

In 1925, M-G-M took over the house from Walter Reade on a 10-year lease with an option for another decade. "The Big Parade" was the first two-a-day and was followed by "Ben Hur," "Broadway Melody," "Trader Horn," and others. Upon expiration of the lease, the distributor did not take up the option.

Now in its seventh week, "The Great Ziegfeld" has not grossed under $17,000 a week.

Giveaways Again Spread in Detroit

(*Continued from page 1*)

tain members feeling that they needed the games to combat Co-Operative's buying power and circuit competition.

George W. Trendle, president of United Detroit Theatres, says he will either institute court action or appeal to Mayor Frank Couzens to revoke the licenses of all theatres using the games. Another possibility is that Trendle will attempt to have a city ordinance passed against their usage.

Bank Night, Screeno and other such games are not lotteries in the opinion of members of the Attorney General's staff. Vance G. Ingalls, assistant corporation counsel, points out that the city charter gives the Mayor power to revoke any theatre's license "for good and satisfactory reasons."

Kent Sets Product Deal with British

(*Continued from page 1*)

world distribution by Twentieth Century-Fox. An important aspect of the arrangement is the plan by which the American company will loan writers and directors to British National, and train the latter company's personnel in Hollywood, which is taken as a definite indication that the films are to be designed for American distribution.

The pictures to be made by British National will be in addition to those from New World Prod., formed here by Twentieth Century-Fox for the production of four films within the next year for world distribution, under the supervision of Robert T. Kane, director general of Twentieth Century-Fox production in England.

Included in the arrangement is a 10-year management contract, by which Capt. Richard Norton, a B. & D. director, will be managing director of the Pinewood Studios, and all the B. & D. directors will be added to the directorate of Pinewood. The studio will increase its capital to £300,000 and is raising a loan of £600,000. These proposals will be acted upon at a special meeting of the B. & D. board of directors on May 26.

Hearst Propaganda Charge Protested

(*Continued from page 1*)

the state-controlled pictures made in Russia, or from the Russian Government itself."

Specifically cited are Paramount News, Fox Movietone News and Universal Newsreel.

Yesterday afternoon Charles E. Ford, managing director of the Universal reel, addressed a registered letter to the managing director of the *New York American*, "written in protest against your untrue editorial."

Ford's sentiments were echoed by Truman Talley, general manager of Fox Movietone News, who addressed a telegram of protest to Hearst in the west.

The most emphatic corroboration of this answer to the charges came from Amkino itself, which, through one of its leading executives, yesterday told the writer that the charges are untrue, declaring: "We definitely state that Amkino has never signed any agreement with any American newsreel company with reference to what they might or might not say in connection with Russian material."

Paramount newsreel executives were not available last night for comment on the editorial.

Wall Street

Revivals Spot Board

	High	Low	Close	Net Change
Columbia, vtc ...	32½	32½	32½	+1
Columbia, pfd	43¼	43¼	43¼	— ⅛
Consolidated	5	5	5	.....
Consolidated, pfd	17	17	17	.....
Eastman	162¼	162¼	162¼	+ ¼
Eastman, pfd	165	165	165	+1
K.-A.-O., pfd	91	90	91	+6
Loew's, Inc.	47	46¾	46⅞	— ⅛
Paramount	8½	8½	8½	— ⅛
Paramount 1 pfd.	68⅛	68⅛	68⅛	+ ⅛
Paramount 2 pfd.	9⅜	9⅜	9⅜	— ⅛
Pathe Film	8⅛	7⅞	7⅞	— ⅛
RKO	6⅛	5⅞	5⅞	.....
20th Century-Fox.	24	24	24	.....
20th Century, pfd.	33⅝	33½	33½	— ⅛
Warner Bros.	9¾	9½	9⅝	.....

Curb Gains

	High	Low	Close	Net Change
Sentry Safety	⅝	⅝	⅝	— ⅛
Sonotone	2⅝	2½	2⅝	+ ⅛
Technicolor	30	29⅛	30	+1¼
Trans-Lux	4½	4⅜	4⅜	.....

Bonds Up Fractionally

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	25⅝	25⅝	25⅝	+ ⅝
General Theatre Equip. 6s '40 ctf	25¾	25	25	— ¾
Loew's 6s '41 ww deb rights	97⅝	97½	97½	— ¼
Paramount B'way 3s '55	60	60	60	.....
Paramount Pict. 6s '55	90¾	90¼	90½	+ ¼
Warner Bros. 6s '39 wd	91½	90¾	90¾	— ½

(Quotations at close of May 22)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 123 NEW YORK, MONDAY, MAY 25, 1936 TEN CENTS

French Decree Held Move for World Censors

Films Shown Elsewhere May Bring Import Ban

Details of what appears to be an attempt by the French Government to establish a world-wide censorship over films it considers detrimental to its interests have just reached this country and distributors are amazed.

A Cabinet decree was put into effect May 7 by the new Government. Copies reached this country on the last trip of the *Hindenburg*. What to do about it is now the subject of home office discussion.

Leading newsreels have already been stopped while filming an annual beauty contest in Paris and have been informed that any attempt to smuggle films out of France will be met by a complete ban on importations by their companies.

A new Government bureau is set up in the decree for censorship of films with the cost assessed against distributors. All films released in France will be under the control of the Minister of National Education, who will

(Continued on page 7)

RKO Share Cut in Music Hall Profit

RKO is virtually eliminated from immediate participation in profits of the Music Hall under the terms of a revised agreement defining the participation of Rockefeller Center, RCA and RKO in the operations of the house.

Under the original agreement entered into by the three following the invalidating of the RKO leases on the Radio City theatres through the RKO receivership, provision was made for a payment of $500 per week to RKO Service Corp. for special

(Continued on page 4)

Cinema Club Opened For Picture Parties

The Cinema Club has been made available for receptions and cocktail parties given by film companies for press functions and as courtesies to visiting celebrities, it was stated on Saturday. A change in the bylaws of the club was made to make the new policy possible.

The publicity facilities of the club are to be at the disposal of film companies and their publicity departments when the club quarters are employed for such receptions, it was stated.

U. A. Will Have 26 to 30 Next Season, Says Schaefer

United Artists will have from 26 to 30 features next season, numerically the greatest number in any one season for the company, George J. Schaefer, vice-president and general manager, stated Saturday.

With the signing of the Walter Wanger deal, that producer will contribute six. Samuel Goldwyn will have seven, Pickford-Lasky, five; Selznick International, five; Pioneer, four, all in Technicolor; and Alexander Korda four or five.

Although no definite date has been set, Schaefer said the annual sales convention will be held on the coast the second or third week in June. District and branch managers, but not salesmen, will attend.

Producers Active With 39 in Work

HOLLYWOOD, May 24.—Feature production dropped off only one from the previous week's total last week, while short subject activity moved ahead. There were 39 features and five shorts in work. The previous week's schedules showed 40 features before the cameras, and only one short.

Pictures in preparation and scheduled for shooting within two weeks numbered 17, with 47 of the current season's product in the cutting rooms. Many organizations had companies working on location to take advantage of early summer weather.

Paramount moved up another notch to take first place among the majors, having nine films in work. Twentieth Century-Fox ran a close second with eight. Columbia had two features shooting, two in preparation and six editing. M-G-M had five, one and 12; Paramount, nine, three and seven;

(Continued on page 4)

Hanson Seeking 100 Houses for Circuit

With 14 units already in the circuit and deals on for the acquisition of six additional houses, Hanson Theatres Corp., Ltd., is aiming for a goal of 100 theatres in Canada, Oscar Hanson, vice-president, stated over the week-end. There is no specific time limit in which the goal is expected to be reached, but it is planned to extend from coast to coast.

Negotiations for the half dozen houses, all of which are in Toronto, are scheduled to be consummated within a month, Hanson said. Associated Theatres, Ltd., headed by Hanson, is handling the booking for 35 Canadian theatres.

Big Delegation

The *Normandie* arrives this morning from England and France bearing the biggest quota of film and theatrical people on any boat this season. Among her passengers are Anna Sten and her husband, Eugene Frenke, Joseph M. Schenck, Erik Charell, coming here to produce "White Horse Inn," Laura La Plante and her husband, Irving Asher; Murray Silverstone, U. A. managing director in England; I. W. Schlesinger of South African Theatres Consolidated; Robert Ritchie, Jeannette MacDonald's manager, and Robert Marquis, French producer, who will present "Koenigsmark" here.

20th-Fox May List 67 with Shorts at 96

Twentieth Century-Fox will release 67 features and 96 shorts, exclusive of Fox Movietone News, next season, it is understood branch managers, sales executives and salesmen will be told at the annual convention which opens in Chicago on May 30.

Of the 67 productions, 52 are scheduled to be made on the coast and five in England. One of the five English pictures will be "As You Like It" with Elisabeth Bergner. Four others will be made by New World Pictures under Robert T. Kane. Six outdoor action features, three of which will star Richard Arlen, will be produced by Sol Lesser. Revival of four Will Rogers pictures, namely, "State Fair,"

(Continued on page 4)

Second Warner Meet Chicago June 15-17

Warners' southern and western sales convention will be held at the Blackstone Hotel, Chicago, June 15-17, according to Gradwell Sears, southern and western distribution head.

Sears will preside at the Chicago meet and Andrew W. Smith, Jr., will be in charge of the western and Canadian gathering to be held at the Ritz Towers here, June 3-4.

Para. Theatre Policy Hinges On Ford Ideas

Centering Study Upon Partnership Deals

Paramount's future theatre policy may be influenced by the report on partnership operations now being prepared for the company's board of directors by John J. Ford, New England theatre operator, who was named by Joseph P. Kennedy to cover the theatre phase of the company survey now being concluded.

Ford, who holds a half interest in Maine & New Hampshire Theatres, a Paramount subsidiary, has been focusing his study of the company's theatre operations on the present and future advisability of the decentralized partnership operating policy now in force at Paramount. While the report is not expected to upset the actual policy of decentralized operation, it is believed that it will have an immediate bearing on the continuation of specific theatre partnerships and the arrangements on which they are now based. Ford recently returned from observation of Paramount theatre operations in the South.

Actual recommendations may be in-

(Continued on page 7)

Seven Promoted As G.B. Meeting Ends

Seven promotions in the G.B. sales force were announced Saturday by George W. Weeks, general sales manager. The three-day annual convention concluded at the Warwick yesterday when the out-of-town representatives left for their headquarters.

The appointments made were: Kenneth Hodkinson, from branch manager of the San Francisco exchange to assistant to Weeks and Clinton White at the home office; Arthur Greenblatt, New York branch head, now district

(Continued on page 4)

Poster Men Discuss Making Own Product

Arrangements for the manufacture of all types of advertising and for handling trailers will be the principal topics to be discussed at the three-day meeting of National Poster Service Ass'n, in Cleveland, on June 2-4.

The organization plans to print its own posters and manufacture photographs and lobby displays, it is stated. Negotiations are pending whereby the

(Continued on page 4)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 25, 1936 No. 123

Martin Quigley
Editor-in-Chief and Publisher
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W, 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative: Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Cochranes En Route For Coast Meetings

R. H. Cochrane left New York for Universal City Saturday on his first trip to the studio since he assumed the presidency of the company. His brother, P. D., who heads Universal's advertising and publicity department, accompanied him.

J. Cheever Cowdin, chairman of the board, and Willard McKay, recently elected a vice-president, left by air yesterday.

James R. Grainger, general sales manager, was scheduled to go along, but stays on to close additional circuit deals on the 1936-37 lineup.

Protests Reel Cuts

London, May 24.—Viscount Cecil has protested against the action of British censors in altering scenes in the current issue of the March of Time as they pictured England's part in recent League of Nations affairs, particularly as they relate to Italy.

Mentone to Radio City

Mentone Prod., short subjects producer distributing through Universal, has leased space on the 10th floor of the RKO Bldg. for immediate occupancy, Milton E. Schwarzwald, president, said Saturday.

Purely Personal

IRVING ASHER, head of the Warner British studios at Teddington, accompanied by his wife, the former Laura La Plante, and their child, arrive today on the *Normandie*. He will attend the sales convention and visit the coast studios.

•

Marco Wolff has definitely set tonight as his departure time for St. Louis. Mrs. Wolff arrived in the Mound City from the coast on Saturday to be with her daughter who is attending school there.

•

Paula Stone, daughter of Fred Stone, and Alma Lloyd, daughter of Frank Lloyd, accompanied by Henry Willson, Stone business representative, arrived today from Hollywood for a vacation.

•

Edward Goldstein, local Bank Night agent, leaves June 5 for Denver to attend the three-day convention of Affiliated Enterprises starting three days later.

•

Moe Koppleman, head of Universal's print department, left the home office Saturday to become assistant manager of the Philadelphia exchange.

•

Mrs. Paul Lukas, Harriet Kimball Eberhardt, Joe Mielziner and his wife, and Lola Woursell sailed on the *Champlain* Saturday.

•

Harry Thomas will take his belated vacation starting May 28. He's sailing then on the *Statendam* for a four-day trip to Bermuda.

•

Edwin Cline of Erpi sailed Saturday on the *American Legion* for South America.

•

Henry Randel of Paramount is back on the job after a two-week trip to Hollywood.

•

Jesse Kay of the F. & M. office returned Saturday from his honeymoon vacation.

•

Buddy Cantor will interview Earl Carroll over WMCA tomorrow night at 7:30.

•

Ernest Wilkinson, F. & M. attorney, has returned to Washington.

•

. . . Denver

Hugh Braly back from an extended trip in the north. He is district manager for Paramount.

S. R. Langwith, Erpi manager, who had his tonsils removed, is back at work.

Charles R. Gilmour, Gibraltar Enterprises president, was taken to a Scotts Bluff, Neb., hospital suffering from a heart attack.

Charles J. Bell is visiting his brother, Earl Bell. Charles is a salesman from the Omaha Warner exchange, and Earl manages the Denver exchange.

T. B. Noble, general manager for Westland Theatres, Inc., has returned from Lincoln, Neb.

Glenn Genoway made manager of the Kiva, Grand Junction.

B. P. McCormick was in town purchasing supplies for his house at Hot Springs, N. M., to replace his old Rialto. McCormick also operates houses in Canon City and Florence, Col.

J. T. Whelan purchased the Kiva at Santa Rosa, N. M., from R. L. Riddle. He will rename it the Pecos.

William Heinemann looked things over at the local Universal exchange and conferred with Jack Langan, local manager, when he stopped off here.

Louis H. Sullivan, executive from the RCA plant at Camden, N. J., another recent Denver visitor. He conferred with Dean Lewis and others.

•

. . . Lincoln

James Hostettler, former circuit operator here now living in California, here for a visit with Bob Livingston, Capitol manager; Milton Overman, Westland city manager, and Cal Bard.

Barbara Livingston, wife of the Capitol manager. is back after a winter in California and Arizona.

Jerry Zigmond establishes service club for employes of the Lincoln Theatres Corp. Bill Lideman, house manager, is president.

•

. . . Pittsburgh

Donn Wermuth plans to drive to the coast next month for a vacation and a visit with his family.

Ben Kalmenson, Mike Cullen and Chuck Shannon all on the job once more after spring leaves.

The Ed Segals are back home from their Manhattan honeymoon.

Wini Shaw's first request upon reaching Pittsburgh was for an introduction to Mayor McNair.

•

. . . Washington

Arthur A. DeTitta, Fox Movietone News Washington supervisor, made a special trailer for the campaign of the police for the Metropolitan Police Boys' Clubs.

Celebrities recently in-our-midst: Peter Lorre, Phil Regan, Jean Hersholt, James Cagney, Ethel Barrymore Colt, Louis B. Mayer. Latter was dined by Mrs. Mabel Walker Willebrandt.

Educators to Pick Best Play Material

A panel of prominent educators is being selected from which a board of judges will be chosen to select prize play material written by college students and submitted to the newly organized Bureau of New Plays, which is sponsored by seven major film companies.

The contest opens June 1 and closes Nov. 1. Film companies sponsoring it are Columbia, Paramount, Universal, RKO, M-G-M, Twentieth Century-Fox and Warners.

Bronx Lottery Case Hearings Postponed

Hearing on charges of violating the lottery laws in the playing of Screeno at the Ward, Rosedale, Allerton, Pelham and Yorke, all Springer & Cocalis theatres has been postponed until June 16, when the cases came up in Bronx Special Sessions.

In accordance with District Attorney Samuel J. Foley's instructions, these houses are playing games so that non-patrons can participate. No summonses have been handed out during the past week as a result.

Approval Expected On Dramatist Pact

Ratification of the revised basic agreement between producing managers and the Dramatists' Guild by the membership of the latter organization at its meeting today appears a certainty as a result of the overruling of final objections on the part of the producers to entering into the new five-year agreement.

The revised pact has already been approved by the guild's council, which, in the past, has been tantamount to organizational acceptance. After spirited discord between the managers and the guild since the expiration of the old agreement last March 1, the producers two weeks ago pledged their signatures for the revised pact and then raised objections to a clause which has been a part of the guild's constitution for the past 10 years. At a meeting of the League of N. Y. Theatres late last week, however, the objections were overruled and power of attorney was voted to the league to permit it to sign the new agreement on behalf of managers. The new pact retains the guild's provision for a 60-40 split of the proceeds from the sale of film rights to stage plays in the author's favor.

Legion Approves 16 Of 18 New Pictures

Of a total of 18 new pictures reviewed and classified, the National Legion of Decency, in its list for the current week, lists 12 as unobjectionable for general patronage, four as unobjectionable for adults and two as objectionable in part. The new pictures and their classifications follow:

Class A-1, Unobjectionable for General Patronage—"And So They Were Married," "Die Stimme Der Liebe," "Darkest Africa," "Fatal Lady," "Half Angel," "Man's Best Friend," "The Mine with the Iron Door," "The Princess Comes Across," "Schloss Vogeloed," "The Singing Cowboy," "Three Wise Guys," "Wolves of the Underworld." Class A-2, Unobjectionable for Adults—"Jailbreak," "The Law in Her Hands," "Scandals of Paris," "Sins of Man." Class B, Objectionable in Part—"It's Love Again," "Daredevils of the Earth."

F. P. Canadian Takes Entire Warner List

Warner Bros. have just concluded a deal with Famous Players Canadian Corp., Ltd., for the latter's 126 houses to play the entire output of Warner, First National, Cosmopolitan and Vitaphone shorts and trailers for 1936-'37.

A. W. Smith, Jr., represented Warners in the deal and J. J. Fitzgibbons and Ben Goldsaler acted for the Canadian circuit.

To Quiz Para., RKO

Additional interrogation of Paramount and RKO officials may be undertaken late this week by the Sabath Congressional committee in closed sessions here, according to Murray W Garsson, director of investigation for the committee. Max D. Steuer, attorney for the committee, is expected to quiz officials of the two companies on reorganization matters at sessions which have been tentatively set for Thursday of this week.

HEY, BUDDY!

CONSOLIDATED CAB

Pick Up Some Ready Cash Quick With This Great Cagney Hit!

Warner Bros. Suggest a Return Engagement of

JAMES

CAGNEY

Never Better Than He Is *Today* In

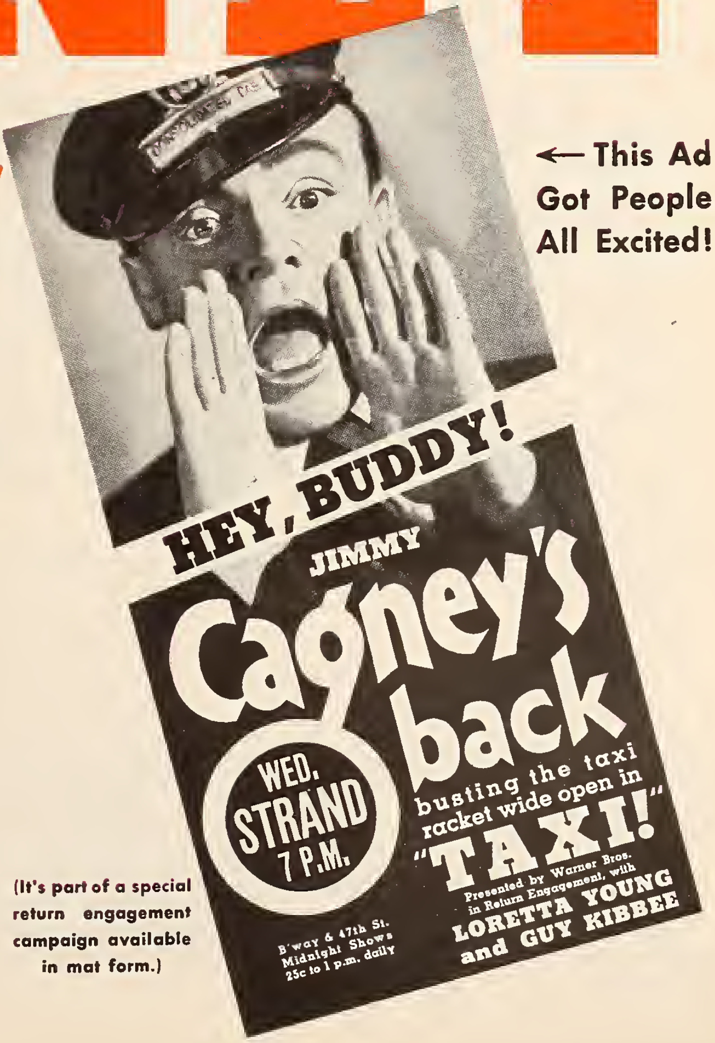
"TAXI!"

NOW DOING BETTER THAN AVERAGE NEW-PICTURE BUSINESS AT N.Y. STRAND!

●

Certain Smart Showmen Suggested Repeat Dates of This Famous Grosser—And the Idea's Spreading!

WHAT ABOUT YOU?


CONSOLIDATED CAB

HEY, BUDDY!

JIMMY

Cagney's back

busting the taxi racket wide open in

"TAXI!"

Presented by Warner Bros. in Return Engagement, with

LORETTA YOUNG and GUY KIBBEE

WED. STRAND 7 P.M.

B'way & 47th St.
Midnight Shows
25c to 1 p.m. daily

← This Ad Got People All Excited!

(It's part of a special return engagement campaign available in mat form.)

Seven Promoted As G.B. Meeting Ends

(Continued from page 1)

manager of the New York, Philadelphia and Washington offices. Irving Gumberg, former salesman in the local exchange, elevated to head the office.

Scott Chesnutt, manager of Atlanta, now is southern district manager in addition to handling sales at the exchange. John Scully, pilot of the Boston office, is in charge of New England sales. Carl Goe, former Albany salesman, has been named manager of the branch and Jack Erickson, former salesman at the San Francisco office, has succeeded Hodkinson as manager there.

Ray Halperin is a new salesman at the New York exchange. Reg Wilson, home office representative, has been delegated to cover the Midwest. Marcel Mekelberg, Albany manager, has been transferred to Boston in a similar capacity.

Speakers on Saturday morning included James Campbell, in charge of G. B. music, who told the conventioneers that the company had signed a number of prominent writers. He added that he would make periodic trips to this country from England to aid in the exploitation of important musicals.

William Fitelson, counsel for the company, talked on legal angles in signing contracts. William Berry, head of the non-theatrical department, discussed the progress he is making.

The afternoon session was devoted to a screening of "Secret Agent" and individual conferences with Weeks. Saturday night the men were entertained at the Paradise.

Yesterday was set aside for further individual meetings with Weeks and Arthur Lee. A screening of "Nine Days a Queen" was also held.

Poster Men Discuss Making Own Product

(Continued from page 1)

poster renters will sell and distribute trailers made by Theatre Trailer Co., headed by Michael Hoffman.

Seven new members have joined the national association, making a new total of 51. It is expected that the membership will be increased to 70 before the convention is over.

20th-Fox to List 67 With Shorts at 96

(Continued from page 1)

"Lightnin'," "Ambassador Bill" and "Doctor Bill."

The shorts lineup for 1936-37 is expected to be the same as the current season's list of 58 single and 38 two-reelers.

Hollywood, May 24.—Two of the specials planned by Twentieth Century-Fox will be "Queen of Sheba" and "King of the Khyber Rifles." Both are to be made on a scale comparable with "Under Two Flags."

Three to Fox West Coast

Salt Lake City, May 24.—Fox West Coast has taken over the Crest in Provo, and the Egyptian and Ogden in Ogden, Utah, from the Peery interests. Intermountain Theatres, Inc., has purchased the Isis in Preston, Idaho.

What They're Down For

Stars, featured players and other cast assignments in G. B.'s 1936-37 lineup of 24 as they appear in a breakdown of the company's product announcement:

Richard Arlen—"The Great Barrier."
George Arliss—Starred in "The Nelson Touch."
Nils Asther—"The Marriage of Corbal."
Constance Bennett—Starred in "Everything Is Thunder" and "The Hawk."
Noah Beery—"The Marriage of Corbal."
Clive Brook—"His Majesty's Pajamas."
Mary Carlisle—"His Majesty's Pajamas."
Constance Cummings—Co-starred with Edmund Lowe in "Doomed Cargo"; with Hugh Sinclair in "Strangers on a Honeymoon."
Robert Donat—Co-starred with Sylvia Sidney in "That Hidden Power."
Cedric Hardwicke—"Nine Days a Queen."
Will Hay—Co-starred with Gina Malo in "Where There's a Will."
Oscar Homolka—"Everything Is Thunder."
Jack Hulbert—Co-starred with Gina Malo in "The Two of Us."
Edmund Lowe—Co-starred with Constance Cummings in "Doomed Cargo."
Barry Mackay—"The Great Barrier."
Gina Malo—Co-starred with Will Hay in "Where There's a Will"; with Jack Hulbert in "The Two of Us."
Jessie Matthews—Starred in "Paris Love Song."
John Mills—"Nine Days a Queen."
Douglass Montgomery—"Everything Is Thunder."
Victor McLaglen—Starred in "Soldiers Three."
Lilli Palmer—"The Great Barrier."
Nova Pilbeam—"Nine Days a Queen."
Sylvia Sidney—Co-starred with Robert Donat in "The Hidden Power."
Hugh Sinclair—"The Marriage of Corbal"; co-starred with Constance Cummings in "Strangers on a Honeymoon."
Richard Tauber—Starred in untitled musical romance.
Hazel Terry—"The Marriage of Corbal."
Desmond Tester—"Nine Days a Queen."
Sybil Thorndyke—"Nine Days a Queen."
Helen Vinson—"His Majesty's Pajamas."
Roland Young—Starred in "King Solomon's Mines."

Producers Active With 39 in Work

(Continued from page 1)

Republic, one, one and five; Radio, three, three and three; Roach, one, zero and two; Selznick International, one, zero and zero; Twentieth Century-Fox, eight, four and five; Universal, two, two and two; Warners, seven, one and five; independents, zero, four and three.

In the shorts division Columbia had one being filmed, three preparing and two cutting. M-G-M had two, three and five; Radio, one, two and three; Roach, one, zero and four; independents, zero, one and zero.

Columbia Acquires Home Office Space

Columbia has taken over another full floor at the home office at 729 7th Ave., the added space having become necessary because of the expansion of the company. With the additional 10,000 square feet of floor space, Columbia now leases the entire seventh, eighth, ninth, tenth and eleventh floors, and part of the fifth.

Carrier air conditioning equipment has been installed throughout the office. Numerous departments have been moved. The chief executive offices, the legal department and the projection room are still on the 11th floor as before.

Edgar Kennedy to Tour

Hollywood, May 24.—The local F. & M. office has set five weeks of personal appearances for Edgar Kennedy. He will open at the Fox, Washington, D. C., June 19, and at the Roxy, New York, June 26. F. & M. have also extended the present tour of Betty Grable and Jackie Coogan, booking them in to the Steel Pier, Atlantic City, for one week.

RKO Outings Are Set

Two days will be necessary to take care of the 1,500 RKO home office employes on their annual excursion to Bear Mountain on the *Alexander Hamilton*. June 8 and 15 are the dates.

RKO Share Cut in Music Hall Profit

(Continued from page 1)

services to the Music Hall. The payment was to be made out of initial operating profits of the house. This payment has been eliminated from the new agreement.

Subsequent participations in profits under the original agreement, made Sept. 1, 1934, provided for a rent payment of $1,050,000 to Rockefeller Center after the service payment of $500 per week. Next, a joint payment of $36,000 per year was to be made to RCA and RKO for the retirement of RCA's advances of working capital to the Music Hall during 1933 when it was still being operated by RKO. Thereafter, Rockefeller Center became entitled to an additional $150,000 and if profits remained after these participations a first $300,000 was to be split 60 per cent to Rockefeller Center and 40 per cent jointly to RCA and RKO, and a second $300,000 would be split 50 per cent to Rockefeller Center and 50 per cent to RCA and RKO.

No division of profits under these terms has been made and, consequently, the participations of each were increased proportionately under two extensions of the agreement. The last extension expired April 30 and the revised agreement has been in negotiation since. When signed by the parties involved and approved by the Federal court here, it will be effective to Aug. 1.

A supplemental agreement was made last December between Rockefeller Center and RKO Service Corp. which runs to Aug. 31. Under this agreement Service Corp. receives approximately $1,500 per month for advisory services to the Music Hall, the fee being based on a percentage of the average weekly gross receipts of the house.

Carlisle Re-Assigned

Hollywood, May 24.—Warners will substitute David Carlisle, radio singer recently signed to a term contract, in the picture previously announced for Frank Melton. Carlisle is currently working in the Marion Davies picture, "Cain and Mabel."

They Said at G.B.

General Sales Manager **Weeks** was presented a beautiful ring as a token of admiration and appreciation by the entire sales force. The presentation was made by **Bill Mack**, he of the many initials.

+

Col. Butner of Atlanta couldn't see why the Warwick doesn't serve corn pone.

+

Irving Jacobs, the Adonis from Denver, turns out to be just a hick in disguise. He became so confused in Chicago (maybe the city's reputation had him scared) he almost took a train which would have brought him right to Canada.

+

Jeffrey Bernerd was impressive with amazing facts about the enormous interests of the G. B. parent organization.

+

Scotty Chesnutt's plain shirt would make any Scotchman turn green with envy.

+

John (Horse Race) **Franconi** doesn't think he should return to Dallas for a few days. He says he expects his grandmother to be ill next week, but the boys think it's something of a coincidence that his "grandmother" lives in Belmont Park.

+

To hear **Bill** (Milwaukee) **Marshall** tell it (and he does nothing but) the Blizzard of '88 was just a little flurry by comparison with Milwaukee's recent snowstorms.

+

The girls at the home office are somewhat lost during the absence of **Clinton** (Beatrice Fairfax) **White**, debonair assistant to **George W. Weeks**. Their love problems will simply have to wait until after the convention.

+

M. Harlan Starr, Detroit, rooted for both the Giraffe and the Tigers.

+

Candid Camera Snapshot: **Joe Kaliski**, this year's benedict, in a huddle with **Russell Borg**, who brought his bride to the convention last year.

+

Abe Fisher fenegled a ringside seat for the Paradise show, which the gang saw Saturday night. Incidentally, there was a premium on binoculars when the boys learned they were going to this hot spot.

Goldwyn Holds Potter

Hollywood, May 24.—Samuel Goldwyn has exercised his option on the services of Henry C. Potter, producer, whom he has under contract. Potter will probably be assigned to the next Miriam Hopkins picture.

Myrtil Signed

Hollywood, May 24.—Odette Myrtil, a graduate of the Folies Bergere in Paris, has been signed by Samuel Goldwyn for the role of Madame De Penable in his forthcoming production of "Dodsworth."

Pick W. C. Fields Next

Hollywood, May 24.—W. C. Fields next picture for Paramount will be "Need of Change," a story by Julian Street.

SMART SHOWMEN....NO. 3

FOX WEST COAST THEATRES CORP. SIGN UNIVERSAL 1936-37 LINEUP!

THE SHOWMEN WHO OPERATE 435 THEATRES IN THE LOS ANGELES, SAN FRANCISCO, PORTLAND, SEATTLE, DENVER, KANSAS CITY, MO. AND MILWAUKEE TERRITORIES, SHOW THEIR FAITH IN UNIVERSAL'S NEW SEASON'S LINEUP BY BEING AMONG THE FIRST TO SIGN!

FULL SPEED AHEAD WITH THE NEW UNIVERSAL!

Standardizing Data On Sound Track Use

Hollywood, May 24.—The first step towards the standardization of the various new types of sound tracks, developed by studios with new recording methods during the past year, has been taken by the Academy Research Council. Preliminary standards for dimension, position on film, and nomenclature for various classes of single and push-pull sound track as drawn up by the council's sound recording committee are being sent to all studio sound departments, sound equipment manufacturers and the New York S. M. P. E. committee.

The council committee is headed by E. R. Hansen of Twentieth Century-Fox, and the S. M. P. E. committee is headed by Porter Evans of Warners. Standardization of sound track methods, it was pointed out, will result in great economy to the industry, due to the fact that all organizations will be guided by whatever preliminary standards may be finally adopted, with the subsequent use of the sound tracks on any equipment without modification.

Demonstration Planned

Hollywood, May 24.—The Academy Technicians' Branch will meet with the Pacific coast section of the S.M.P.E. Tuesday at M-G-M to witness a demonstration by Douglas Shearer, studio sound director, of a group of new sound recording and reproducing equipments.

At the same time M-G-M's new control system for cameras and sound recording machines, which received the scientific or technical achievement award from the Academy this year will be demonstrated publicly for the first time.

Arrangements for the meeting are under the direction of Gerald F. Rackett, chairman of the local section of S.M.P.E. and Sidney J. Twining, chairman of the Technicians' Branch.

SMPE Picks Rochester

The fall convention of the S. M. P. E. will be held at the Hotel Sagamore, Rochester. Sessions will start Oct. 12 and continue through Oct. 15, according to W. C. Kunzmann, vice-president in charge of conventions. This will be the first convention to be held in Rochester since 1922.

Leaves British Lion

London, May 24. — H. Kessler Howes has resigned from his post as publicity director of British Lion, and will return to Columbia in a similar capacity. He will be succeeded at British Lion by J. Leslie Williams, recently publicity director for Universal.

Six for Grand National

Edward Alperson, president of Grand National, has closed a deal with B. F. Zeidman, head of B. F. Zeidman Prod., for six pictures. "Angels in White," already completed, will be the first release under the deal.

Stapel in Sanitarium

Kansas City, May 24.—John Stapel, Rockport, Mo., exhibitor and newspaper publisher, and president of K. M. T. A., is in the McCleary Sanitarium at Excelsior Springs, Mo., for treatment of a minor ailment.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Palm Springs"

(Wanger-Paramount)

Hollywood, May 24.—Judicious use of a trio of songs, plus a series of good personal performances, endow this picture with entertainment qualities far above the worth of the plot motivation. Three numbers, "I Don't Want to Make History," "I Want to Make Love" and "Will I Ever Know?" sung by Frances Langford, and "Hills of Wyoming" by Smith Ballew, with Miss Langford in a duet, are potential hits likely to have audiences humming. They are the framework for the show.

Miss Langford, sophisticated modern maid, believes her father, Guy Standing, wealthy, but discovers him working as a Palm Springs gambling croupier. Adopting an English title, she encourages a loveless romance with David Nevin, a socialite. Ballew, a horse wrangler, waits and wishes. To save the girl from unhappiness and direct love in its true course, Standing denounces his daughter, although she is a child of true nobility.

The finale has Miss Langford and Ballew crooning a love song on a mountain top.

Several alterations have been made in Miles Connolly's original by Joseph Fields, who did the screenplay. Humphrey Pearson adapted it, and it was directed intelligently by Aubrey Scotto. Ralph Rainger and Mack Gordon did the lyrics, and the music is by Leo Robin and Harry Revel.

Standing, Ernest Cossart, David Nevin and Spring Byington deliver standard performances. The picture introduces Ballew and is a step forward in Miss Langford's career, although E. E. Clive almost steals the show in one sequence.

Production Code Seal, No. 2,002. Running time, 70 minutes. "G."

"Nobody's Fool"

(Universal)

Hollywood, May 24.—Tailor made for Everett Horton followers, the film deals with a small town economic optimist who reforms two warring gangster factions by making them apartment house owners. It is certain to garner an extra share of audience laughs in all spots. Exhibitors can bank upon it as reliable comedy.

When Horton prematurely discards his waiter's apron for the speakers' table at a small town real estate pep meeting and subsequently is gently invited to leave town his career proceeds by leaps and bounds.

Arriving in New York, Horton humorously walks into a lecture hall where he gives an impromptu speech and is immediately thereafter spotted as a lowly impersonator. Glenda Farrell, a member of a real estate racketeering mob, whisks him out of a jam into more trouble. He immediately gets up to his ears in gang warfare with mobs headed by Cesar Romero and Frank Conroy. In typical Horton style disputes are unraveled with the hero wistfully succumbing to Miss Farrell's smiles at the fadeout, while the gangsters, bewildered, are transformed into good citizens.

The performances of Horton, Miss Farrell and Romero stand out, with the supporting cast doing creditable work. Arthur Greville Collins' direction has drained all the situations for a maximum of laughs. Ralph Block and Ben Markson's screenplay packed plenty of chuckles which were not lost in Jerry Sackheim's adaptation.

Production Code Seal, No. 2,165. Running time, 64 minutes. "G."

K. C. Ad Ban Removed

Kansas City, May 24.—Exhibitors here, may again carry outside advertising on Bank Night and other money giveaways, providing, however, that the advertising reads, "If Present."

Some months ago City Manager H. F. McElroy ordered the police to take down marquee and other outside signs on giveaways.

Wurtzel to Start "Aisle"

Hollywood, May 24.—Sol Wurtzel will start production of "Across the Aisle," final picture on his 1935-36 schedule, on June 1. Michael Whalen and Gloria Stewart will have the leading roles. The screen play is by Lew **Breslow.**

Wond Chinese Producer

Hollywood, May 24.—Bruce Wond, who is now supervising Chinese extras in "Chinese Gold," at Paramount, is the director-producer of a Chinese film called "Sun Yun." Wai Kim Fung, star of that picture, is now en route to China where she will make personal appearances when it is released. Later, Wond plans an American showing of the film with English sub-titles. The production was financed by San Francisco and Los Angeles Chinese merchants.

"Show Boat" Is N. O. Hit

New Orleans, May 24.—"Show Boat" at the Saenger is doing practically an S.R.O. business.

Short Subjects

"Going Places No. 21"

(Universal)

With Lowell Thomas supplementing verbally what the screen depicts, this interesting subject is a detailed account of Aden, at the mouth of the Red Sea, a naturally rocky and formidable British fortress, companion piece to Gibraltar. In the midst of the volcanic mass of rock is a sleepy town, supplied from the outside, since Aden produces nothing of its own. Its only industry is the making of cloth. Little is seen, however, of the fortifications themselves.

Production Code Seal, No. 0995. Running time, 9 mins. "G."

"Along the Life Line of the British Empire"

(Harold Auten)

For audiences that demand good travel shorts this is a requisite. The atmosphere of travel is always evident as the film begins on a ship entering the Suez Canal, stops, takes in Port Said, continues on to Malta and finally to Gibraltar. Some parts of the film have been photographed from still pictures but on the whole the interesting and informative is well presented. British forts, warships and the army are evident. Reviewed without production code seal. Running time, 11 mins. "G."

"Heart of Paris"

(Harold Auten)

In a different manner this film takes in the highlights of the French city. The narrative is informative and much is condensed into 11 minutes. The camera takes the audience into the Louvre, up to the towers of Notre Dame, along the principal thoroughfares, to civic centers, shopping districts, parks and many other places, all of which are effectively and sometimes excellently photographed. It will entertain. Reviewed without production code seal. "G."

"Colonial Williamsburg"

(Harold Auten)

The historical Virginia city is presented in this tastefully executed short of the "Screen Traveler" series. The camera rambles around the town catching all the interesting buildings, places of interest, customs and other details which are well photographed and never boring. It holds the charm of the old colonial atmosphere and should prove entertaining. Reviewed without production code seal. Running time, 11 mins. "G."

Radio Has New Series

Hollywood, May 24.—Radio has started production of a new series of two-reel comedies to be known as the Smart Set series. Lee Marcus will produce, and Bert Gilroy will act as associate producer. Jean Yarborough, who wrote the script of the first in collaboration with Charles Roberts, is directing. The picture has not been titled as yet. The cast includes Lucille Ball, Bud Jamison, Loren Raker and Constance Bergin.

Luise Rainer Signed

Hollywood, May 24. — Luise Rainer, foreign star now working in "The Good Earth," has been given a long term contract by M-G-M.

"Robin Hood" Loop Leader; Gets $14,200

CHICAGO, May 24.—In spite of a general falling off of Loop business "Robin Hood of El Dorado" hit the smart figure of $14,200 at the Roosevelt, over average by $3,200.

"Under Two Flags" took second honors, helped by a revue, at the Chicago with a gross of $34,800. This topped normal by $2,800. "Small Town Girl" was $700 up on a take of $6,200 at the Garrick. "The Unguarded Hour" took $5,800 at the Apollo. "The Great Ziegfeld" held up to $10,000 in its fifth week at the Erlanger, but elsewhere business was dull.

Total first run business was $124,700. Average is $128,000.

Estimated takings:

Week Ending May 21:

"ROBIN HOOD OF ELDORADO (M-G-M)
ROOSEVELT — (1,591), 30c-40c-60c, 7 days. **Gross:** $14,200. (Average, $11,000)

"THE EX-MRS. BRADFORD" (Radio)
PALACE—(2,509), 25c-35c-50c, 7 days, 3rd week. Stage: "Folies Comique." **Gross:** $13,000. (Average, $19,000)

"UNDER TWO FLAGS" (20th-Fox)
CHICAGO—(4,000), 35c-50c-68c, 7 days. Stage: "Broadway Sketchbook Revue." **Gross:** $34,800. (Average, $32,000)

"PREVIEW MURDER MYSTERY" (Para.)
ORIENTAL—(3,490), 25c-40c, 7 days. Stage: Dance Festival Winners. **Gross:** $14,700. (Average, $15,000)

"SMALL TOWN GIRL" (M-G-M)
GARRICK—(900), 30c-40c-60c, 7 days. **Gross:** $6,200. (Average, $5,500)

Week Ending May 22:

"ONE RAINY AFTERNOON" (U.A.)
UNITED ARTISTS—(1,700), 30c-40c-60c. 7 days. **Gross:** $14,500. (Average, $17,000)

"THE UNGUARDED HOUR" (M-G-M)
APOLLO—(1,400), 30c-40c-60c, 7 days. **Gross:** $5,800. (Average, $4,500)

"SILLY BILLIES" (Radio)
STATE-LAKE — (2,776), 20c-30c-35c, 7 days. Stage: "Laff. Town, Laff" Revue. **Gross:** $11,500. (Average, $13,000)

Week Ending May 23:

"THE GREAT ZIEGFELD" (M-G-M)
ERLANGER—(1,200), 50c-75c-$1-$1.50, 5th week. **Gross:** $10,000. (Average, $11,000)

French Move Seen For World Censors

(Continued from page 1)

function through a Commission of Cinematographic Control of the Administration of the Beaux-Arts. Visas will be issued for films approved.

"Before granting this visa," the decree reads, "this commission shall take into consideration the ensemble of national interests in question and particularly the interest of the defense of good morals and respect for national traditions.

"The visa can be refused to films imported from abroad even when the film itself is of such a character that it should be approved, in the event that it is established that the person demanding the visa, or the producer, has participated in the public exhibition outside of French territory of films contrary to French national interest."

The censorship commission will include a small army of officials. It will include two representatives of the Presidency of Council, three representatives of the Minister of the Interior, three representatives of the Minister of National Education, one representative each from the Dep'ts of Foreign Affairs, Justice, War, Marine, Air, and functionaries representing various branches of the French industry, as well as a representative of the ministry charged with the affairs of Alsace and Lorraine, each time the film is in the German language.

"Whenever, by reason of the nature of the film," the decree continues, "the President deems it necessary, he may include in the commission, temporily and with advisory votes, representatives of public administrations other than those enumerated in Paragraph 2 of the present Article."

The Director-General of Beaux-Arts, the Director-General of the State Police, the Chief of the Dep't of Music and Theatrical Representations will be ex-officio members, and all these officials must have passes to all theatres.

The same type of censorship visas is required for all films to be exported.

This latter provision not only hits newsreels, but all film processed in France. Paris is a center for dubbing, printing and re-titling films shown in continental Europe.

Newsreels operating in Paris have designated a representative to contact the Government and receive instructions.

The agitation is believed to date back to the assassination of King Alexander of Jugoslavia when English and American newsreels smuggled negative out of France, and newspapers both inside and outside of France attacked the Government because they considered the reels showed inadequate police protection for the visiting monarch.

Some discussion has already been held on the possibility of barring all French newsreel shots in this country, on the theory that this will avoid any chance of irritating French sensibilities.

Plan Burlesque Party

The Burlesque Artists' Ass'n., national organization of burlesque performers affiliated with the A. F. of L., will hold its first annual dance and entertainment June 14 at the Manhattan Opera House. The proceeds will be used for a benevolent fund.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Hearts in Bondage"

(Republic)

HOLLYWOOD, May 24.—The drama of the historic battle between the *Monitor* and *Merrimac* is the theme of this. James Dunn, discharged from the U. S. Navy before the Civil War for refusing to sink the *Merrimac* when left in charge, returns on the *Monitor,* built by his uncle, Fritz Lieber, as Ericsson, and destroys the ship after the Confederates have transformed it into an ironclad.

In the plot are incidents which show the individual feelings of the participants in the war and a love theme which has Dunn court Mae Clarke, whose brother, David Manners, is fighting for the south.

The picture unreels an interesting document and events are kept moving by the direction of Lew Ayres. The supporting cast includes Charlotte Henry, Henry B. Walthall, Irving Pichel and Frank McGlynn, Sr., as Lincoln. Dunn seems at home in the role and convinces in a part unusual for him. The screenplay is by Bernard Schubert and Oliver Cooper from Wallace MacDonald's original. It is a Colbert Clark production. A musical score by Hugo Riesenfeld aids in telling the story. Exploitation should stress the love interest as well as the historical nature of the picture.

Production Code Seal, 2,145. Running time, 69 minutes. "G."

Overseas Preview

"She Knew What She Wanted"

(Rialto-Associated British)

LONDON, May 14.—Indicating a change in production policy at B.I.P. studios, this Rialto feature is made by a special unit in which Thomas Bentley is both producer and director. From the stage musical comedy "Funny Face," it has been written for the screen by Frank Miller from a treatment by Tom Geraghty and the music is by Gershwin.

A strong team of British comedians has been put behind a frankly farcical story of an English schoolgirl, Betty Ann Davies, with an instinctive and prodigious gift of lying, which she uses to involve a famous dance band conductor, Fred Conyngham, in an attempt to rifle a safe. Two comedy crooks, W. H. Berry and Ben Welden, and the eccentric manager of the conductor, Albert Burdon, have the same object and the laughs depend upon the extent to which American audiences can understand their distinctly British idiom. It is a second feature in any case.

Running time, 65 minutes. "G."

ALLAN

Para. Theatre Policy Hinges On Ford Ideas

(Continued from page 1)

corporated in the report on the advisability of continuing the partnership deals with Wilby-Kincey, Lucas & Jenkins and Hoblitzelle circuits, all three of which expire July 1. The agreements now in force incorporate provisions under which Paramount is privileged to buy back the stock interests of the partners in these theatre operations. The Paramount board in the past has evidenced considerable indecision over the advisability of extending theatre partnership agreements or in exercising the buy-back options.

Kennedy's own report on studio operations is understood to be ready now for submission to the Paramount board either at its monthly meeting scheduled for next Thursday or at a special meeting of the board which might be called for tomorrow or Wednesday. Kennedy is expected here from the coast late today or some time tomorrow. His report, it is said, will deal primarily with production financial problems, morale of studio personnel and may incorporate suggestions for strengthening studio executive ranks and bolstering production resources.

However, actual recommendations for improving situations which present themselves to Kennedy as vital problems may not be made to the board until after he has itemized for that body the matters he believes require correcting, it is said. This is on the theory that the board, or some part of it, may not agree that corrective action is required for some of the situations which Kennedy may regard as "problems."

Radio Re-Signs Cabanne

HOLLYWOOD, May 24.—Christy Cabanne, veteran director, has been signed to a new long term contract with Radio.

Wall Street

Universal Up 7½ Pts on Board

	High	Low	Close	Net Change
Columbia, vtc.....	32⅝	32⅝	32⅝	+ ⅛
Columbia, pfd......	43	43	43	— ¼
Consolidated, pfd..	17	17	17	.....
Loew's Inc.........	47⅜	47	47⅜	+ ½
Paramount	8⅝	8⅜	8⅝	+ ⅛
Paramount 2 pfd..	9½	9½	9½	+ ⅛
Pathe Film........	7⅞	7⅞	7⅞	.....
Universal pfd......	99½	91	99½	+7½
Warner Bros.......	10	9⅝	10	+ ⅜

No Curb Change

	High	Low	Close	Net Change
Sonotone	2⅝	2⅝	2⅝	.....
Technicolor	29⅝	29⅝	29⅝	.....
Trans Lux.........	4⅜	4⅜	4⅜	.....

G. T. E. Bonds Gain

	High	Low	Close	Net Change
General Theatre Equip. 6s '40.....	25¾	25¾	25¾	+ ⅛
General Theatre Equip. 6s '40 ctf.	26	25½	26	+1
Keith B. F. 6s '46.	93⅛	93⅛	93⅛	— ¼
Loew's 6s '41 ww deb rights.......	97½	97½	97½	.....
Paramount Pictures 6s '55......	90¼	90¼	90¼	— ¼
Warner Bros. 6s '39 wd............	91	91	91	+ ¼

(Quotations at close of May 23.)

TWO PAIRS THAT WIN EVERY DEAL

You can stand pat on these two pairs, for they are always sure winners. Raise the bet by promising your patrons a big laugh whenever you have Tim and Irene or Buster West and Tom Patricola on your program.

TIM and IRENE

who introduced Irene's goofy family for a riot of fun in "JUST PLAIN FOLKS", bring another silly adventure with the "folks" in

"IT HAPPENED ALL RIGHT"

Directed by Walter Graham
Story by David Freedman

BUSTER WEST and TOM PATRICOLA

just signed up for a long term in Educational's Comedies by popular demand, blow up a gale of laughter in their favorite sailor roles in

"FRESH FROM THE FLEET"

Produced by Al Christie
Story by William Watson
and Arthur Jarrett

Presented by
E. W. HAMMONS

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VOL. 39. NO. 124 NEW YORK, TUESDAY, MAY 26, 1936 TEN CENTS

Fight Against French Decree Planned Here

First Protest May Be on Export Features

How to combat the French move or control of world showings of films regarded by that Government as inimical to its interests will be the subject of distributor conferences this week.

First protests, it is expected, will be directed to that portion of the May 7 censorship decree which permits the Government to inspect and disapprove all films taken into France for processing and reshipment to other countries.

Enforcement of this provision would make it possible for France to control all showings of American films in continental Europe, it is pointed out, because France is a center for printing, titling and dubbing.

Distributors here say the regulations are far more drastic than any imposed by Germany, Russia or Italy.

American film men admit freely that France has the right to impose censorship on all films shown within its territories, but are resentful over the broad terms of the decree which permit the censors to refuse visas to any picture, because the individual or company offering it for approval, has

(*Continued on page* 8)

Say No Film Money For Stage in Future

Despite a declaration from film producers that no motion picture money would go into Broadway stage productions under the new and amended minimum basic agreement for dramatists and producing managers, a membership meeting of the Dramatists Guild approved the amended agreement by a two to one vote yesterday.

The film producers' ultimatum was delivered to Sidney Howard, president of the Guild, during the meeting. It was in the form of a letter from J. Robert Rubin of M-G-M, who

(*Continued on page* 8)

Only 8 RKO Claims Left to Be Settled

Only eight claims totalling approximately $2,930,000 which were filed by general creditors of RKO in the company's reorganization proceedings remain to be negotiated as a result of the filing in U. S. District Court here yesterday of stipulations for the allow-

(*Continued on page* 8)

Synopsis Section Dropped; Pettengill Bill Reported

By CLARENCE LINZ

WASHINGTON, May 25.—Eliminating the blind selling provisions of the Pettengill block booking bill, the subcommittee in charge of the legislation today made a favorable report on the measure to the House Interstate and Foreign Commerce Committee.

The blind selling provisions were eliminated on a motion by Representative Peyser of New York. Under them, it would have been necessary for a distributor to accompany every contract offered with a "complete and true synopsis" of the film, and if the completed picture deviated from the synopsis in any substantial manner the exhibitor could cancel without liability for breach of contract and recover any damages suffered by reason of such difference, or could retain the lease and recover damages as for a breach of warranty.

"The majority of the committee," it was explained by Representative Pettengill following the reporting of the bill, "felt that with compulsory block booking forbidden the alleged faults of blind selling would tend to correct themselves. The effective date of the bill would be 18 months from the date of its enactment to give the industry ample opportunity to adjust itself to the bill."

A similar measure, introduced by Senator Neeley of West Virginia, was favorably reported by the Senate Interstate Commerce Committee this month.

Otterson a Witness In FCC Sound Probe

Early sound film developments when he was president of Erpi were described by John E. Otterson yesterday before A. G. Patterson, director of the telephone division of the Federal Communications Commission now investigating A. T. & T.

The hearing was scheduled to start at 10 o'clock, but Otterson did not arrive until 11 o'clock. He will go on the stand again today.

Much of the questioning centered about contracts with Vitaphone Corp.

Says U. A. to Bring Over 8 from England

Eight of the pictures to be made by United Artists producing affiliates in London next season will be distributed in the United States, Murray Silverstone, chairman and managing director of U. A. in England and Europe, said yesterday when he arrived on the *Normandie*. Six of the number will be made by Alexander

(*Continued on page* 8)

Full of Nays

Joseph M. Schenck, chairman of the Twentieth Century-Fox board, returned on the *Normandie* yesterday in a denying mood. He denied:

1. That the company's 49 per cent interest in G. B. would be sold to a syndicate headed by Lord Portal.

2. That the company would purchase G. B.'s 49 per cent interest in G. B.

3. That the company was interested in taking over the Roxy.

On inquiry, Schenck said that Twentieth Century-Fox would have 26 "A" pictures on its lineup next season. He leaves for Chicago Friday to attend the sales convention.

Para Sets 65; May Have More For Next Year

Paramount will have 65 features next season and perhaps more. Definitely set as the result of the trip west of Neil F. Agnew, general sales manager, and Robert M. Gillham, head of the advertising and publicity department who have returned to New York, is the decision to release 40 in the first six months of the 1936-37 season.

The company this year will not include branch managers and salesmen at its Chicago convention, set for June 5-6 at the Edgewater Beach Hotel in Chicago. Home office executives will attend and only district managers from the field. Later, district managers either will hold meetings of that portion of the sales force which they

(*Continued on page* 8)

IATSE Issues Rule Upon "Lab" Members

All laboratory workers in New York will have to become active I. A. T. S. E. members under the "closed shop" agreement with major producers, the I. A. yesterday advised various plants in the metropolitan area.

The majority of "lab" help were I. A.-affiliated until the NRA became

(*Continued on page* 8)

Kennedy Held On Coast; Will Depart Today

Ford's Theatres Study Is Progressing

With Joseph P. Kennedy delaying his departure from the coast until today, earlier expectations that his report on the Paramount studio situation might be presented to the company's regular board meeting on Thursday were considerably lessened.

According to present plans, Kennedy leaves the coast this morning by train, accompanied by his assistants, A. B. Poole and C. P. Scollard. This means that no special meeting of the board will be called today or tomorrow to receive the report and that there is little likelihood of a formal report being ready for the regular monthly meeting Thursday. It is believed, however, that if Kennedy arrives in time for the latter session he may make an advance oral report to the board on the high spots of his studio survey. The final report, in this case, probably would go before a special meeting some time next week and would be consolidated by the company later for possible presentation to the annual meeting of Paramount stockholders on June 16.

The final report would incorporate the observations and recommendations

(*Continued on page* 8)

High Court Blocks St. Louis Appeal

WASHINGTON, May 25.—Rejecting a petition of Warners and other film companies involved in the St. Louis suit for review of the Molyneaux ruling dismissing the case "without prejudice" at the motion of the Government, the U. S. Supreme Court today affirmed the decree without issuing a formal opinion.

Affirmation of the decree was asked by the Government in its brief opposing the granting of the review on the

(*Continued on page* 8)

Hardy Will Address Allied's Convention

WASHINGTON, May 25.—Russell Hardy, special assistant to the attorney general, who acted for the Government in the recent St. Louis actions, will be one of the chief speakers at the Allied convention in Cleveland, June 3-5. The announcement was

(*Continued on page* 8)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 26, 1936 No. 124

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Looks Like Sellout

The Cinema Club luncheon tomorrow to William F. Rodgers, recently appointed general sales manager of M-G-M, is rapidly assuming the proportions of a sellout. The list closes at 4 P. M. today. Charles C. Pettijohn will be toastmaster. Bert Adler is now secretary of the club.

The Loew-M-G-M office will turn out in bulk, the delegation to include Nicholas M. Schenck, David Bernstein, J. Robert Rubin, Al Lichtman, Leopold Friedman, T. J. Connors, E. M. Saunders, Fred C. Quimby, Bill Kelly, Joseph R. Vogel, E. A. Schiller, Howard Dietz, Si Seadler, Louis K. Sidney, Oscar A. Doob, Charles Sonin and W. R. Ferguson.

Wanger in Tomorrow

Walter Wanger arrives from the coast tomorrow and sails shortly thereafter for Italy on a vacation prior to launching production under his new deal with United Artists. His studio will close for six weeks.

Kelly to Sail July 25

Arthur W. Kelly, head of U. A. foreign activities with the exception of England and the continent, will sail July 25 on the *Eastern Prince* for Rio de Janeiro and other ports.

Actors Equity Holds 23rd Annual Meeting

A proposal of the council of Actors' Equity Ass'n., to amend the constitution regarding the qualifications of junior members for senior membership was defeated at the 23rd annual meeting yesterday. Although the proposal received a majority of the votes of the 700 members present, a two-thirds vote is necessary to amend the constitution. The meeting was held at the Astor.

The proposal called for stricter qualifications, replacing the automatic promotion to senior membership at the end of two years, with a requirement of 50 weeks actual performance within the two-year period. Lacking that, an additional two-year period must be served by the junior member before being admitted to senior membership. The vote for 14 members of the council, 10 of them regular terms and four replacements, will not be announced until late today. A nominating committee slate and an independent group were candidates. The council recommended the establishment of a minimum wage of $40 per week for all classes of members. Junior members now get a minimum of $25 weekly.

William A. Brady made a plea for an end to the internal quarrels, which was causing the organization to lose the opportunity of half a century, the veteran producer said.

Carl Laemmle to Be Honor Dinner Guest

Carl Laemmle will be guest of honor at a dinner to be tendered him at the Waldorf Astoria on June 22 under the auspices of the amusement division of the United Palestine Appeal. Probably it will be the final function signalizing his retirement from general activity in the industry.

A committee of 100, representing all branches of show business, is being organized under the general direction of Nathan Burkan who is chairman of the amusement division of the Appeal. Eddie Cantor and Louis Nizer are co-chairman.

Rogers Services Today

Funeral services will be held today at 10 o'clock at The Jewish Center at 131 W. 86th St., for Harris Rogers, who died Sunday at the age of 93 at his home. He was the father of Saul, Gustavus, Lou T. and Charles Rogers, and the uncle of Budd and Charles R. Rogers.

Mrs. Gartner Passes

Mrs. Marion Gartner, wife of Charles L. Gartner, manager of the foreign publicity department at Paramount, died Sunday. Funeral services will be held today at the Fairchild Chapel, 86 Lefferts Place, Brooklyn, at 2:30.

George Keys Buried

NASHVILLE, May 25.—George Keys, head of Jackson City Enterprises, Inc., a Paramount theatre unit, was buried at Jackson City, Tenn., today. Keys died suddenly last Friday.

Moskowitz, Brand East

HOLLYWOOD, May 25.—Joseph Moskowitz and Harry Brand left for Chicago by plane today to attend the sales meeting of Twentieth Century-Fox.

A Delegate

Hollywood, May 25.—Cecil B. DeMille has been named a delegate to the Republican national convention which will be held in Cleveland June 9.

First Reports Good On the Rogers Fund

Scattered reports on the first results of the nationwide drive on behalf of the Will Rogers Memorial Fund are excellent, declared Major Leslie E. Thompson, chairman of the committee in charge, yesterday. He expressed confidence that the final tally, which will not be available for a couple of weeks, will be satisfactory.

Approximately $20,000 was collected in memberships before the drive got under way, he added. At an average of $10 per theatre, this, he said represents 2,000 houses.

Preliminary reports from a number of leading houses indicated that the totals would be twice to three times as great as was collected during the last similar drive, for the N. V. A., in 1934. For the three days, Friday, Saturday and Sunday, the Music Hall in New York collected $2,820. The Coliseum in uptown Manhattan collected $716, compared with $268 for the corresponding three days during the N. V. A. drive. Other three-day figures included: Paradise, Bronx, $827; RKO Flushing, $654; Albee, Brooklyn, $801. The Golden Gate in San Francisco took in $534 during the first day of the drive.

Jack Miller Names July 1 to Quit CEA

CHICAGO, May 25.—Jack Miller today designated July 1 as the date on which he will resign as head of the Chicago Exhibitors' Ass'n, a post which he has held for the past 12 years.

No indication concerning his successor has been received as yet.

Academy Sued on Title

Amusement Securities Corp., yesterday obtained a show cause order in N. Y. Supreme Court against Academy Pictures, Edward J. and Victor Halperin and others in an action to restrain the defendants from using the word "Zombie" as part of the title of the Academy film, "The Revolt of the Zombies," scheduled to open at the Rialto tomorrow. The plaintiff contends the title infringes on their film, "The White Zombie." The order is returnable tomorrow.

Marquis Brings in Film

Robert Marquis, president of the Private Bank of the Film Industry in France, arrived yesterday on the *Normandie* with a print of "Koenigsmark," which was produced by Roger Richebe. Marquis said he will stay until June 12. He added that he was not interested in the picture, but that Richebe had asked him to try to dispose of it in the American market.

Night Patronage Heavy

"Cloistered," now current at the 55th St. Playhouse, is doing substantial night business at that house.

"White Horse" Show On Big Scale Here

Between $280,000 and $300,000 will be spent on production of "White Horse Inn," which is to open at the Center on Sept. 5, according to Erik Charell, producer, who arrived yesterday on the *Normandie* with his brother, Ludwig, and Hans Muller, author, to prepare the settings and line up the cast.

The entire population of the village of Marquetstein, about 40 to be exact, in the Tyrol, will be brought over to appear in the play, Charell stated. They will arrive in July. In addition, Charell will reproduce a hotel in St. Wolfgang, Austria, in the interior of the Center and plans to have brought over products of the Tyrol which are to be sold in the theatre.

There will be 200 people in the cast and three different orchestras; one from the Tyrol with native instruments; the second a symphony orchestra and the third a jazz band. Charell expects to have the three play simultaneously during one sequence. Professors M. Stern and Max Rivers will assist in the decorations and costumes.

Warners are participating in the financing, but Rowland Stebbins' company, known as Lawrence Rivers, owns the play. After the Center run, the play will be sent on the road, winding up in Hollywood where Warners will produce it in picture form.

Madison Houses Are Sought by Circuits

MADISON, Wis., May 25. — Saxe Amusement Management, Inc., operators of the Capitol here; Great States Amusement Co., Chicago, and E. R. Ruben, Minneapolis, head of Welworth Theatres of Wisconsin, Inc., are reported to be interested in obtaining the Orpheum, Parkway and Strand, now in process of reorganization here.

The houses are now leased by the Ashley Theatre Corp., with Fox reported as being concerned in the booking. The contract with Ashley still has six years to run, but it is indicated bids for new leases on the houses will be taken following the reorganization of the Beecroft Bldg. Co., owner.

Acquittal of Somma Opens Va. Theatres

RICHMOND, May 25.—Acquittal of Charles A. Somma in Hustings Court on a charge of operating on Sunday after he had taken an appeal from a Police Court fine has resulted in a spread of Sunday openings.

Judge John L. Ingram placed a broad construction on the word "necessity" in the blue laws.

Many houses were open last Sunday.

Empire-Educational Men Convene Today

Oscar Hanson, president of Empire Films, and the various Canadian branch managers, will meet today with Harvey Day of Terrytoons and Jack Skirball of Educational for a one-day sales conference. The men will leave for their headquarters tonight.

Yesterday the Empire representatives were tendered a special luncheon at the Tavern by Republic home office executives, later meeting at the Warwick for a general discussion of next season's lineup.

◂ Purely Personal ▸

W. RAY JOHNSTON, president of Republic, yesterday played host to the visiting Empire Films sales crew at the Tavern. Attending the luncheon were J. J. MILSTEIN, OSCAR HANSON, PAUL NATHANSON, E. H. GOLDSTEIN, NORTON RITCHEY, EDWARD SCHNITZER and HERMAN GLUCKMAN, HARRY THOMAS, AL HOVEL, MITCHELL KLUPT, CHARLES MOSES and EDWARD HYMAN were grouped around for a session of their own. JAMES A. FITZPATRICK was there with a friend. LAURENCE STALLINGS, TRUMAN TALLEY, LEW LEHR and a number of Fox Movietone News boys had their own table. CHARLES FORD, RALPH POUCHER, WILLIAM GERMAN, JOHNNY HYDE, EMIL JENSEN, WILLIAM and HARRY BRANDT, ARTHUR SEIGEL, RALPH POUCHER were seen at various spots, some with and some without company.

•

ROBERT RITCHIE was not aboard the *Normandie* when it docked yesterday. I. W. SCHLESINGER of South African Theatres Consolidated, IRVING ASHER, LAURA LAPLANTE and their baby, and DON MERSEREAU, general manager of *Film Daily*, were passengers, but preferred not to talk.

Quip of the Day

Joe Moskowitz telegraphed Bob Goldstein to line up a novelty act for a forthcoming 20th Century-Fox picture.

Goldstein wired back: "Clyde Shapiro, the Fire-eater, is available now. Been held up last two weeks because of heart burn. Advise."

Bob's waiting.

LINDA WATKINS (Mrs. Gabriel L Hess), JAMES KIRKWOOD, DOROTHY STICKNEY and ALEXANDER KIRKLAND—all identified with films at one time or another—are in the cast of "The County Chairman," the GEORGE ADE play which was revived last night at the National for one week.

•

FRED AYER, onetime reporter for *Motion Picture Herald* and now a stage producer—"Parnell" was his—will go summer theatreward in association with RANNEY COMPTON. Theirs will be the Post Road Theatre and it opens June 29 with "The Petrified Forest."

•

E. D. LEISHMAN, former head of the management board of Radio Pictures, Ltd., of London, arrives on the *Washington* Friday. RALPH HANBURY, who succeeded him, is crossing on the *Manhattan* and is due in June 11 for the RKO sales convention.

•

IRVING DREEBEN, who has been head of ad sales at the local Twentieth Century-Fox exchange for a number of years, has joined MORRIS LIBERMAN's valance firm.

•

GRAHAM GREENE, author of "A Gun for Sale," has had his novel purchased by Paramount. A. M. BOTSFORD will produce as "This Gun for Hire."

•

JOHN D. CLARK returned yesterday from a two-week stay in Hollywood and busied himself immediately with plans for the Twentieth Century-Fox sales convention.

•

SAM ROSENSHINE will open the Strand, Loch Sheldrake, N. Y., on Decoration Day.

•

SI FABIAN returned yesterday from Albany and a tour of his upstate theatres.

•

HARRY D. BUCKLEY will summer in Connecticut. Near Cos Cob.

•

MERVYN and MRS. LEROY will leave for Hollywood tomorrow.

•

LEO SPITZ is expected from the coast today.

•

SIDNEY R. KENT and WALTER J. HUTCHINSON are due on the *Berengaria* today.

•

WILLIAM GAXTON and GINETTE MARBOEUF-HOYET, the French SHIRLEY TEMPLE, will sail tonight on the *Normandie.*

•

Y. FRANK FREEMAN is expected back from Atlanta tomorrow.

•

. . . Seattle

MYKE LEWIS, division sales manager for Paramount, and BILL CALDWELL, traveling ad sales director for Twentieth Century-Fox, were visitors on Film Row.

ROY COOPER, general manager of John Danz's Sterling Chain Theatres circuit, leaves with MRS. COOPER this week for his first visit to the Hollywood studios after 12 years in the business.

MIKE BAROVIC of the Constanti circuit in Tacoma and JOE REIDT of the new Lake at Lake Stevens among the out-of-town parade on Film Row.

J. L. WALLACE is now assistant manager of State, Paterson, which is operated by Stateray, Inc. He formerly was an assistant at the Broad and Rialto, Newark.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Song of China"

(Douglas MacLean)

HOLLYWOOD, May 25.—This picture, made in China, with a native cast, may hold interest as a novelty in metropolitan centers.

The story is told in pantomime with the aid of Chinese and English subtitles and unfolds as a naive saga of filial devotion. Covering family life for four generations, it shows the second and fourth sons devoted to the Chinese tradition of parental respect, with the third son a prodigal who goes to the city for a period of riotous living, but returns repentant at the end.

A musical background accompanies the action which will please some Western ears but grate on others. The photography is surprisingly good and the acting and direction have a strong professional flavor.

Previewed without production code seal. Running time, 65 minutes. "G."

Overseas Preview

"Love in Exile"

(Capitol Films-G.B.)

LONDON, May 14.—This is a comedy-romance based on Gene Markey's "His Majesty's Pajamas" It deals with the embarrassments, financial and feminine, of a Nuritanian King, who abdicates in the first scene at the behest of scheming concession-owners and triumphantly returns to the throne in the last, carrying in his arms the beautiful countess whose love for him, misrepresented by enemies, helped to bring about the original disaster.

The story seems to invite a musical background and a franker atmosphere of satire, but although it might cause reflections as to what Lubitsch and Chevalier would have made of the material, the film as it stands has the appeal attaching to romantic and good-looking royalty in exile plus a really good ending when the king, surrounded by his courtiers and soldiers, wrestles his lady-love to the palace balcony to share with him the plaudits of the overjoyed populace.

It drags in the middle and right through suffers from too much conversation. Clive Brook is the king, Helen Vinson the countess. Ronald Squire as the royal valet and Cecil Ramage as concession hunter number one are bright spots in the cast.

Mary Carlisle gives a very highly colored picture of an American celebrity hunter who descends on the king's bedroom balcony on a rope of sheets. Backgrounds include Geneva, Paris, and a yacht on which the concession hunter plans to double-cross the king after persuading him to attempt a counter-revolution. Alfred L. Werker directed.

After editing it should please the Brook fans.

Running time, 78 minutes. "A." ALLAN

(Additional Reviews on Page 16)

Detroit Circuit Is Buying and Building

DETROIT, May 25.—United Detroit Theatres has added the Carlton, of the William Schulte group, to its local circuit. United Detroit, it is reported, also will build a new 1,500-seat de luxe neighborhood house at Grand River and Oakman Boulevard in the near future. The circuit's new Norwest was opened last week and the University, another new 1,500-seater which George W. Trendle will operate, is rapidly nearing completion and probably will be opened within the next six weeks.

The W. S. Butterfield circuit has announced that the Eastown, which it is building in Grand Rapids and will operate in partnership with Allen Johnson of that city, will be ready on Sept. 1. It is a 1,000-seat house and will cost approximately $100,000.

Sues on 'Unguarded Hour

CINCINNATI, May 25.—A copyright infringement suit, with damage claims for more than $1,000,000, has been filed in U. S. District Court here by Margaretta Tuttle, author, against M-G-M. She claims "The Unguarded Hour" infringes on her novel, "Kingdoms of the World."

In January, 1925, the petition states, plaintiff sold the silent picture rights to a scenario entitled "The Unguarded Hour," to First National for $25,000, the plot being substantially the same as the plot and dialogue of her book, "Kingdoms of the World." The silent picture was widely exhibited, it is averred.

Takes Three in Jersey

B. Stein of Imperial Theatres, Inc., has taken over three New Jersey houses from A. Rosen. The trio are the Strand, Hackettstown; Palace, Flemington; Strand, Lambertsville.

Mayer to Go Thursday

Louis B. Mayer and Howard Strickling have set Thursday for their departure for the coast.

Wall Street

Short Losses Mark Board Trading

	High	Low	Close	Net Change
Columbia, vtc	32½	32½	32½	— ⅛
Columbia, pfd ...	43⅜	43	43⅜	+ ⅜
Consolidated	5¼	5¼	5¼	+ ¼
Consolidated, pfd.	17⅛	17	17	.....
Eastman	162	160¾	161	—1¼
Loew's, Inc.	47¼	47	47¼	— ⅛
Paramount	8⅝	8¼	8¼	— ⅜
Paramount 2 pfd.	9⅝	9¼	9¼	— ¼
Pathe Film	7⅞	7¾	7¾	— ⅛
RKO	6¼	6⅛	6⅛	— ⅛
20th Century, pfd.	33½	33½	33½	.....
Universal, pfd ...	99¼	99	99	— ½
Warner Bros.	10	9⅝	9¾	— ¼

Little Curb Change

	High	Low	Close	Net Change
Sentry Safety	11/16	11/16	11/16	+1/16
Sonotone	2⅞	2¾	2¾	.....
Technicolor	30¾	29½	29⅝	.....
Trans-Lux	4⅜	4⅜	4⅜	.....

Bonds Up Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40...	26	26	26	+ ½
General Theatre Equip. 6s '40 ctf	25½	24½	24½	—1⅝
Keith B. F. 6s '46	93⅜	93⅜	93⅜	+ ¼
Loew's 6s '41 ww deb rights	97¾	97½	97½	— ⅛
Paramount Pict. 6s '55	90½	90⅛	90⅛	— ⅝
Warner Bros. 6s '39 wd	92	91¼	92	+1½

(Quotations at close of May 25)

Kennedy Held On Coast; Will Depart Today

(Continued from page 1)

on Paramount theatre operations resulting from the survey recently completed by John J. Ford, head of the Maine & New Hampshire circuit, in which Paramount, through its subsidiary, Olympia Theatres, is interested. Ford was drafted by Kennedy for the theatre survey, and his report, which will not be completed for another week, at least, will relate to the company's decentralized theatre operations and, specifically, to partnership agreements expiring in the near future. The latter include the Lucas & Jenkins, Wilby-Kincey and Hoblitzelle deals, all of which expire July 1. His report is expected to have a direct bearing on the extension of these partnerships and may influence any changes in the terms of the agreements which might be made under renewals.

Hardy Will Address Allied's Convention

(Continued from page 1)

made by Abram F. Myers, general counsel of Allied, at his headquarters here.

Myers declared that Hardy, who will be one of a list of speakers, will explain to the delegates the rulings of the courts in the recent actions and the importance to independent exhibitors of the rulings and the final settlement.

Wilentz Represents Allied

David T. Wilentz, attorney general of New Jersey, is representing Allied of New Jersey on an appeal from the two per cent New York sales tax pending in the N. Y. Supreme Court, he stated yesterday. He said that tax matters in New Jersey as far as amusements are concerned have reached a deadlock.

Wilentz was a guest of the Cheese Club yesterday, but limited his brief talk to general matters. Flanked on the dais and also making short speeches were Jonah Goldstein, recently named by Governor Lehman as judge in General Sessions; Milton Solomon of the comptroller's department; Harry M. Pizor, chief of the Brooklyn tax division; Joseph Israels, who covered the Italia-Ethiopian fracas for the *New York Times,* and Joseph P. Day, real estate man recently appointed Tri-State Sanitation Commissioner.

Allied Directors Gather

CLEVELAND, May 25.—H. M. Richey of Detroit, P. J. Wood of Columbus and M. B. Horwitz of this city will meet here on Wednesday to complete final arrangements for the Allied States national convention June 3-4-5. Members of the board of directors will gather June 2, the day before the opening of the meeting.

Await Seattle Building

SEATTLE, May 25.—Curiosity has been stirred here by the sale of a corner lot at 10th Ave. Northeast and East 75th St. Plans for a 1,200-seat theatre are reported.

High Court Blocks St. Louis Appeal

(Continued from page 1)

ground that to allow appeals from decrees other than those disposing of the merits of a case "would thwart the very purpose" of the law covering appeals.

In their appeal, the producers charged that the Government could use motions to dismiss as a means of continually harassing businesses and declared that, having been acquitted in the criminal suit, the Government should not adopt a series of civil suits in which, eventually, it was bound to secure a favorable verdict in some court, as a means of keeping the issue alive.

"If the Government," it was asserted, "is correct in its contention that its right to dismiss without prejudice is absolute, then it can continue the process of bringing suit, trying its case and then dismissing before it formally rests, thus indefinitely harassing and annoying the defendants with successive unsuccessful efforts to prove them guilty, first in one court and then in another, of a charge of which they have already been acquitted. By this ingenious procedure the Government is at liberty to inflict upon the innocent persons pecuniary loss and damage far in excess of the maximum $5,000 fine provided by Congress for those found guilty of violating the Sherman Act."

IATSE Issues Rule Upon "Lab." Members

(Continued from page 1)

effective when labor conditions and wages were set up under the mandate of the Recovery Administration. It is believed subsequently many retained I. A. cards, but became lax in the payment of dues.

I. A. Rules on Independents

HOLLYWOOD, May 25.—Officials of the I. A. T. S. E. here have instructed members to demand of independent producers the same wage scale as is in effect at the major companies.

Wage scale negotiations between I. A. T. S. E. and independents which started several months ago failed to materialize and union officials state that confabs in the future are out of the question, saying that the independents must adhere to the present major studio wage rates.

It is understood here that negotiations are now in progress between the independents and I. B. E. W., with contracts likely to be signed momentarily. Al Speede, newly appointed Local 40 I. B. E. W. business agent, today refused comment on the subject.

Brandt Adds Two More

Harry Brandt added two theatres, one in Brooklyn and the other in the Bronx, to his circuit over the weekend, making a new total of 55. The houses are the Ritz, Bronx, acquired from Edmund Mantell, and the Oxford, Brooklyn, taken from Charles Schwartz and Herbert Muller.

Sets Summer Season

The Starlight, near Pawling, N. Y., will open its third season of summer stock on June 29. Maryverne Jones, who established the theatre in 1934, will be managing director during the 10-week season.

Goes Hill Billy

Kansas City, May 25.—James M. Owen, mayor and exhibitor of Branson, Mo., who now operates the Owen there, expects to open his new Hill Billy theatre in a few weeks.

The new house is unique. Materials come largely from the Ozarks—logs, rocks, etc. The exterior will be of logs, the box-office will be of logs. The 400 seats won't be. Owen spent approximately $15,000 on the new house. The Owen will be closed.

Say No Film Money For Stage in Future

(Continued from page 1)

stated that the decision was reached at a meeting of film company representatives yesterday morning.

In reply to the film companies' stand, Howard said, "I am mindful of Hollywood's protests against the contract and its decision not to invest money in the theatre if the contract is approved. However, I have disregarded these because film producers have already invested in plays under our contract and did so even before the contract was amended."

He added that he "could see no reason for prolonging the fight against the managers when the dramatists have a much better contract than they ever had before."

Producing managers have already pledged their signatures to the amended agreement, which makes it effective now.

Paramount Sets 65; More Possible in '37

(Continued from page 1)

handle or individual meetings with the crews of each exchange.

A national billboard campaign is being lined up for "The General Died at Dawn," which reverts to its original title as against "Chinese Gold" and for "Texas Rangers."

Lowe Sued by Relatives

A suit for $121,750 was instituted in N. Y. Supreme Court yesterday by Jennie Robinson and Hattie Blumenson, sisters of the late Lilyan Tashman, against Edmund Lowe. The suit is for jewelry and furs which belonged to Lilyan Tashman and which they charge Lowe promised to turn over to them provided they did not contest her estate. Miss Tashman died without leaving a will. A motion will be made on Friday asking that the suit be dismissed.

LeRoy Signs Graavey

Fernand Graavey, French actor, has been signed as the first star for Mervyn LeRoy Prod., it was stated by Mervyn LeRoy yesterday. Graavey is due in November and may appear in the initial picture for the new company.

Columbia Shifts Angelo

BOSTON, May 25.—Sid Angelo, formerly special publicity representative for Columbia out of Boston, has been named as sales representative for Columbia in England.

Only 8 RKO Claims Left to Be Settled

(Continued from page 1)

ance of 20 claims at a total of $1,227,000.

The $2,930,000 of claims remaining is exclusive of RKO's secured debt in the principal amount of $13,768,500. Negotiation or investigation of the final eight claims is now under way. There were $55,104,721 of claims filed against RKO under its reorganization proceedings. Of these, approximately $5,000,000 were withdrawn and reductions amounting to approximately $16,500,000 were effected in others by stipulations or contesting. A total of about $30,200,000, including the secured debt of the company, has been allowed to date. This includes, however, the $9,100,000 Rockefeller Center claim which has been allowed by the special master but is now being contested in the Federal court.

The stipulations filed yesterday by Donovan, Leisure, Newton & Lumbard, counsel to Irving Trust Co. as trustee of RKO, represent reductions of about $27,000.

Says U.A. to Bring Over 8 from England

(Continued from page 1)

Korda and Eric Pommer and the other two will include one with Elisabeth Bergner and "Accused," which Douglas Fairbanks is making for Criterion Films.

Silverstone said he was here on a holiday and to attend the annual sales convention to be held on the coast the latter part of next month. "I've not a thing in the world to do and I'm going to have lots of time to do it," be said when queried as to the purpose of his trip.

Plan Fight Against French Decree Here

(Continued from page 1)

exhibited something elsewhere to which the French object.

Suggestions have already been advanced that American newsreels can bar all French scenes in retaliation and that producers can refuse to film French stories, but these have not advanced beyond the tentative stage.

The terms of the decree were not known in detail in this country until late last week, and company executives are discussing it in general terms before formulating any definite policy.

It is believed likely that the State Department will be asked to act.

Anna Sten to Do "Witch"

Anna Sten's next picture will be made for C. M. Wolff in Hollywood, her husband Eugene Frenke, asserted yesterday upon his arrival on the *Normandie.* It will be called "The Witch" and will be directed by Frenke.

United Players Prod. is the company name for which the picture is being made, the director said. Miss Sten has just completed under her husband's direction "Woman Alone." The star and director will leave for Hollywood in three or four days. After making "The Witch," Miss Sten will return to London in September to do "Nina" for B. & D. Frenke declared that "Nina" was a successful stage play in London.

IT'S THE FIRST ANNIVERSARY OF 'G-MEN'

1935

And everybody's going to help Warner Bros. Celebrate . . . . . .

1936

..THE CRITICS HAVE STARTED IT!

Listen quietly, please, while Hollywood's top trade previewers deliver a few well-chosen cheers for "a gangster story that leaves all predecessors so far behind that they'll never be missed!"

"Warners again step out in front with a gangster story that leaves all predecessors so far behind that they'll never be missed! Instead of dealing with the old stereotyped pre-repeal rackets, Martin Mooney, known for his expose on the present-day rackets, has brought each and everyone into play so vividly that the screen translation leaves nothing to the imagination! Edward G. Robinson tops all previous gangster film performances!"

VARIETY DAILY

Something new in suspense-laden, melodramatic, racketeer-gangster-cop entertainment! Different, vivid and punchy, it holds much to engage attention! The show is narrated with vigorous, convincing realism! Worthy of a spot on any program, the picture is gripping audience entertainment that places in the hands of exhibitors countless novel exploitation leads with which to sell it to far above average business!

MOTION PICTURE DAILY

AND THAT'S JUST THE START OF THE BIGGEST BOX-OFFICE COMMOTION SINCE 'G-MEN'!

Watch the Trade Papers!
Watch the Newspapers!
Watch the Ads!
Watch N. Y. This Week!
Watch Philly on the 30th!
Watch Baltimore June 6th!

"B
J
H

Watc

"An Ace Crime Picture That Scores In All Departments with Story from News Headlines! Good Direction and Acting!

Easily one of the most important crime pictures that has come to the screen! It has many authentic touches and is a credit to Martin Mooney, who has exposed many rackets, and Seton I. Miller, its authors. William Keighley, who directed "G Men," hits again with his direction! Edward G. Robinson gives a top-notch performance!"

FILM DAILY

"Should be a smash hit. I want to go on record right now as voting it positive box-office!"
LOUELLA PARSONS, Universal Service

EDWARD G.

ROBINSON

in

ULLETS OR BALLOTS"

with

AN BLONDELL • Barton MacLane

mphrey Bogart • Frank McHugh

Joseph King • Richard Purcell • George E. Stone • Joseph Crehan • Henry O'Neill
Directed by William Keighley • A First National Picture

WARNER BROS. ***Repeat 'G-Men' Grosses for You!***

(maybe increase 'em—who knows?)

"Show Boat" Philadelphia Top, $22,500

PHILADELPHIA, May 25.—"Show Boat" steamed into the lead this week with a fine $22,500 at the Stanley. It was held for a second week. "One Rainy Afternoon" was also on the right side of the ledger with $10,000 for its first week.

Rest of the town, except "The Great Ziegfeld," which held on to $8,500 for its sixth week and thus extended the booking for one or two more weeks, was off. Matinee trade all over town was light, though cool evenings helped the grosses.

"Golden Arrow" proved weak at the Boyd with $9,500. The $5,700 secured for the revival of "G-Men" at the Stanton was deemed satisfactory.

Total first run business was $87,500. Average is $79,560.

Estimated takings for the week ending May 21:

"ONE RAINY AFTERNOON" (U.A.)
ALDINE—(1,200), 40c-55c-65c, 7 days. **Gross:** $10,000. (Average, $8,160)

"BIG BROWN EYES" (Para.)
(2nd run)
ARCADIA—(600), 25c-40c-50c, 6 days. **Gross:** $1,600. (Average, 7 days, $2,800)

"THE GOLDEN ARROW" (F.N.)
BOYD—(2,400), 40c-55c, 7 days. **Gross:** $9,500. (Average, $14,000)

"THE GREAT ZIEGFELD" (M-G-M)
CHESTNUT—(1,500), 55c-86c-$1.10-$1.65, 7 days, 6th week. **Gross:** $8,500.

"SKY PARADE" (Para.)
EARLE—(2,000), 25c-40c-55c, 6 days. Stage: Johnny Green and Orchestra, Shea & Raymond, Joy Lynne, Jerry Adler. **Gross:** $11,000. (Average, $12,000)

"GENTLE JULIA" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days. Stage: Voice of Experience, Paul Remos & Midgets; Five Rileys. **Gross:** $13,500. (Average, $14,000)

"TOO MANY PARENTS" (Para.)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $2,000. (Average, $4,000)

"SMALL TOWN GIRL" (M-G-M)
(2nd run)
KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $3,200. (Average, $4,000)

"SHOW BOAT" (Univ.)
STANLEY—(3,700), 40c-55c, 7 days. **Gross:** $22,500. (Average, $14,000)

"G-MEN" (W.B.)
(Revival)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $5,700. (Average, $7,000)

"Small Town" Dual At Omaha, $5,100

OMAHA, May 25. — "Small Town Girl," on a dual with "Moonlight Murder," made a fine showing at the Omaha by taking $6,750, over normal by $1,750. Ideal weather and strong attractions helped business all along the line.

"The Ex-Mrs. Bradford" was in the money at $5,100, up by $1,600, at the Brandeis.

Total first run business was $19,050. Average is $16,000.

Estimated takings:

Week Ending May 20:

"EX-MRS. BRADFORD" (Radio)
BRANDEIS—(1,200), 25c-35c-40c, 7 days. **Gross:** $5,100. (Average, $3,500)

"SMALL TOWN GIRL" (M-G-M)
"MOONLIGHT MURDER" (M-G-M)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $6,750. (Average, $5,000)

Week Ending May 21:

"DESIRE" (Para.)
"HERE COMES TROUBLE" (20th-Fox)
ORPHEUM—(3,000), 25c-40c, 7 days. **Gross:** $7,200. (Average, $7,500)

"Show Boat" Los Angeles Record Maker

LOS ANGELES, May 25. — "Show Boat" set some new season's records here in two spots by reaching $10,500, which was practically three times the normal take, at the Pantages, while at the same time pulling $9,400 at the Hillstreet. This latter gross was $1,400 over par.

"Under Two Flags" also was in the money. It pulled $17,000, up by $3,000, at Loew's State, and $13,000 at the Chinese. "The Great Ziegfeld" held up to $14,500 in its fifth week at the Carthay Circle.

Total first run business was $100,620. Average is $105,750.

Estimated takings for the week ending May 20:

"THE GREAT ZIEGFELD" (M-G-M)
CARTHAY CIRCLE—(1,518), 50c-$1.50, 7 days, 5th week. **Gross:** $14,500. (Average, $17,600)

"UNDER TWO FLAGS" (20th-Fox)
CHINESE—(2,500), 30c-55c, 7 days. **Gross:** $13,000. (Average, $12,500)

"LAC AUX DAMES" (Franco-American)
FILMARTE—(800), 30c-40c, 7 days. **Gross:** $1,300. (Average, $2,000)

"THINGS TO COME" (U. A.)
4 STAR—(900), 30c-55c, 7 days, 3rd week. **Gross:** $2,800. (Average, $3,250)

"PEG OF OLD DRURY" (B. & D.)
GRAND INTERNAT'L—(750), 35c-40c, first 3 days, 2nd week. **Gross:** $620. (Average, $1,200)

"SHOW BOAT" (Univ.)
HILLSTREET—(2,700), 25c-40c, 7 days. **Gross:** $9,400. (Average, $8,000)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $17,000. (Average, $14,000)

"SHOW BOAT" (Univ.)
PANTAGES—(3,000), 25c-40c, 7 days. **Gross:** $10,500. (Average, $3,200)

"FLORIDA SPECIAL" (Para.)
PARAMOUNT—(3,595), 30c-55c, 7 days. Stage: F. & M. revue, Olsen & Johnson. **Gross:** $15,800. (Average, $18,000)

"THE LAW IN HER HANDS" (F. N.)
WARNER BROS. (HOLLYWOOD)—(3,000), 25c-40c, 7 days. **Gross:** $8,200. (Average, $14,000)

"THE LAW IN HER HANDS" (F. N.)
WARNER BROS. (DOWNTOWN)—(3,400), 25c-40c, 7 days. **Gross:** $7,500. (Average, $12,000)

"Flags" Smash Hit Buffalo, $13,000

BUFFALO, May 25.—"Under Two Flags" was the downtown leader here, drawing $13,800 to the Great Lakes. The figure was over par by $6,500. The picture was held another week.

Weather for the period was generally fair and warm. "Winterset" offered stiff competition at the Erlanger on Tuesday and Wednesday, playing to capacity audiences.

Total first run business was $36,400. Average is $38,400.

Estimated takings for the week ending May 16:

"THE UNGUARDED HOUR" (M-G-M)
BUFFALO—(3,000), 30c-50c, 7 days. **Gross:** $8,000. (Average, $12,000)

"THE WITNESS CHAIR" (Radio)
"EVERYBODY'S OLD MAN" (20th-Fox)
HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $4,200. (Average, $7,300)

"UNDER TWO FLAGS" (20th-Fox)
GREAT LAKES—(3,000), 30c-50c, 7 days. **Gross:** $13,800. (Average, $7,300)

"WOMAN TRAP" (Para.)
"SONG AND DANCE MAN" (20th-Fox)
CENTURY—(3,000), 25c, 7 days. **Gross:** $4,400. (Average, $5,800)

"THE GREAT IMPERSONATION" (Univ.)
"PANIC ON THE AIR" (Col.)
LAFAYETTE—(3,300), 25c, 7 days. **Gross:** $6,000. (Average, $6,000)

Show Goes On

Red Oak, Ia., May 25.—Frank Good, manager of the Iowana, wouldn't have the biggest Sunday of the season ruined just because fire broke out and destroyed the seventh reel of "Wife vs. Secretary." The house was packed and the first show nearly finished when a reel was ignited.

As soon as the smoke cleared the show went on—minus a burned reel. The crowd beefed, but stayed. So did the crowds for subsequent shows, but Good was adamant. He wouldn't have his biggest Sunday wrecked just because one reel was missing from a full show.

"Show Boat" Cincy Hit; Gets $12,000

CINCINNATI, May 25.—One of the big draws in an otherwise dull week caused by heat was "Show Boat" which went $2,000 over par for a take of $12,000 at the RKO Palace.

"The Great Ziegfeld," at $1.50 top, went up to $14,000 in its first week at the RKO Capital and was held over.

"Small Town Girl" upped average by $100 on the third downtown week at the RKO Grand where normal is $2,750. The RKO Family, playing a full instead of a split week, did $2,550 with "Silly Billies," compared with a $2,450 normal on the usual split week basis. "Alias Bulldog Drummond" and "The Girl from Mandalay," on a dual bill at the independent Strand, balanced the average of $1,500. The other spots didn't come within hailing distance of their established figures.

Total first run business, exclusive of the RKO Capitol, was $39,000. Average is $60,200.

Estimated takings:

Week Ending May 20:

"ALIAS BULLDOG DRUMMOND (G. B.)
"THE GIRL FROM MANDALAY"
(Republic)
STRAND—(1,500), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending May 21:

"THE CASE AGAINST MRS. AMES"
(Para.)
RKO ALBEE—(3,300), 35c-42c, 6 days. **Gross:** $5,800. (Average, 7 days, $12,000)

"SHOW BOAT" (Univ.)
RKO PALACE—(2,700), 35c-42c, 7 days. **Gross:** $12,000. (Average, $10,000.) Moved to RKO Lyric.

"SPEED" (M-G-M)
RKO SHUBERT—(2,150), 35c-55c, 7 days. Stage: "Footlight Follie." **Gross:** $7,200. (Average, $12,000)

"THE GREAT ZIEGFELD" (M-G-M)
RKO CAPITOL—(2,000), 55c-83c-$1.10-$1.50, 7 days. **Gross:** $14,000. Held over.

"THE EX-MRS. BRADFORD" (Radio)
RKO LYRIC—(1,400), 35c-42c, 7 days, 2nd downtown week. **Gross:** $3,800. (Average, $6,500)

"SMALL TOWN GIRL" (M-G-M)
RKO GRAND—(1,200), 25c-40c, 7 days, 3rd downtown week. **Gross:** $2,850. (Average, $2,750)

"SILLY BILLIES" (Radio)
RKO FAMILY—(1,000), 15c-25c, 7 days. **Gross:** $2,550. (Average, for split week, $2,450)

"THE GOLDEN ARROW" (F. N.)
KEITH'S—(1,500), 30c-40c, 7 days. **Gross:** $3,300. (Average, $6,500)

"Devil Doll" New Title

HOLLYWOOD, May 25.—M-G-M has changed the title of "The Witch of Timbucktu" to "The Devil Doll." Lionel Barrymore, Maureen O'Sullivan and Frank Lawton head the cast. Sidney Franklin is directing.

"Show Boat" Nabs $6,500 In Milwaukee

MILWAUKEE, May 25.—"Show Boat," playing Fox's Palace on the first single feature program booked into the first runs here in months, grossed $6,500, just $1,500 above par, in an otherwise slow and spotty week. With the exception of "Doughnuts and Society" on the screen and Earl "Father" Hines' band on the Riverside stage, good for just $200 above the $5,000 average, business was off.

"The Great Ziegfeld" did fairly well for itself at the Davidson with a $5,100 take for 13 performances. First suburban roadshow engagement of "A Midsummer Night's Dream" May 22 at the Avalon, 1,675-seat south side neighborhood house, and the Egyptian, 1,500-seat north side spot, were less than $500 in each instance. A matinee and evening performance were given at each house with 55 and 85-cent admissions charged for the former and 55c, 85c and $1.10 at night. Plans are for the picture to go into the Downer, for a day's engagement next week.

Total first run business was $27,400. Average for four houses is $23,000.

Estimated takings:

Week Ending May 20:

"THE GOLDEN ARROW" (F. N.)
"SPECIAL INVESTIGATOR" (Radio)
WARNER—(2,400), 25c-40c, 7 days. **Gross:** $4,400. (Average, $5,000)

Week Ending May 21:

"SHOW BOAT" (Univ.)
PALACE—(2,800), 25c-40c, 7 days. **Gross:** $6,500. (Average, $5,000)

"DOUGHNUTS AND SOCIETY" (Mascot)
RIVERSIDE—(2,300), 20c-25c-30c, 7 days. Stage: Earl "Father" Hines and his NBC orchestra, Bill Bailey, O'Neil and Williams, Maurice Mitchell. **Gross:** $5,200. (Average, $5,000)

"COUNTRY BEYOND" (20th-Fox)
"MOONLIGHT MURDER" (M-G-M)
WISCONSIN—(3,200), 25c-40c, 6 days. **Gross:** $5,000. (Average, $8,000)

Week Ending May 22:

"THE EX-MRS. BRADFORD" (Radio)
'FARMER IN THE DELL" (Radio)
STRAND—(1,400), 25c-40c, 7 days. **Gross:** $1,200 (extended first run from the Warner)

Week Ending May 23:

"THE GREAT ZIEGFELD" (M-G-M)
DAVIDSON—(1,500), 50c-$1.36, 7 days, 13 performances. **Gross:** $5,100.

Coast Managers Moved

LOS ANGELES, May 25.—Shifts in the Warner circuit managerial have just been made here.

Charlie Martin, manager of the Huntington Park house, has been moved up as assistant to Dick Owen, who is in charge of engineering and maintenance. Harry C. Schlinker has succeeded him as manager. Ray Averill has replaced Cliff Chellew at the Forum and Forest McComber has succeeded Jerry Cooper at Warners' Beverly. Both Chellew and Cooper have resigned from the organization.

Boston Critic Is Ill

BOSTON, May 25.—Elinor Hughes motion picture editor of the *Boston Herald*, is ill at the Massachusetts Osteopathic Hospital. Thomas Chase and Al Williams are substituting

Hoffberg Acquires Film

J. H. Hoffberg Co. have acquired the American distribution rights to "Girl from Maxim's," produced by Mundus Films. Arrangements are being made for a Broadway showing.

"Dancing" as Re-Issue Big In Pittsburgh

PITTSBURGH, May 25.—The arrival of slightly cooler weather, together with the fact that the downtown houses now have their cooling plants in operation for the first time since the flood, brought some improvement in business last week. "Dancing Lady," a reissue, on a double bill with "Special Investigator," proved the talk of the town. It gave the Fifth avenue house $7,000, the best gross this house has collected in almost a year.

At the Penn, "These Three" started slowly but picked up briskly on the strength of fine notices and excellent word-of-mouth and wound up close to $12,000, while at the Stanley "Little Lord Fauntleroy" and a stage show rang up a fair enough $17,000. The Alvin, however, had tough sledding with "A Message to Garcia" and had a long pull to get even a weak $4,000.

Downtown Pittsburgh is now down to four first runs and it looks as if this situation will exist now until at least the first of September.

Total first run grosses were $40,000. Average is $40,500.

Estimated takings for the week ending May 21:

"A MESSAGE TO GARCIA" (20th-Fox)
ALVIN—(2,000), 25c-40c, 7 days. **Gross:** $4,000. (Average, $5,000)

"THESE THREE" (U. A.)
PENN—(3,300), 25-40c, 7 days. **Gross:** $12,000. (Average, $12,000)

'LITTLE LORD FAUNTLEROY" (U. A.)
STANLEY—(3,600), 25c-55c, 7 days. Stage: Wini Shaw, Jackie Coogan, Betty Grable, Raymond Wilbert, Lew Parker & Co., and the Biltmorettes. **Gross:** $17,000. (Average, $18,500)

"DANCING LADY" (M-G-M)
"SPECIAL INVESTIGATOR" (Radio)
WARNER—(2,000), 25c-40c, 7 days. **Gross:** $7,000. (Average, $5,000)

"Deeds" New Haven Top; Pulls $4,500

NEW HAVEN, May 25.—"Mr. Deeds Goes to Town," in its second week at the College and on a dual bill with "Gentle Julia," led the town by going nearly 100 per cent over normal for a take of $4,500.

"Show Boat," single featured at the Polo, ran up to $8,000, over normal by $1,000, and "The Case of Mrs. Ames" and "Florida Special" at the Paramount drew well on a take of $5,100.

Total first run business was $21,600. Average is $19,300.

Estimated takings for the week ending May 22:

"MR. DEEDS GOES TO TOWN" (Col.)
"GENTLE JULIA" (20th-Fox)
COLLEGE—(1,499), 35c-50c, 7 days, 2nd week. **Gross:** $4,500. (Average, $2,800)

'CASE AGAINST MRS. AMES" (Para.)
"FLORIDA SPECIAL" (Para.)
PARAMOUNT—(2,348), 35c-50c, 7 days. **Gross:** $5,100. (Average, $4,800)

"SHOW BOAT" (Univ.)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $8,000. (Average, $7,000)

"THINGS TO COME" (U. A.)
"THE LAW IN HER HANDS" (F. N.)
ROGER SHERMAN—(2,200), 35c-50c, 7 days. **Gross:** $4,000. (Average, $4,700)

T. M. Poe to Blockton

DES MOINES, May 25.—T. M. Poe has been named manager of the Electric, Blockton, Ia.

"ShowBoat" Top in Denver At $9,000 and Is Held Over

DENVER, May 25. — "Show Boat" went into the big business classification so fast that holdouts were numerous at the Denver during the week. The gross was $9,000, over normal by $1,500, and the picture was moved to the Paramount for a second week.

"The Great Ziegfeld" held up to $4,000 in its second week at the Broadway. "Under Two Flags" did average business in its third and last week.

Amusement parks and perfect weather were competition for theatres.

Total first run business was $30,700. Average is $27,500.

Estimated takings for the week ending May 22:

"UNDER TWO FLAGS" (20th-Fox)
"THE FIRST BABY" (20th-Fox)
ALADDIN—(1,500), 25c-40c-50c, 7 days, 3rd week for "Under Two Flags," having played a week at each the Denver and Paramount. **Gross:** $3,000. (Average, $3,000)

"THE GREAT ZIEGFELD" (M-G-M)
BROADWAY—(1,500), 50c-75c-$1-$1.36, 7 days, 2nd week. **Gross:** $4,000. (Average, at regular prices, $1,500)

"TWO SINNERS" (Republic)
"FEUD OF THE WEST" (First Division)
CENTER—(1,500), 15c-20c-25c, 4 days. Stage show (plays revivals rest of week.) **Gross:** $1,200. (Average, for 4 days, $1,500)

"FLORIDA SPECIAL" (Para.)
DENHAM—(1,500), 25c-35c-40c, 7 days. **Gross:** $3,500. (Average, $4,500)

"SHOWBOAT" (Univ.)
DENVER—(2,500), 25c-35c-50c, 7 days. Stage: band. **Gross:** $9,000. (Average, $7,500)

"THE EX-MRS. BRADFORD" (Radio)
ORPHEUM—(2,600), 25c-35c-40c, 7 days. **Gross:** $6,000. (Average, $6,000)

"A CONNECTICUT YANKEE" (20th-Fox)
"BORN TO GLORY" (G-B)
PARAMOUNT—(2,000), 25c-40c, 7 days. **Gross:** $4,000. (Average, $3,500)

"Hour" with "Robin Hood" Boston Lead

BOSTON, May 25.—Top honors in a week marked by fair and warm weather which stimulated outdoor attractions went to "The Unguarded Hour" and "Robin Hood of El Dorado," playing day and date as a dual at Loew's Orpheum and State. At the former the $13,500 take was above normal by $500, and at the latter it was $15,000, up by $3,000.

"Champagne Charlie," with Rudy Vallee and his band on the stage at the Metropolitan, went to $24,000, over par by $2,000. Other first runs were weak.

Total first run business was $72,500. Average is $81,500.

Estimated takings for the week ending May 22:

"GENTLE JULIA" (20th-Fox)
"FLORIDA SPECIAL" (Para.)
FENWAY — (1,382), 30c-50c, 7 days. **Gross:** $3,000. (Average, $4,500)

"DANCING PIRATE" (Radio)
KEITH'S MEMORIAL—(2,907), 25c-65c, 7 days. **Gross:** $8,000. (Average, $12,000)

"THE UNGUARDED HOUR" (M-G-M)
"ROBIN HOOD OF EL DORADO" (M-G-M)
LOEW'S ORPHEUM—(2,970), 25c-55c, 7 days. **Gross:** $13,500. (Average, $13,000)

"THE UNGUARDED HOUR" (M-G-M)
"ROBIN HOOD OF EL DORADO" (M-G-M)
LOEW'S STATE — (3,537), 25c-55c, 7 days. **Gross:** $15,000. (Average, $12,000)

"CHAMPAGNE CHARLIE" (20th-Fox)
METROPOLITAN — (4,332), 35c-65c, 7 days. Stage: Rudy Vallee and his Connecticut Yankees, Cyril Smith, Red Stanley. **Gross:** $24,000. (Average, $22,000)

"GENTLE JULIA" (20th-Fox)
"FLORIDA SPECIAL" (20th-Fox)
PARAMOUNT—(1,793), 25c-50c, 7 days. **Gross:** $4,500. (Average, $7,000)

"KING OF THE DAMNED" (G.B.)
"SILLY BILLIES" (Radio)
RKO BOSTON—(3,246), 25c-50c, 7 days. **Gross:** $4,500. (Average, $11,000)

Open Frisco President

SAN FRANCISCO, May 25.—Irving C. Ackerman has opened the President, former legitimate house, at popular prices with subsequent runs. Ackerman was formerly a member of the firm of Ackerman & Harris. He recently joined Julian Harvey, who has a circuit in a number of small California cities.

"Bradford" Is Seattle Lead; Pulls $7,850

SEATTLE, May 25.—"The Ex-Mrs. Bradford" made the best showing in a dull week here by getting $7,850, up by $850, at the Fifth Avenue. It was moved to the Blue Mouse for an extended run.

The second week of "Under Two Flags" was good at $4,100 in the Music Box on an extended run from the Fifth Avenue.

Total first run business was $32,250. Average is $33,500.

Estimated takings for the week ending May 19:

"THINGS TO COME" (U. A.)
BLUE MOUSE—(950), 25c-40c-55c, 7 days. **Gross:** $3,200. (Average, $4,000)

"EX-MRS. BRADFORD" (Radio)
FIFTH AVENUE—(2,500), 25c-40c-55c, 7 days. **Gross:** $7,850. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)
LIBERTY—(1,800), 15c-25c-40c-55c, 7 days, 6th week. **Gross:** $3,900. (Average, $4,000)

"UNDER TWO FLAGS" (20th-Fox)
MUSIC BOX—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Fifth Avenue. **Gross:** $4,100. (Average, $4,000)

"THE UNGUARDED HOUR" (M-G-M)
"BIG BROWN EYES" (Para.)
ORPHEUM—(2,450), 25c-30c-40c, 7 days. **Gross:** $5,350. (Average, $6,000)

"THE SKY PARADE" (Para.)
"TWO IN REVOLT" (Radio)
"FLASH GORDON" (Univ.)
PARAMOUNT—(3,050), 20c-25c-30c, 7 days. Stage: Jimmie Allen in person and 3rd week of Jay Clarke, mentalist. **Gross:** $4,950. (Average, $5,000)

"HERE COMES TROUBLE" (20th-Fox)
REX—(1,500), 20c-25c-30c, 7 days. Stage: Vaudeville headed by Three St. Johns. **Gross:** $2,900. (Average, $3,500)

Powell Heads "Diggers"

HOLLYWOOD, May 25.—Dick Powell will head the cast of Warners "Gold Diggers of 1937." Tom Reed is currently working on the script which will be a screen adaptation of the New York Musical, "Sweet Mystery of Life."

Beachler, Pickett Shift

GRAND ISLAND, Neb., May 25.—Jack Beachler, manager of the Majestic for A. H. Blank, will exchange jobs with James Pickett, manager of the Strand at Hastings.

"Murder" and Cantor's Show Cleveland Hit

CLEVELAND, May 25.—Eddie Cantor with his radio show, including Parkyakarkus and Bobby Breen, was a wow at the RKO Palace on the bill with "Murder on the Bridle Path," boosting the $15,000 weekly average to $30,000.

"The Walking Dead" more than doubled the usual Allen take with a gross of $7,250.

"Show Boat" bettered the Warners' Hippodrome $8,000 par by $2,500, finishing the run with $10,500.

"Small Town Girl" at Loew's State finished the week with $15,000, which is $3,000 above par. "The Sky Parade" at Loew's Stillman dropped from the $4,000 average to $3,300.

The weather was cool and there was little outside competition.

Total first run business was $66,500. Average is $42,000.

Estimated takings for the week endings May 22:

"THE WALKING DEAD" (W. B.)
ALLEN—(3,300), 30c-35c-42c, 7 days. **Gross:** $7,250. (Average, $3,000)

"SMALL TOWN GIRL" (M-G-M)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $15,000. (Average, $12,000)

"THE SKY PARADE" (Para.)
LOEW'S STILLMAN—(1,900), 25c-35c, 7 days. **Gross:** $3,300. (Average, $4,000)

"MURDER ON THE BRIDLE PATH" (Radio)
RKO PALACE—(3,100), 30c-42c-60c, 7 days. Stage: Eddie Cantor with his radio show including Parkyakarkus, Bobby Breen and Jimmy Wallington. **Gross:** $30,000. (Average, $15,000)

"SHOW BOAT" (Univ.)
WARNERS' HIPPODROME—(3,800), 30c-35c-42c, 7 days. **Gross:** $10,500. (Average, $8,000)

"Soldier," Show, Oklahoma Leaders

OKLAHOMA CITY, May 25.—"Professional Soldier," at the Liberty for four days with a stage show, was the only attraction to make much of a showing in the heat wave here. The take was $2,300. Average for seven days is $3,000.

"I Married a Doctor" made the grade at the Capitol by getting $2,000, but elsewhere business was pretty dull.

Total first run business was $11,480. Average is $14,000.

Estimated takings for the week ending May 23:

"THESE THREE" (U. A.)
CRITERION—(1,700), 10c-20c-36c-55c, 7 days. **Gross:** $4,000. (Average, $5,000)

"THE GOLDEN ARROW" (F. N.)
MIDWEST—(1,500), 10c-20c-26c-36c-56c, 6 days. **Gross:** $2,400. (Average, $4,000)

"I MARRIED A DOCTOR" (W. B.)
CAPITOL—(1,200), 10c-20c-26c-36c-41c, 7 days. **Gross:** $2,000. (Average, $2,000)

"PROFESSIONAL SOLDIER" (20th-Fox)
LIBERTY—(1,500), 10c-20c-26c-41c, 4 days. Stage: Vaudeville. **Gross:** $2,300. (Average for week, $3,000)

"DRIFT FENCE" (Para.)
LIBERTY—(1,500), 10c-20c-26c-36c, 3 days. **Gross:** $780. (Average for week, $3,000)

Mrs. Oliver to Continue

CLEVELAND, May 25.—Oliver Theatre Supply, Inc., will continue under the management of Mrs. Oliver, who, since the recent death of her husband, has expanded the business by taking over the local agency of the complete sound equipment line manufactured by the Weber Machine Corp., of Rochester, N. Y.

"Deeds" Pulls $6,300 Second Capital Week

WASHINGTON, May 25.—Return engagements and extended runs topped Washington last week as the first real summer weather arrived. "Mr. Deeds Goes to Town," in its third week of the continued run at the Metropolitan, took $6,300, to top the first week average by $2,000.

A return engagement of "Captain January" at Loew's Columbia took $4,000, going over the first week average by $400.

Outstanding first run of the week was that of "The Ex-Mrs. Bradford" at RKO-Keith's, which garnered $12,500 on a nine-day run, $11,100 of which came in during the first seven days, $1,400 on the last two. The seven-day average is $10,600.

Total first run business was $72,100. Average is $76,700.

Estimated takings, exclusive of tax:

Week Ending May 14:

"13 HOURS BY AIR" (Para.)
EARLE—(2,218), 25c-77c, 7 days. Stage: Ted Fio-Rito & Orchestra, Muzzy Marcellino, Three Debutantes, Stanley Hickman, "Candy." **Gross:** $17,000. (Average, $18,400)

"CAPTAIN JANUARY" (20th-Fox)
LOEW'S COLUMBIA—(1,264), 25c-40c, 7 days (return engagement). **Gross:** $4,000. (Average, first run, $3,600

"BIG BROWN EYES" (Para.)
LOEW'S FOX—(3,434), 25c-66c, 7 days. Stage: Mitchell & Durant; Fred East Trio; Capt. Willie Mause; Bryant, Raines & Young. **Gross:** $15,000. (Average, $20,900)

"THESE THREE" (U.A.)
LOEW'S PALACE—(2,370), 35c-55c, 7 days. **Gross:** $11,500. (Average, $15,900)

"MR. DEEDS GOES TO TOWN" (Col.)
METROPOLITAN — (1,591), 25c-40c, 7 days, 3rd week. **Gross:** $6,300. (Average, first run, $4,300)

Nine Days Ending May 14:

"THE EX-MRS. BRADFORD" (Radio)
RKO-KEITH'S—(1,836), 25c-55c, 9 days. **Gross:** $12,500. (First 7 days, $11,100; last 2 days, $1,400) (Average, seven days, $10,600)

Week Ending May 15:

"ECSTASY" (Eureka)
BELASCO—(1,140), 25c-65c, 7 days, 3rd week. **Gross:** $5,800. (Average, first week, $3,000)

M-G-M Golf Set June 21

HOLLYWOOD, May 25.—The annual M-G-M studio golf tournament will be held at the Rancho Golf Club June 21. The committee selected that date because it is the longest day in the year, and all possible daylight is needed to permit the contestants to get off. Matches will start at 4:45 A. M. Harry Rapf is chairman of the committee, and E. J. Mannix will act as handicapper.

Heisler Made Director

HOLLYWOOD, May 25. — Stewart Heisler, formerly head cutter for Samuel Goldwyn, and more recently in the Paramount cutting department, has been made a director at that studio. Heisler will direct "Johnny Gets His Gun."

Building Canadian House

TORONTO, May 25.—Famous Players Canadian Corp. is continuing its expansion. Work has started on the construction of a new theatre in Hull, Quebec, which will cost $100,000, and is scheduled to be ready for operation late in the fall.

"Deeds" 2nd Week Lead in Portland

PORTLAND, May 25.—"Mr. Deeds Goes to Town," in its second week at Paramount, with "Till We Meet Again," annexed $6,000, over average by $1,000.

"The Great Ziegfeld" also was given a second week at the Mayfair, and grossed $6,000, over average due to roadshow prices by $3,000.

In its initial week at the Orpheum, "Under Two Flags" had a take of $8,000, above par by $3,000.

Total first run business was $36,200. Average is $24,700.

Estimated takings for the week ending May 16:

"SINGING KID" (F.N.)
BROADWAY—(1,912), 30c-35c-40c, 7 days. **Gross:** $8,500. (Average, $5,000)

"WHIPSAW" (M-G-M)
"TALE OF TWO CITIES" (MGM)
(2nd Run)
BLUE MOUSE—(1,700), 20c-25c, 7 days. **Gross:** $1,700. (Average, $1,700)

"THE GREAT ZIEGFELD" (M-G-M)
MAYFAIR—(1,700), 55c-$1.85, 7 days, 2nd week. **Gross:** $6,000. (Average, $3,000)

"UNDER TWO FLAGS" (20th-Fox)
ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $8,000. (Average, $5,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"'TILL WE MEET AGAIN" (Para.)
PARAMOUNT — (3,008), 30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $5,000)

"THE UNGUARDED HOUR" (M-G-M)
UNITED ARTISTS—(945), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

"Deeds" a $10,000 Hit in Providence

PROVIDENCE, May 25.—"Mr. Deeds Goes to Town" smashed its way to a $10,000 gross at the Strand, over average by $3,500.

The Majestic was the only other house to reach par with "Show Boat" which caught $8,000 and was held over. House average is $7,000.

"Robin Hood of El Dorado" did $8,000 at Loew State, under by $4,000 and the RKO Albee was $500 down from the average take of $7,000 with "The Ex-Mrs. Bradford" and "Two in Revolt." "August Week-End" and a revue at Fay's did $6,000.

Total first run business was $35,500. Average is $39,500.

Estimated takings for the week ending May 21:

"SHOW BOAT" (Univ.)
MAJESTIC—(2,400), 15c-40c. 7 days. **Gross:** $8,000. (Average, $7,000)

"AUGUST WEEK-ENDS" (Chesterfield)
FAYS—(1,600), 15c-40c, 7 days. Stage: "Truckin's Parade Revue." **Gross:** $6,000. (Average, $7,000)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"SPEED" (M-G-M)
LOEW'S STATE—(3,800), 15c-40c, 7 days. **Gross:** $8,000. (Average, $12,000)

"THE EX-MRS. BRADFORD" (Radio)
"TWO IN REVOLT" (Radio)
RKO ALBEE—(2,300), 15c-40c, 7 days. **Gross:** $6,500. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)
STRAND—(2,300), 15c-40c, 7 days. **Gross:** $10,000. (Average, $6,500)

"Unguarded," Bowes Unit, Detroit Wow

DETROIT, May 25.—"The Unguarded Hour," with a Major Bowes amateur unit on the stage, was something of a sensation at the Michigan, the take going $5,600 over normal for a total of $25,600.

"Under Two Flags," with Benny Meroff and his band on the stage, garnered $22,300 at the Fox. This was up by $2,300. Other houses were hard hit by the competition.

Total first run business was $66,800. Average is $70,000.

Estimated takings for the week ending May 21:

"PRIDE OF THE MARINES" (Col.)
"HERE COMES TROUBLE" (20th-Fox)
ADAMS—(1,770), 10c-40c, 7 days. **Gross:** $3,400. (Average, $5,000)

"UNDER TWO FLAGS" (20th-Fox)
FOX—(5,100), 15c-75c, 7 days. Stage: Benny Meroff band and vaudeville. **Gross:** $22,300. (Average, $20,000)

"THE UNGUARDED HOUR" (M-G-M)
MICHIGAN—(4,100), 15c-75c. 7 days. Stage: Major Bowes amateurs. **Gross:** $25,600. (Average, $20,000)

"SPEED" (M-G-M)
"FLORIDA SPECIAL" (Para.)
STATE—(3,000), 10c-40c, 7 days. **Gross:** $4,000. (Average, $5,000)

"ONE RAINY AFTERNOON" (U. A.)
UNITED ARTISTS—(2,070), 15c-65c, 7 days. **Gross:** $5,200. (Average, $10,000)

"DANCING PIRATES" (Radio)
RKO DOWNTOWN—(2,950), 15c-65c, 7 days. **Gross:** $6,300. (Average, $10,000)

Finish T. V. A. Picture

WASHINGTON, May 25.—The U. S. Dept. of Agriculture has completed "Norris Dam," three-reel silent film on the T. V. A. project, showing in detail the construction of the engineering development. The film is available in either 16 mm. or 35 mm. prints.

"Things" Is $12,500 Hit In St. Louis

ST. LOUIS, May 25.—"Things to Come" was an outstanding hit at the Ambassador, closing a nine-day run on May 14 with a gross of $12,500, which is about $2,500 above par.

"Under Two Flags" in its second week at Loew's continued a winner with a take of $9,800, topping average by $800. Its opening week it set a season record with a gross of $17,450.

These two were the only profit makers in a fair business week. Weather on the whole was favorable. The opposition included a concert by the Philadelphia Symphony Orchestra at the Municipal Auditorium.

Total first run business was $54,900. Average is $46,000.

Estimated takings for the week ending May 14:

"THINGS TO COME" (U.A.)
AMBASSADOR — (3,018), 25c-35c-40c, 9 days. **Gross:** $12,500. (Average, $10,000)

"DEVIL'S SQUADRON" (Col.)
"THE HARVESTER" (Republic)
BOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $8,900. (Average, $12,000)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S — (3,162), 25c-35c-55c, 7 days. **Gross:** $9,800. (Average, $9,000)

"THE GOLDEN ARROW" (F.N.)
ORPHEUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $7,500. (Average, $8,500)

"SPECIAL INVESTIGATOR" (Radio)
"PREVIEW MURDER MYSTERY" (Para.)
SHUBERT-RIALTO—(1,723), 25c-35c-55c. 7 days. **Gross:** $6,200. (Average, $6,500)

Elliot Norton a Father

BOSTON, May 25.—Elliot Norton, dramatic editor of the *Boston Post*, is the father of a baby girl, Eden Norton.

"Flags" Hits $19,000 Top, San Francisco

SAN FRANCISCO, May 25.—"Under Two Flags" ran away with the big money here on the week by pulling $19,000 to the Warfield. This topped par by $4,000.

"The Unguarded Hour" and "Sky Parade" were good for $12,000 at the Paramount, over par by $500. In its fifth week at the Orpheum "Mr. Deeds Goes to Town" was still going strong at $7,000. "These Three" dropped off to $8,000 in its second week at the United Artists. "Captain January" and "The Country Beyond" ran over normal by $1,000 for a total of $8,000 at the St. Francis.

Total first run business was $89,700. Average is $83,800.

Estimated takings for the week ending May 14:

Week Ending May 12:

"SPECIAL INVESTIGATOR" (Radio)
GOLDEN GATE—(2,680), 15c-25c-40c-55c, 7 days, 2nd week. Stage: "Folies de Paris." **Gross:** $15,000. (Average, $14,500)

"THESE THREE" (U.A.)
UNITED ARTISTS—(1,200), 15c-25c-40c-55c, 7 days, 2nd week. **Gross:** $8,000. (Average, $9,000)

Week Ending May 13:

"MARIHUANA" (Roadshow Att.)
EMBASSY—(1,400), 15c-25c-35c, 7 days, 3rd week. **Gross:** $3,000. (Average, $3,000)

"MR. DEEDS GOES TO TOWN" (Col.)
ORPHEUM—(2,440), 15c-30c-35c-40c, 7 days, 5th week. **Gross:** $7,000. (Average, $6,800)

"UNGUARDED HOUR" (M-G-M)
"SKY PARADE" (Para.)
PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $12,000. (Average, $11,500)

Week Ending May 14:

"LAW IN HER HANDS" (F.N.)
"ROAMING LADY" (Col.)
FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $6,800. (Average, $6,000)

"CAPTAIN JANUARY" (20th-Fox)
"COUNTRY BEYOND" (20th-Fox)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days. **Gross:** $8,000. (Average, $7,000)

"UNDER TWO FLAGS" (20th-Fox)
WARFIELD—(2,680), 15c-30c-35c-40c, 7 days. **Gross:** $19,000. (Average, $15,000)

Week Ending May 15:

"HALSINGAR" (Scandinavian)
CLAY—(400), 15c-35c, 7 days. **Gross:** $900. (Average, $1,000)

"GREAT ZIEGFELD" (M-G-M)
GEARY — (1,400), 55c-85c-$1.10-$1.65, 7 days, 5th week. **Gross:** $10,000. (Average, $10,000)

Ask Kenosha Foreclosure

KENOSHA, Wis., May 25. — Foreclosure proceedings have been started with a request for appointment of a receiver by Chris Schroeer & Son Co. and Alonzo H. Wilkinson, joint trustees, against the Orpheum theatre building.

The action is directed against the Kenosha Orpheum Theatre Co., Midwest Theatres, Inc., Walter M. Burke and Joseph G. Rhode. It charges that $125,000 in bonds are in default and that taxes are overdue. Saxe Amusement Management Co., Inc., has been operating the house.

Dunn for "Hippodrome"

HOLLYWOOD, May 25.—Jack Dunn, recipient of a long term Universal contract, has been cast for the romantic male lead in "Hippodrome," musical spectacle which "U" will produce next season. At the present time Dunn is the skating partner of Sonja Henie, Norwegian Olympic champion.

"Fauntleroy" Hits $10,500, Montreal

MONTREAL, May 25. — "Little Lord Fauntleroy," heading a twin bill at the Princess, grossed $10,500, over par by $3,500, and was held.

Another nice figure was registered with "Petticoat Fever," which took $10,500 at the Capitol, this being the first feature of the dual card. Second week of "Under Two Flags" at the Palace meant $9,000 after a first week's $14,000.

Loew's dropped to summer prices, but made average of $10,500 on two screen attractions and a stage show, the headliner being "Love Before Breakfast."

Total first run business was $47,000. Average is $49,000.

Estimated takings for the week ending May 16:

"PETTICOAT FEVER" (M-G-M)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
CAPITOL—(2,547), 25c-35c-40c-50c-60c, 7 days. **Gross:** $10,500. (Average, $9,500)

"THE LAND OF PROMISE" (Urim-Palestine)
HIS MAJESTY'S—(1,700), 35c-50c, 7 days. **Gross:** $3,500. (Average, $7,500)

"VALSE ETERNELLE" (French)
IMPERIAL — (1,914), 15c-20c-25c-34c, 7 days. Stage: "L'Ame de Mozart." **Gross:** $3,000. (Average, $3,500)

"LOVE BEFORE BREAKFAST" (Univ.)
"THE FARMER IN THE DELL" (Radio)
LOEW'S—(3,115), 25c-34c-40c-50c, 7 days. Stage: "Sirens in Silk Revue." **Gross:** $10,500. (Average, $10,500)

"UNDER TWO FLAGS" (20th-Fox)
PALACE—(2,600), 25c-35c-40c-50c-65c, 7 days, 2nd week. **Gross:** $9,000. First week, $14,000. (Average, $11,000)

"LITTLE LORD FAUNTLEROY" (U.A.)
"CHATTERBOX" (Radio)
PRINCESS—(2,272), 25c-30c-35c-50c-65c, 7 days. **Gross:** $10,500. (Average, $7,000) Held over.

Circuit Takes Fourth

LINCOLN, May 25.—The new Western Theatre Enterprises circuit, with headquarters at Grand Island, has taken over the Newman at Newman Grove, Neb., bringing the circuit's total to four houses, all in Nebraska. The circuit is headed by William Youngclaus, in association with Lloyd Thompson.

Asks Receiver's Ouster

TOLEDO, May 25.—Testimony has been heard by Judge Robert Gosline, here, on the demand of Conrad Netter, a creditor, asking removal of Carl Miller as receiver of Town Theatres, Inc., of which Jack O'Connell is president. The Town Theatre interests formerly operated the Capitol.

In South America Post

NEW HAVEN, May 25.—David Goldenberg, assistant manager of the Poli in Waterbury, and former manager of the Empire in London, has been assigned to a Loew house in South America. Al Weir, assistant at the Poli here, has replaced Goldenberg, who was tendered a farewell dinner.

Eight Film Teams Play

Results of the most recent games in the M. P. Baseball League were: Loew's M-G-M 17, Consolidated, 5; Skouras, 10, RKO, 2; Columbia, 12, NBC, 3; Music Hall, 4, Paramount 1.

Joins Morris Agency

Mildred Webber, former Warner talent scout, has joined the William Morris Agency, heading a new department designed to discover and develop new stage and screen talent.

"These Three" Top As Lincoln Slumps

LINCOLN, Neb., May 25.—Heat hit grosses the past week. "These Three," the hope of the street, faded into a $3,100 on a six-day stay, which is just a little over average for the Stuart.

"Message to Garcia" went begging at the Lincoln and tallied only $1,900 at the finish, $300 down.

"Rhodes" took a whipping at the Varsity with $900, $400 below par, and the Orpheum on nine days with "Shark Island," "Silly Billies" and a stage show gathered $2,300, barely $200 above the seven-day normal.

Total first run business was $9,150. Average is $9,850.

Estimated takings:

Week Ending May 20:

"TRIGGER TOM" (Reliable)
"BLACK FURY" (F. N.)
"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
"ALWAYS TOMORROW" (Univ.)
LIBERTY—(1,200), 10c-15c, 7 days. **Gross:** $950. (Average, $850)

Week Ending May 21:

"MESSAGE TO GARCIA" (20th-Fox)
LINCOLN—(1,600), 10c-20c-25c, 7 days. **Gross:** $1,900. (Average, $2,200)

"RHODES" (G. B.)
VARSITY—(1,100), 10c-20c-25c, 7 days. **Gross** $900. (Average, $1,300)

"THESE THREE" (U. A.)
STUART—(2,000), 10c-25c-40c, 6 days. **Gross:** $3,100. (Average, 7 days, $3,100)

"SILLY BILLIES" (Radio)
"PRISONER OF SHARK ISLAND" (20th-Fox)
"METROPOLITAN" (20th-Fox)
ORPHEUM—(1,350), 10c-15c-20c-25c, 9 days. **Gross:** $2,300 (seven-day average, $2,100)

Film Delivery Case Up May 28, Detroit

DETROIT, May 25.—Hearing on the long delayed suit of Film Truck Service Co. against the Independent Theatre Owners, Inc., to secure an injunction to prevent members of the association from delivering their own film has been set for May 28.

The plaintiff secured an injunction Aug. 18 preventing the exhibitors from securing new members. The defendants asked that the case be advanced, but were unable to do so until all the defendants had been served.

Has 20th Anniversary

SALT LAKE CITY, May 25.—W. F. Shipley is celebrating the 20th anniversary of the Gem. The house has been under one management during all this period. Shipley recently had it renovated and redecorated and at the same time installed a new ventilating system.

Win Manager Contest

DES MOINES, May 25.—John McKay, manager of the Garden in Davenport, Iowa, and Ray Wernimont, manager of the Spencer at Rock Island, Ill., tied for first place in the fifth week of the Tri-States contest.

Pizor on Bank Board

PHILADELPHIA, May 25.—Lewen Pizor, president of the M. P. T. O. of Eastern Pennsylvania, Southern New Jersey and Delaware, has been elected to the board of directors of the Broad Street Trust Co., here.

Ewald Named Club Head

SALT LAKE CITY, May 25.—Frederick J. Ewald, treasurer of Intermountain Theatres, Inc., has been elected president of the Orpheus Club.

"Hell Ship" Gets $3,000 in Houston

HOUSTON, May 25.—"Hell Ship Morgan" turned in the best showing of the week by garnering $3,000 in three days at the Kirby, where average for a week is $5,000.

"The Ex-Mrs. Bradford" ran up to $9,500 on the week. This topped normal by $2,500.

In the second week at Loew's State "The Great Ziegfeld" had a take of $6,000 at prices from 50c to $1.50. This is $500 under the $7,000 weekly average at regular prices. "Things to Come" also fell under par at the Majestic, taking $6,500. Average is $7,000.

Total first run business was $27,500. Average is $26,000.

Estimated takings for the week ending May 21:

"HELLSHIP MORGAN" (Col.)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $3,000. (Average, 7 days, $5,000)

"BOULDER DAM" (W. B.)
KIRBY—(1,450), 15c-35c, 7 days. Bank Night. **Gross:** $1,000. (Average, 7 days, $5,000)

"WITNESS CHAIR" (Radio)
KIRBY—(1,450), 15c-35c, 1 day. Bank $1,500. (Average, 7 days, $5,000)

"THE GREAT ZIEGFELD" (M-G-M)
LOEW'S STATE—(2,750), 50c-$1.50, 7 days, 2nd week. **Gross:** $6,000. (Average, $7,000)

"THINGS TO COME" (U. A.)
MAJESTIC—(2,250), 25c-50c, 7 days. **Gross:** $6,500. (Average, $7,000)

"THE EX-MRS. BRADFORD" (Radio)
METROPOLITAN—(2,600), 25c-50c, 7 days. **Gross:** $9,500. (Average, $7,000)

Incorporate Two Firms

SACRAMENTO, May 25. — Herman Bernie, Inc., has been incorporated here as a talent and literary agent and to produce and distribute pictures. Directors are listed as E. J. Osborne, Jean Rolston, N. Joseph Rose. Capital is listed at $15,000, with 150 $100 par shares. Also incoprorated was Cinegraphic Corp., to operate theatres and produce pictures. Directors are H. V. and A. B. Hoagland and A. B. Redding.

Charter Railway Cinema

DOVER, May 25.—Railway Cinema Corp. has been formed here with a capitalization of $200,000 and 10,000 shares of no par value. Incorporators are Paula Ceinza, Mary Padlin and Anna Marie Willenbrock.

International Filmbook Corp. of New York has increased its capital stock from 1,000 shares to 1,250 shares, no par value.

South Town in Missouri

JEFFERSON CITY, Mo., May 25.—The South Town Theatre Corp. of Kansas City, Kan., has been authorized by the Secretary of State to operate in Missouri as a foreign corporation.

Charter Coast Firm

SACRAMENTO, May 25. — International Educational Films of Los Angeles has been incorporated here. Directors are Charles E. Hewing, Warren S. Hewing and Harris Anderson of Los Angeles, Cecil E. May of Long Beach and John T. Harms of San Pedro. The firm listed 1,000 no par shares.

Form Edinburg Theatre

EDINBURG, Tex., May 25. — Edinburg Theatre Co., Inc., capitalized at $5,000, has been granted a State charter. The incorporators include Louis Baxley, Fred Hansen and Katherine Baxley.

Protest Carnivals On Sundays in K. C.

KANSAS CITY, May 25.—The proposed amendment to the city ordinance which would permit Sunday showing of circuses, carnivals, medicine shows and the like has been taken under advisement by the Finance Committee of the City Council. Representatives of the city's more than 50 theatres objected strenuously to the amendment.

It is to the operation on Sundays of carnivals that the theatremen object in particular. Martin Finkelstein, city manager for Fox Midwest, declared that 40 per cent of any week's attendance total is obtained on Sunday. Other theatre operators made similar statements in protest against the proposed ordinance. They also pointed out that the promiscuous showing of carnivals would tend to cause the neighborhoods of the shows to deteriorate.

St. Leger Will Direct

DENVER, May 25.—The annual Central City revival held in the Opera House at Central City, will this year be directed by Frank St. Leger, who also directed last year.

Gilbert and Sullivan's "Gondoliers" is to be presented. St. Leger is making negotiations with several famous singers for leading roles, but the chorus will be mostly local talent. Dates for the festival are not set.

Form New Exchanges

LOS ANGELES, May 25.—Ray Olmstead and Howard Stubbins have formed a partnership to operate independent exchanges here and in San Francisco, under the firm name of Olmstead & Stubbins, Inc. They have not lined up any product as yet.

Hirliman Signs Lewis

HOLLYWOOD, May 25.—Joseph H. Lewis, formerly with Republic, has been signed by George Hirliman to a one-year contract as supervising editor. Lewis will report for duty at Pathe studios June 1.

Book Now
"CLOISTERED"
The first and most unique picture of its kind ever to reach the screen.
A PICTURE TAKEN WHERE NO MAN HAS EVER ENTERED BEFORE.
Now playing at the 55th Playhouse, New York City, where hundreds are being turned away daily.
CRITICS RAVE ABOUT IT—
the most unusual picture of the year.
Frank S. Nugent, *N. Y. Times*
BOOKINGS NOW AVAILABLE
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BRyant 9-6458

London Paramount's Bookings Cause Stir

London, May 15. — Use of the Paramount, Tottenham Court Road, as a pre-release house is causing controversy here. Situated a few hundred yards from the Dominion, run by Gaumont British as a second pre-release theatre, the Paramount has been doing big business with bookings putting it substantially on the same basis as the West End houses—Tivoli, Empire, Leicester Square, Pavilion, etc.

Exhibitors, who have a long-standing grievance against the West End run in any case, are alarmed at the possibility of the area—never conclusively defined—being indefinitely extended. With a lead from G. B., which has the power to withhold its circuit bookings from features playing pre-release at the Paramount, there will be an effort to force that theatre back to general release date.

Olympic to Import Films Salable Here

Olympic Pictures, headed by M. J. Kandel, will distribute in America as many of the 12 British Lion pictures as are suitable for this market, Sam Smith stated yesterday upon his arrival from London on the *Normandie*.

He plans to leave for Hollywood in a few days for a "checkup on production." On his way back he will stop off at Chicago for the Republic convention.

F. W. C. Men Shifted

Los Angeles, May 25.—The following managerial changes in F. W. C. houses have gone into effect: W. R. Roberts replaced George Barber at the Carlton, with Ernest Martin taking Roberts' old place at the Embassy; Lester Solberg took over the Sunkist, Pomona, from Stanley Kriner, who went to the Golden Gate, Riverside. W. T. Cunningham has been placed in charge of the West Coast, San Bernardino.

"U" After Robeson

Hollywood, May 25.—Paul Robeson, one of the stars of "Show Boat" is being considered for another starring role with Universal. Robeson has just completed "Song of Freedom" in England and has been signed by G. B. for "King Solomon's Mines."

"Pastures" for 2 Spots

Warners have decided upon two openings for "Green Pastures," one at the Ritz, Tulsa, and the other at the Miller, Wichita, June 13.

Announcement of the Tulsa showing was made at a meeting called by Mayor T. A. Penney for the purpose.

Set Coast "Adverse" Date

Hollywood, May 25.—"Anthony Adverse" will follow "The Great Ziegfeld" into the Carthay Circle. It is likely that the two-a-day current policy will be maintained for the Warner picture.

Jackson Rejoins "U"

Portland, May 25.—George E. Jackson, former Universal manager, who for the past seven years has been buyer for Woodlawn theatres here, has returned to Universal as a salesman.

Looking 'Em Over

"Cattle Thief"

(Columbia)

A western with enough novel twists to provide suitable diversion for outdoor fans. The plot limps along at times, but finishes coherently.

Ken Maynard plays an undercover representative of a cattlemen's association who is on the trail of a racketeering syndicate. In the guise of a wandering peddler he moves about the range with Tarzan installed in the interior of his wagon. From convenient spots he sallies forth and gets the required information playing two games until the time is ripe to strike and settle accounts. The action is suitably woven into the narrative and the characterization of Maynard as the peddler gives the piece some genuine humorous moments.

Geneva Mitchell, as a nurse, emotes opposite Maynard. Also in the cast are Ward Bond and Roy Williams, who give adequate support.

The screen play is by Nate Gatzler from an original by J. A. Duffy. Spencer Gordon Bennet directed. He brings all the entertainment possibilities out. Herbert Kirkpatrick's photography effectively projects the action and movement against picturesque backgrounds.

Production Code Seal, No. 1,940. Running time, 57 minutes. "G."

"Raggen-det ar Jag det"

(Scandinavian Pictures)

A Swedish film, with all-Swedish dialogue and no English subtitles, this appears a lively comedy, which should be sold with no difficulty by the exhibitor whose patronage numbers people understanding the language.

Chiefly by reason of the lack of subtitles, there is little in the film which should register an appeal with the average American audience, since the story presents nothing outstanding, and the performances, although definitely satisfactory, offer nothing which is unusual.

The story concerns a group of attractive girls who, headed by Raggen, eldest of many daughters of a college professor, form a pact under which they will not permit themselves to be kissed, and will not marry anyone. The moment the pact is completed, with spring in the air and romance hovering about, the girls proceed to break the agreement one after the other, with Raggen, the ringleader, succumbing, rushing to Paris to escape, and falling in love again.

S. Bauman directed from a novel by Gunnar Widegren.

Reviewed without production code seal. Running time, 85 minutes. "G."

"Bullets and Ballots," which opens at the Strand today, was previewed from Hollywood May 15.

"The Ex-Mrs. Bradford," opening at the Rivoli tomorrow, likewise was covered from on the coast April 21.

Paramount Planning First Film in Spain

Barcelona, May 25. — Paramount will produce one experimental film in Spain, with production scheduled to get underway in September, according to John W. Hicks, Jr., vice-president of Paramount International Corp., and Frederick W. Lange, general foreign representative in Continental Europe for the company, who have just arrived here.

Presumably, if the initial production venture proves successful, Paramount will set plans for additional Spanish pictures to be made here.

Sets Radio Madrid Deal

Madrid, May 25.—Trillo has closed a deal, effective in September, for the showing of Radio products exclusively as second run at the Progreso Theatre here, following first run at the Avenida.

Joins Bay State Film

Boston, May 25.—Sylvia Finestein, who resigned a few days ago from the local Grand National exchange, has been appointed office manager of the Bay State Film Co. by Edward Kline.

Greek Houses Total 153; 135 Are Wired

Washington, May 25.—A total of 153 film theatres were in actual operation in Greece at the end of March, according to a report to the U. S. Dep't. of Commerce from Commercial Attache K. L. Rankin at Athens. Of the total, 135, or 88 per cent, are wired for sound. All are indoor houses which usually operate from October through May. During the summer months, a number of outdoor theatres are opened. The lack of air-conditioning equipment or adequate ventilating apparatus makes operation impossible during the summer.

Outside of Athens, Salonika, Patras and a few other cities, the film facilities are virtually primitive. No new houses were built during 1935. Two large theatres now under construction at Athens will not be ready for another year.

Named Salem Manager

Salem, Mass., May 25.—Christopher Beloff, former Publix manager in the territory, has been named manager of the local Rialto, which has been taken over from Charles Goldreyer by local business men.

Providence Suit to Be Heard Next Month

Boston, May 25.—The anti-trust suit brought by A. & W. Amusement Co. against major distributors for alleged conspiracy in withholding product from the now closed Metropolitan in Providence, will have a June hearing in Federal Court here, according to Joseph W. Walsh, vice-president of the company.

Although Walsh and Louis J. Anger have an option to renew the lease of the 3,000-seat house if product is obtained, it is considered doubtful that they would re-enter the field with the new competition of the Modern there. George J. Ryan is attorney for the corporation, while Jacob Kaplan represents the defendants.

HechtandMacArthur Paramount Deal Off

Ben Hecht and Charles MacArthur will not produce two pictures in Astoria for Paramount after all, the contract between the parties having been settled with the understanding that the authors write a script for Ernst Lubitsch, which they are now doing.

As a result of the settlement, "The Monster" will not be made for Paramount. Negotiations are under way to produce it for G.B. Lee Garmes, cameraman, who was brought over from England to photograph "The Monster," plans to sail either June 20 or June 24 for London, where he will work on a picture for British National.

Brazil Approves 171

Washington, May 25.—Of the 184 films submitted to the censorship board in Brazil during March, 171 were approved without qualification, five were listed as improper for children, one improper for minors, and one was rejected. Six were noted as educational material. The figures were incorporated in a report to the U. S. Dep't. of Commerce from Trade Commissioner J. Windsor Ives. Of the total, 134 were American films, 38 Brazilian (all shorts), 9 German and two French.

Republic Gets Bartlett

Hollywood, May 25. — Michael Bartlett has been signed by Republic to play opposite Marion Talley in her initial picture, "Follow Your Heart." Aubrey Scotto will direct with production scheduled to start June 1. Victor Schertzinger will write the musical score. Nat Levine bought Bartlett's contract from Columbia.

Pittsburgh Branch Wins

Pittsburgh, May 25. — The local Warner exchange, headed by Charles Rich, has been awarded the $1,000 company prize in the recent 11-week drive for increased sales and collections. In addition to the $1,000, Rich will get an extra week's salary and another undetermined cash prize.

Bach Succeeds Hatfield

W. A. Bach, named managing director of Western Electric of London, will succeed R. M. Hatfield, who returns to New York for an assignment not divulged. Bach sails on the *Bremen*, June 14, and is to be succeeded as president of Audio Prod., by F. K. Speidell.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 125 NEW YORK, WEDNESDAY, MAY 27, 1936 TEN CENTS

Republic List, 52 Features; Four Serials

Sales Forces to Be Told Details in Chicago

Republic will have 52 features and four serials next season, the company's sales forces meeting in Chicago June 5-6 will be told by J. J. Milstein, general sales manager. The feature group will be broken down into seven divisions.

The first group will be two Anniversary Specials, "Two Years Before the Mast" and "The President's Mystery Story."

The second group will comprise six Jubilee Specials—"Army Girl," "Portia on Trial," by Faith Baldwin; "Happy Go Lucky," "Follow in Your Heart," with Marion Talley, "Join the Marines" and "Heart in Bondage," with James Dunn, Mae Clarke, David Manners and Charlotte Henry.

In the third division will be 24 Gilt Edge Pacemakers.

Four Epics, done in natural colors, are down for the outdoor action group in the fourth classification.

The Gene Autrey westerns are divided into two groups, one consisting of two specials and the other six

(*Continued on page* 8)

$15,000,000 for 34 Films in Three Years

President of four English producing companies and a director in a fifth, Major Henry A. Procter, a member of the Parliament, arrived on the *Berengaria* yesterday with details of plans whereby the five units will spend $15,000,000 in the next three years on 34 pictures. Space at the new studios at Denham have been leased for 36 months for the purpose, he said.

The companies in which Procter is associated are Capital Films Corp., of which he is president; Cecil Films, president; British Cine Alliance, president; Somlo Films, president; Tra-

(*Continued on page* 8)

Williams, Bertrand For Allied Session

Cleveland, May 26.—Daniel Bertrand, author of Report No. 34 on films for the NRA in which he advocated government regulation of the industry by a Federal commission, and Assistant Attorney General Paul Williams will address the Allied convention at the Hotel Hollenden, Cleveland, during its sessions, June 3-5. Williams

(*Continued on page* 8)

Radio Sponsors Battling For Coast's Film Talent

Programs Are Moving to The Film Capital in Growing Numbers

Hollywood, May 26.—The tussle for film names to take the air lanes will assume what is regarded as its most intensive form to date in the next couple of weeks with national advertisers, tied in with coast-to-coast hookups, out hammer and tongs for guest stars. Money is apparently no object.

Louella Parsons has her "Hollywood Hotel" program; Mary Pickford, her "Parties at Pickfair"; Bing Crosby, his Kraft Cheese program; Shell Chateau, its hour on Saturday and Dr. West's Toothbrushes, 30 minutes each Saturday night. On Monday, the Lux Radio Theatre transfers broadcasting from New York with a program headed by Clark Gable and Marlene Dietrich and with Cecil B. DeMille as narrator.

The Swift hour, with Sigmund Romberg, reaches New York for a half hour starting at 9:30 eastern daylight saving time, 5:30 coast time, Monday nights. John Barrymore, with Cora Sue Collins, has been master of ceremonies. He quit last Monday night and his successor has not been chosen.

Ben Bernie's regular program for American Can shifts here as the

(*Continued on page* 8)

Trans-Lux Move to Use British Television Seen Furber's Aim

London, May 26.—Percy N. Furber, chairman of the board of Trans-Lux Daylight Screen Corp. and Trans-Lux Movies Corp., is here, it is believed, for the purpose of resuming discussions started some time ago with Norman Hulbert of Capital and Provincial News Theatres on expansion moves. He is at the Carlton, but refuses to discuss his plans.

British Trans-Lux may also be considering expansion plans as part of the movement for television theatres.

Lord Beaverbrook is interested in a British company, of which his son, Peter Aitken, is a director. This is regarded as significant in view of Lord Beaverbrook's big television interests.

The British Broadcasting Corp. is planning store shows of television in the autumn and might tie in with Trans-Lux.

Court Victory for Erpi and A. T. & T.

Federal Judge John C. Knox has handed down a decision in the U. S. District Court for the Southern District of New York granting the motion of the A. T. & T., Western Electric Co. and Erpi to dismiss the complaint of Bernard Gogel, who, as assignee of the Standard Sound Recording Corp., brought suit against these three companies for $3,000,000 damages alleging violation of the Sherman Law and the Clayton Anti-Trust Act.

The action was one of the 18 "treble damage" suits instituted by

(*Continued on page* 11)

20th-Fox-British Deal Is Unlimited

Twentieth Century-Fox's arrangement with British National for the production of four features a year in England is unlimited as to time and subject to cancellation by either side after three pictures are delivered, S. R. Kent, president of Twentieth Century-Fox, declared upon his arrival on the *Berengaria* after five and a half weeks in England and France.

"We will cooperate with British National on casting and we have the veto power on all stories," Kent stated. "A minimum of $250,000 will be spent on some of the pictures and

(*Continued on page* 8)

FCC Quiz of Otterson on Para. Reveals Little New

Further probe by the Federal Communications Commission into the part played by Erpi in the reorganization of Paramount yesterday brought little to light which had not been known earlier.

John E. Otterson, Paramount president and former head of Erpi, testified. After declaring that Erpi had an unsecured creditor's claim of $1,800,000 against Paramount at the inception of the latter's financial difficulties which resulted in a voluntary application for receivership early in 1933, Otterson denied, in reply to a question by Samuel Becker, attorney for the committee, that Erpi had at any time suggested a receiver for Paramount. It was shown through direct testimony and by correspondence subpoenaed from Erpi's files that the company had supported Charles E. Richardson's appointment as a trustee in bankruptcy of Paramount and, in further activities in connection with the company's rehabilitation proceedings, had sought support of other Paramount creditors to maintain Adolph Zukor as the head of the company when it should emerge from bankruptcy. Otterson also identified a slate of nine industry figures as representing a panel

(*Continued on page* 11)

Educational Plans 98 on New Program

Educational will produce 52 two-reelers and 46 singles next season, E. W. Hammons, president, said yesterday when he disembarked from the *Berengaria* after four and a half weeks abroad. About 60 per cent of the output will be made in the east and the balance on the coast, he stated.

Among the stars will be Buster Keaton, Buster West, Tom Patricola

(*Continued on page* 11)

Pennsylvania Gets Footage Tax Bill

Harrisburg, May 26.—An effort to add to the tax burden of the film industry in Pennsylvania came to light last night in the House with the introduction by Assemblyman Joseph Ominsky of Philadelphia of a bill proposing a tax of one and one-half

(*Continued on page* 8)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 27, 1936 No. 125

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1. *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41, Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Producers to Back Plays Despite Pact

Hollywood, May 26.—Producers here are formulating plans for the financing of stage productions outside of the dramatist-manager agreement which was signed yesterday.

Details, which are not yet worked out, will be announced later.

"U" Executives on Coast

Hollywood, May 26.—J. Cheever Cowdin, R. H. and P. D. Cochrane and Willard McKay arrived here today for four days of conferences on next year's program and budget for Universal.

Shapiro Made Ad Head

Hollywood, May 26.—Victor Shapiro will become advertising and publicity director of Major Pictures June 1. The appointment was made today by Emanuel Cohen.

BEACH HOME
For Rent—Furnished. Ocean front home between Atlantic Beach Club and Long Beach. Four bedrooms, sun decks. For appointments phone Wm. L. Lally, L.B.-2153; J. M. Jerauld, Circle 7-3100.

Insiders' Outlook

By RED KANN

THIS probably will answer nothing and yet the facts are incontrovertible. Whoever it once was who suggested "marrying the girl" where radio and films were concerned might have another story to sing in the light of what has happened and is slated to happen in the next few weeks and months in Hollywood. Long second fiddle to New York as a point of radio program origin, national advertisers and the two national broadcasting chains are descending on the coast colony with a whoop, a vengeance and a war cry for scalps which are very apt to be the exhibitors'. . . .

▼

Hiring in rather desultory fashion well-known film names for broadcasting is not a new gadget, of course. But what is new is the decision to get more and bigger talent by the very obvious and simple expedient of taking the mountain to the celluloid Mohammeds. In other words, making Hollywood the program point of origin as against New York. That's taking place now in wholesale manner and with final conclusions only the wind knows and won't tell. . . .

▼

Set or about to start already are Monday, one hour and a half in two programs; Tuesday, one hour divided over two programs; Thursday, two hours and two programs; Friday, one hour and Saturday one hour and a half, split into two shows. All of these are coast-to-coast hookups, using either Columbia or National Broadcasting, paid for and sponsored by national advertisers who very definitely are in the market for film names that click. Moreover, the designated broadcasting time, while early and in some cases in the afternoon what with the four hour difference—daylight — between Hollywood and New York, nevertheless is astutely devised to reach the Middle West and the East when picture business is presumably at its peak. . . .

▼

The detail of these major events is on the reverse side and elsewhere in this morning's edition. But a highlight or two, selected to indicate how the drift goes: On Monday, Lux Radio Theatre headquarters go to the coast. Its opening starring battery will be Clark Gable and Marlene Dietrich. Cecil B. DeMille, signed on a six month contract, will be the narrator. Other top names will be sought and, no doubt, hired at fantastic figures. In September, Fred Astaire becomes master of ceremonies of a new series sponsored by Packard. Significant in that setup, is a $5,000 budget beyond Astaire and for a guest star on each succeeding week's program. . . .

▼

What will be the immediate consequences? It takes no crystal gazer to imagine the effect on theatre grosses. Only the strong in films will be able to withstand the seven hours spread over every evening but the Wednesday in each week with Eddie Cantor still around the ether lanes, Astaire coming up in September and who knows what else not yet known. You might figure that it is in the star contracts with their chief employer, the producer, that matters outside of films, such as radio, should be taken care of. If you want to theorize, this may furnish a likely answer. You must, however, take into consideration that when Radio, for instance, has only one Astaire and Metro one Gable and Paramount one Dietrich, to which you must perforce add the hold which stars have on their employers anyway, the chance to tell them nay is a pretty slim one. We strike this generally pessimistic note about box-offices and radio because we know of no other kind of note to strike. Built by the producer and the public, here comes radio, paying its way handsomely, it is true, to cash in on a personality product born, almost entirely, of and in motion pictures. And about it there appears to be nothing to do except to take the rocks and socks on the chin with as much grace as may be around with no place to go. . . .

▼ ▼

Mervyn Le Roy, commenting at large on story buys:

> "I am convinced, thoroughly convinced, that the properties which mechanical story departments turn down are among those which the public most wants to see. Everyone rejected 'I Am a Fugitive'; nobody could see a thing in it. We bought 'Little Caesar' for $3,000 after it had been kicked around; again nobody could see a thing in it. With story departments, it is too often a case of eyes that read, but don't know what they read."

We suggested that he organize a company to pick up options on all plays, stories, scripts and ideas the mechanically-minded turn down flat on his theory there must be plenty of opportunity overlooked, with which idea, if it carries any weight, we agree.

"It's a good idea. Maybe I'll do it," was Mervyn's reply. . . .

▼

Le Roy, by the way, is determined to proceed in business for himself at the rate of four a year. He has submitted a proposition to Warners, but is understood to have several other deals under way. It's a case of the highest bidder on the best terms, family or no family. . . .

48 from Radio

Radio is expected to adhere to its traditional 48 features for 1936-37, according to Ned E. Depinet who stated yesterday the number may be slightly increased.

Plans for the sales convention to be held at the Waldorf-Astoria beginning June 15 are practically completed.

ITOA Men Talk Over Trip to Washington

Harry Brandt, Jack Hattem, John Benas and Maurice Fleischman, the committee appointed by the I.T.O.A. last week to go to Washington to protest malpractices reputedly engaged in by distributors in the local area, will meet today with the organization's board of directors to decide on the departure date for the Capital.

One of the board's members who brought up the complaint of an exhibitor with a theatre seating 300, for which distributors are said to be asking film rentals as high as $500, is expected to reveal the theatre owner's name today, or prior to the committee's departure.

Rodgers Testimonial To Draw Full House

With seating capacity for 100, reservations up to yesterday afternoon totaling 104, and the management planning to enlarge the seating capacity to 110, the Cinema Club testimonial luncheon today to William F. Rodgers, new general sales manager of M-G-M, takes on the aspect of a major problem.

Late yesterday members were being asked to limit the number of guests at the luncheon. Charles C. Pettijohn will be toastmaster, and numerous top home office executives are slated to be among those present, in addition to a virtually complete rollcall of Loew's-M-G-M executives.

Poster Men to Meet

Directors of National Poster Service Assn. will convene today at the Lincoln to discuss plans for the coming convention, scheduled for June 2-4 in Cleveland. Attending will be Simon Libros, George P. Aarons and Al Blofson, from Philadelphia, and Louis Weinzimmer, Harry Egert, Harry Schlit and M. Berhens, of New York.

Warner Lineup to Circuit

A. W. Smith, Jr., Warners' eastern and Canadian sales manager, has closed with Ed Beatty, of the Butterfield circuit of Michigan, for the entire Warner and Cosmopolitan lineup including Vitaphone shorts and trailers for the 1936-37 season. The deal involves 34 towns in Michigan.

◀ Purely Personal ▶

THE Mervyn Le Roys, Herbert Yates, Oscar Hanson, Paul Nathanson, Ned Depinet, Phil Reisman, Sam Dembow, Leslie E. Thompson, Ad Schulberg, Edwin Knopf, Bob Goldstein, Mrs. Ernst Lubitsch, Jack Cohn and Ben Bloom—among those at "21" yesterday for noonday repast. The LeRoys and the Lubitsches leave for the coast this afternoon. Likewise Bloom, who enters production via Columbia, leaving the local Music Row with pleasant memories including a dinner by his associates at Irving Berlin, Inc., and a wrist watch from Berlin.

Quip of the Day

"Hello, Mr. Lubitsch, this is the Ampa calling," said a voice to the director as he rested at Mt. Kisco over the weekend. "We're checking to see if you're coming to our luncheon. You know, we are having a curtain of fame—all the leading people in show business will be there and we want you."

"Well, I don't know anything about it," replied Lubitsch, stalling for time.

"Yes, you do. Al Wilkie at Paramount said you'd be there and now what are we going to do with the hole in the curtain reserved for your head. You can't disappoint the boys that way."

"Well," sparred Lubitsch who didn't know a thing about it, "I didn't tell Wilkie positively."

By this time, Mervyn Le Roy had grabbed the phone from Bob Goldstein and the gag was out.

"I'll burn your house down when I get back to Hollywood," yelled Ernst to Mervyn.

Wlliam Wyler, director, and Ruth Chatterton and Walter Huston, stars of Samuel Goldwyn's "Dodsworth," will fly east and board the *Queen Mary* at Quarantine on her maiden voyage to America. They will film scenes to be used in the picture. Permission is being sought to record statements of Captain Sir Edgar Britten, commander of the new super-liner.

●

Ned E. Depinet who journeyed east from the coast with Leland Heyward had a time of it. The planes were down every other minute and their arrival here about 24 hours behind schedule.

●

Phil Abrams' arm is out of a sling. The Warner home office executive slipped some time ago and broke the arm.

●

Charles Skouras and George Topper have put off their return to the coast until next week.

●

Hedda Hopper is in town from Hollywood en route to England to make a picture for G.B.

●

Leo Spitz, due in from the coast yesterday, will not arrive until today.

●

Benny Fields will open Friday at Loew's State.

Empire Men Confer On Educ'l Product

Harvey Day of TerryToons, Jack Skirball of Educational and William J. Clarke of Twentieth Century-Fox met yesterday with Oscar Hanson, president; Paul Nathanson, vice-president of Empire Films, Ltd., of Canada, and the various branch managers of the Canadian company for informal discussions of next season's product.

The Canadian group left for Toronto last night, accompanied by Sam Smith of British Lion and James Campbell. The latter will work on G.B. music matters. After a brief visit, Smith will leave for the Republic studios in Hollywood and from there go to Chicago to attend the Republic convention. Hanson will leave Toronto over the week-end for Jacksonville, Ill., to visit his family prior to attending the Republic sessions.

When Smith returns to England, he will be accompanied by Paul Nathanson, son of N. L., who will work with Smith on production.

Empire-B. I. Pact Ending

Toronto, May 26.—Empire will release from five to six British International pictures next season. According to the three-year contract, which expires this summer, all British International films trade shown up to July will be handled in Canada by Empire.

Replacing this company's product next season is G.B.

Robert Montgomery Again Heads Guild

Hollywood, May 26.—Robert Montgomery has been reelected head of the Screen Actors' Guild.

Other officers named are: first vice-president, James Cagney; second vice-president, Claudette Colbert; third vice-president, Chester Morris; secretary, Kenneth Thompson; assistant secretary, Boris Karloff; treasurer, Noel Madison; assistant treasurer, Murray Kinnell.

During the past year 78 members have joined, it was reported.

Employes of Madrid Capitol in Walkout

Madrid, May 26.—Striking employes of the Capitol here have demanded that the administrative staffs of the theatre and of M-G-M's Spanish distributing unit be ousted. The managers of 40 other houses are rotating in substituting for the strikers, who gradually are being replaced by volunteers from the M-G-M office.

Operators are closing six other houses showing M-G-M product, and the Government has ordered their arrest. The Madrid exhibitors' organization is supporting the management of the Capitol, headed by Caesar Alba.

B. & D. Stockholders Favor Pinewood Plan

London, May 26.—British & Dominion stockholders today approved the proposed 10-year contract by which Capt. Richard Norton, a B. & D. director, will become managing director of the Pinewood studios.

This is a part of the arrangement for the production of New World films here by Robert Kane for Twentieth Century-Fox. The studio will increase its capital and float a loan for expansion purposes.

Ethiopian Rioting, Conquest Screened

Paramount gave trade paper and daily newspaper men a private screening yesterday of nearly 5,000 feet of film of the rioting at Addis Ababa before the arrival of Italian troops, the final advance of the Italian forces, the flight of Haile Selassie and his arrival in Jerusalem. The Emperor makes a speech in French which is translated into English by his daughter.

It is exclusive stuff made by John Dored, the only cameraman to remain in Addis Ababa, it is claimed, and his assistant, who rode on the train to Djibouti upon which the Emperor fled.

The negative arrived Monday afternoon on the *Normandie* and 450 feet of film was shown at the Embassy that night. It was shipped all over the country during the night.

Hundreds of feet of film were made from a moving truck while the burning and shooting at Addis Ababa were in progress, with the dead still lying in the streets. The scenes made on the train and in Palestine were flown to France. All material shot by Dored after the arrival of the Italians and material made with the advancing army was flown to Rome to be censored and shipped by air from there to France to catch the *Normandie*.

Some of the photography made with the Italian army and the column which advanced to Lake Tsana is beautiful.

F. P. Canadian Wins Stockholder Action

Toronto, May 26.—Famous Players Canadian Corp., and the trustees in bankruptcy of Paramount, Charles D. Hilles, Eugene W. Leake and Charles E. Richardson, gained a legal victory here when the Ontario Court of Appeals dismissed the plea of H. W. Phelan of Toronto in behalf of himself and other shareholders of Famous Players to set aside the exchange of shares in the Canadian company for those of Paramount-Publix in 1930.

The decision, which is of considerable importance, came on an appeal by Phelan from the judgment of Justice MacKay in upholding the decision ot the master of the Supreme Court in dismissing the plaintiff's application. Phelan had asked for a declaration that the trustees of Paramount-Publix merely held the stock of Famous Players in trust for the plaintiffs and for an order that the share register of the Canadian corporation be amended accordingly. A decision in favor of plaintiff might have resulted in a claim for return of Famous Players' shares by hundreds of investors throughout Canada.

Flash Preview

"Don Bosco"—A review of the life of the Italian priest noted for his efforts in the rehabilitation of wayward boys. Interesting, well done, but limited in appeal.

This film will be reviewed in full in a coming issue of Motion Picture Daily.

Ask "Chain" Theatre Tax

New Orleans, May 26.—A bill introduced in the legislature here today seeks to place a tax on affiliated, or "chain" theatres graded from $100 to $500. The measure is believed to be aimed at the United and Saenger circuits. Indies are not affected.

To Ask Theatre Aid On Detection Films

Trenton, May 26.—An appeal for nationwide exhibition of sound film criminal identifications through newsreel programs will be made tomorrow by Col. H. Norman Schwarzkopf, superintendent of New Jersey state police, in the first public showing of new criminal detection films. Governor Hoffman has been invited to preside at the demonstration, to be held in the War Memorial Bldg., adjacent to the state capitol.

More than 600 police officials, legislators and film executives have been invited. Several films of New Jersey criminals will be shown. RCA officials, who developed the special police apparatus, will present data on cost and production. The new equipment, according to Schwarzkopf, can be operated efficiently by two men without technical experience. His proposal will be for the exhibition of the films by theatres in sections where criminals are thought to be hiding.

Organization Slate Is Voted by Equity

The regular organization slate, selected by the nominating committee, was elected to the council of Actors' Equity Ass'n, it was revealed yesterday, following the completion of the tally. The vote was taken at the annual meeting on Monday, but the count on the vote was not completed until yesterday. An independent group of candidates met defeat by a vote of approximately five to three. More than 1,000 votes were cast, some of them by mail.

Those elected, including 10 for full five-year terms and four replacements to fill unexpired terms, are: Beverly Bayne, E. J. Blunkall, Robert T. Haines, Maida Reade, J. Malcom Dunn, Richard Sterling, Clyde Fillmore, T. Reed Brown, Jr., Robert Keith, Bretaigne Windust, Katharine Warren, Dudley Clements, Richard Whorf, Lily Cahill. The last four named were the replacements.

Wall Street

Fractional Losses Spot Board

	High	Low	Close	Net Change
Columbia, vtc ...	32¾	32¾	32¾	+ ¼
Columbia, pfd	42½	42½	42½	— ⅞
Consolidated	5	5	5	— ¼
Eastman	161	161	161	.....
Loew's, Inc.	47¾	47¼	47¾	+ ½
Paramount	8⅜	8	8	— ¼
Paramount 1 pfd.	66¾	66½	66½	—1⅝
Paramount 2 pfd.	9½	9⅛	9⅛	— ⅛
Pathe Film	7¾	7⅝	7¾	.....
RKO	6⅛	5⅞	6	— ⅛
20th Century-Fox.	23¾	23¾	23¾	— ¼
20th Century, pfd.	33¾	33⅝	33¾	+ ¼
Warner Bros.	9¾	9⅝	9¾	.....

Technicolor Up a Point

	High	Low	Close	Net Change
Sonotone	2⅞	2¾	2⅞	+ ⅛
Technicolor	30⅝	29⅝	30⅝	+1
Trans-Lux	4⅜	4⅜	4⅜	.....

Bonds Mostly Off

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	25	24½	24½	—1½
General Theatre Equip. 6s '40 ctf	25	25	25	+ ½
Loew's 6s '41 ww deb rights	97¾	97½	97¾	+ ¼
Paramount Pict. 6s '55	90¼	89¾	90	— ⅛
Warner Bros. 6s '39 wd	92½	91½	92	.....

(Quotations at close of May 26)

HELD

NEW YORK BUFFALO ROCHESTER ATLANTA
CINCINNATI SYRACUSE BALTIMORE DALLAS
ST. LOUIS LOUISVILLE AKRON KANSAS CITY

WATCH FOR

SHOW

FULL SPEED AHEAD WI

OVER

NEW ORLEANS SAN FRANCISCO SAN DIEGO
PHILADELPHIA PROVIDENCE LOS ANGELES
NEW HAVEN DENVER HARTFORD ALBANY
THE OTHERS

BOAT

H THE NEW UNIVERSAL!

Radio Staging Hot Fight for Picture Names

(*Continued from page* 1)

orchestra leader fills an engagement at the Cocoanut Grove in the Hotel Ambassador. Rudy Vallee will make another picture for Warners and will broadcast his regular Fleischmann's Yeast hour from this end of the country. In September Fred Astaire will act as master of ceremonies and sing in a new series for Packard.

All of these programs either use or will use film names and all are prepared to put plenty on the line with the exception of the "Hollywood Hotel" program, for which Miss Parsons, film editor of the Hearst newspapers, gets paid, but not the talent. The program reproduces scenes from current pictures, usually with the players who appeared in them. The plan is regarded as national ballyhoo for those pictures.

As an indication of how it goes, the forthcoming Astaire program, aside from its principal star, includes a budget of $5,000 a week for a guest star. It will run 30 minutes over one of the national chains, but no time has been purchased as yet, although the broadcast will be on Sunday evenings.

So far, Wednesday is the only night in the week now open for nationwide program emanating from Hollywood or Los Angeles. The schedule of main events as it now stands follows:

Every Night But Wednesday

Monday—One hour beginning 5 P. M., Pacific time, over CBS. The Lux Radio Theatres, sponsored by the manufacturers of Lux soap. First program Monday night with Clark Gable and Marlene Dietrich as guest stars and Cecil B. DeMille as narrator.

Half hour, starting 5:30 Pacific time, NBC, with Sigmund Romberg and orchestra. Cora Sue Collins acting as mistress of ceremonies pending selection of John Barrymore's successor.

Tuesday—Half hour beginning at 5 P. M., Pacific time, over the National Broadcasting coast-to-coast hookup. Ben Bernie and his band, now at the Cocoanut Grove, Hotel Ambassador, will broadcast his regular program for American Can Co., while filling his hotel engagement. He will use guest stars.

"Parties at Pickfair," starring Mary Pickford and using guest stars. Half hour program from 6 to 6:30 P. M., Pacific time, over coast-to-coast CBS hookup. Program is sponsored by the Ice Industry of America and Canada, a trade association of ice manufacturers fighting electric and gas refrigerators.

Thursday—One hour, beginning at 4 P. M., Pacific time, over the National Broadcasting coast-to-coast hookup. The Rudy Vallee program for Fleischmann's Yeast. This is the regular Vallee hour, which transfers to the coast while the star makes a picture for Warners. It will use guest stars.

One hour, beginning 6 P. M., Pacific time, over a nationwide NBC chain. The Bing Crosby program for Kraft Cheese. This hour uses guest stars.

Friday—One hour, beginning 5 P. M., Pacific time, over a CBS hookup. The "Hollywood Hotel" program, conducted by Louella Parsons, sponsored by Campbell's Soups. This program does not pay for the services of the guest stars it uses. Scenes from new attractions are featured, the Parsons theory being this exploits the film to millions of potential customers.

Saturday—One hour, beginning 5:30 P. M., Pacific time, over a nationwide NBC chain. The Shell Chateau program sponsored by Shell Oil. This uses and pays for guest stars.

Thirty minutes, beginning 6:30 P. M., Pacific time, over NBC coast-to-coast hookup. Dr. West's Toothbrush program with George Olsen and Ethel Shutta. This will use guest stars.

Perfect Technique

Hollywood, May 26. — For several years Lew Smith has been employed as a soda jerker in the M-G-M studio commissary. On the side he has studied acting and has burned much midnight oil in his quest for histrionic perfection.

His big chance arrived. He was selected for a role in M-G-M's "Women are Trouble"—and, of all things—he portrays a soda jerker.

DeMille Has Six-Month Deal

Cecil B. DeMille's deal as narrator for the Lux Radio Theatre will run for six months, beginning Monday evening at the rate of one hourly broadcast a week. He will handle the first, drop out of the second while he attends the Paramount convention in Chicago and the Republican National Convention in Cleveland, and resume on the third. W. S. Van Dyke will handle the second hour while DeMille is away. Danny Danker, coast representative for the J. Walter Thompson agency, which handles Lux, is engaging talent in Hollywood. Frank Woodruff will produce the programs, while J. Savington Crampton, account executive handling the Lux account for the agency, goes west next week for a month to keep an eye on development of the programs.

Williams, Bertrand For Allied Sessions

(*Continued from page* 1)

will receive any complaints on unfair and monopolistic practices.

It is expected that a representative of the Federal Housing Administration will tell exhibitors how to remodel their theatres with the financial aid of the Government.

Dave Palfreyman of the Hays organization will attend the sessions.

Two hundred room reservations have been received at the Hollenden and 100 Pontiacs have been chartered to meet the delegates at the railroad station.

Freidl, Ludwig Arrive

J. J. Freidl and L. J. Ludwig, Paramount theatre operators, finally got in yesterday from Minneapolis for home office product conferences with Y. Frank Freeman. A. H. Blank and Ralph Branton, who returned to Des Moines over the week-end, are scheduled to be back again in three weeks.

20th Fox-British Deal Is Unlimited

(*Continued from page* 1)

the others will cost around $400,000."

The first of four pictures Robert T. Kane will produce for New World Prod., Twentieth Century-Fox subsidiary, will be in Technicolor. No title has been set, according to Kent.

Two of the British National and all four New World films will be brought over for distribution in the American market, the Twentieth Century-Fox head asserted. With the six English pictures, but exclusive of the six westerns Sol Lesser will make and the one Elisabeth Bergner production, the company will release 60 features next season, Kent said.

"There is nothing to reports Lord Portal is dickering for our 49 per cent interest in G. B. Neither is there anything to the rumors Twentieth Century-Fox is after control of G. B. These stories crop up every year when I make a trip abroad," Kent added.

He also denied there was any truth to reports Twentieth Century-Fox was interested in acquiring the Roxy as its own Broadway show window.

"Conditions abroad are very good and the film business is growing," he stated. Kent leaves tomorrow for Chicago and the annual sales convention and may go to the coast from there.

Hutchinson to Far East

Returning from a five-month trip to 26 European countries, Walter J. Hutchinson, head of the Twentieth Century-Fox foreign division, is looking forward to a tour of the Far East in the fall, he said yesterday when he arrived on the *Berengaria*.

However, no reorganization is necessary there since all sales have been centralized some time ago with Delbert Goodman in charge. The trip will be for a general checkup.

Reorganization of the 26 foreign countries under the general management of Ben Miggins is working out satisfactorily, Hutchinson said. It's the first time that the company has had such a setup, he added.

Conditions are very encouraging, especially in England where there is a very definite amount of prosperity, Hutchinson declared. As for the Continent, "we can't complain." He will be one of the home office group leaving tomorrow for Chicago and the sales confab.

Big Coast Delegation

Darryl F. Zanuck, Sol Wurtzel, William Goetz, William Dover, Irving Berlin and Irving Caesar will leave Hollywood in a special chartered plane Friday for the Twentieth Century-Fox convention in Chicago, John D. Clark, general sales manager, stated yesterday. Joseph M. Schenck and S. R. Kent leave New York tomorrow with Clark and numerous home office executives and members of the sales forces.

Clark said the purpose of his latest trip to the coast was to get a lineup on product from Zanuck and Wurtzel. He said that in the fall, or later, all production will be combined under one studio.

No promotions will be made at the convention, the general sales manager asserted. Twentieth Century-Fox definitely will not adopt the poster rental plan to be inaugurated by Paramount on June 1, he added.

Republic Lists 52 Features; 4 Serials

(*Continued from page* 1)

musicals. This constitutes group five and six.

The final batch of features embraces eight "Three Mesquiteers" westerns. Three characters will be featured.

No stars are given for the four serials.

Home office executives are scheduled to leave for Chicago next Tuesday for preliminary arrangements and conferences.

Parsons Moved Up

Grover Parsons, San Francisco branch manager for M-G-M for the past 17 years, has resigned to join Republic as western division sales manager. He will assume his new duties in about a month. The western division post has been vacant since J. J. Milstein was appointed general sales manager several weeks ago.

No successor to Parsons at the M-G-M San Francisco office has been named, it was stated yesterday by William F. Rodgers, general sales manager. A new man will be set in the post shortly, it was said.

Pennsylvania Gets Footage Tax Bill

(*Continued from page* 1)

cents a foot on all film examined by the censors.

It is estimated this measure would yield $3,470,000 a year, as the Dep't. of Revenue has ascertained that 210,000,000 feet of film were examined last year. This was about 70,000,000 of original film and 140,000,000 reissues of patched and repaired film. The bill was referred to the Ways and Means Committee.

Last year the Legislature imposed a tax of one cent on each 25 cents or fraction thereof on tickets to theatres and other amusements.

The present session is a special one called solely for the purpose of producing revenue for unemployment relief. While the Ominsky bill does not bear the official earmarks of the Administration, Assemblyman Ominsky is a Democrat and is said to share the confidence of Governor George H. Earle, 3rd., also a Democrat.

$15,000,000 for 34 Films in Three Years

(*Continued from page* 1)

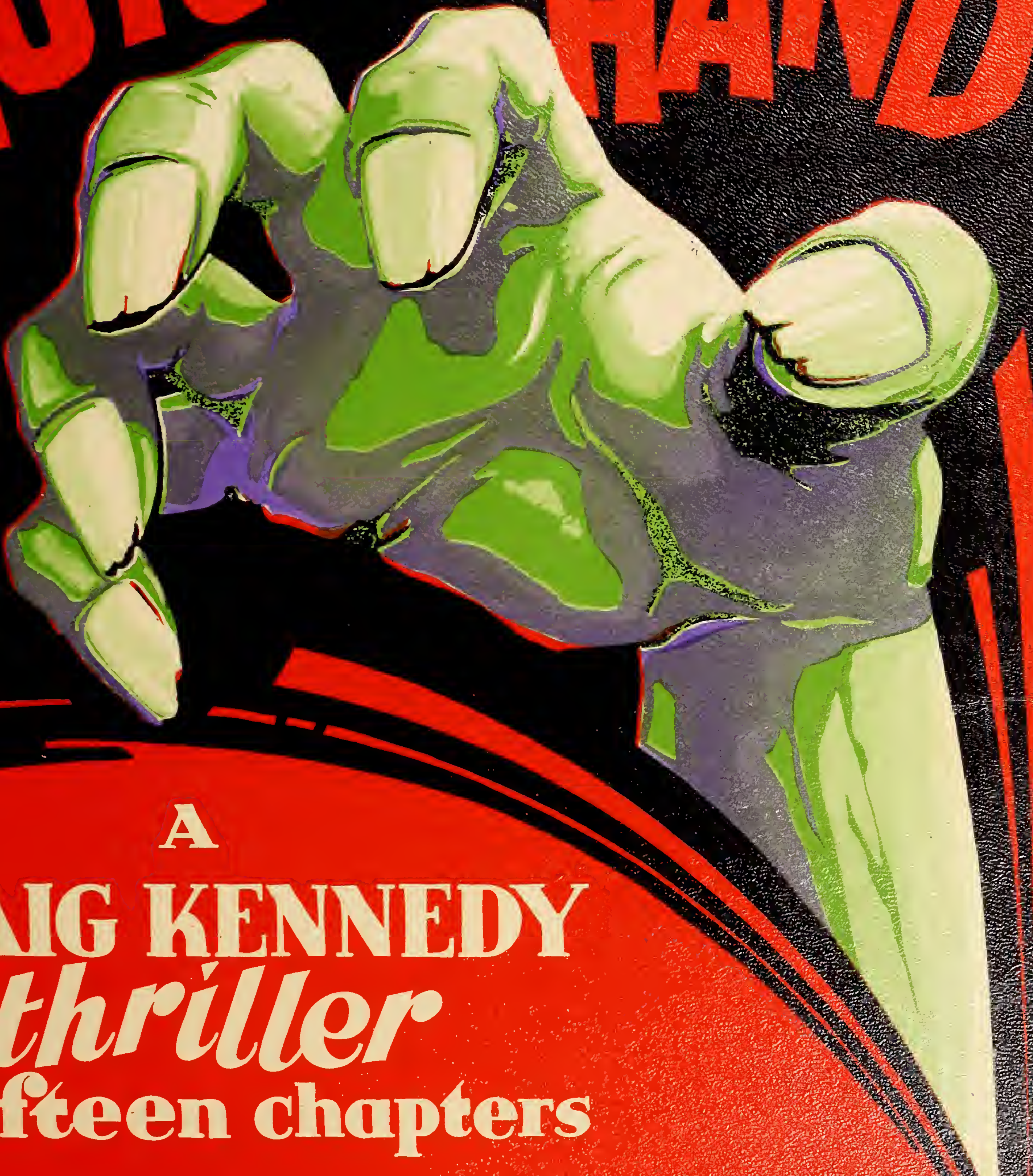
falgar Films, director. All the companies will become part of a holding company now being formed and which will be headed by Procter, he asserted. He will remain here until July 8.

"We may come over to produce," Procter said. "We hope to contribute something in the development in motion picture art. We have learned a great deal from you people," he added.

Procter believes Max Schach is an outstanding foreign director. In addition to his film work, Schach is a director on the boards of most of the companies. Procter also holds out hopes for Carl Grune, another director.

All financing is privately arranged, Procter declared. He brought with him a print of "Love in Exile" with Helen Vinson and Clive Brook. Alfred Werker directed.

The CLUTCHING HAND



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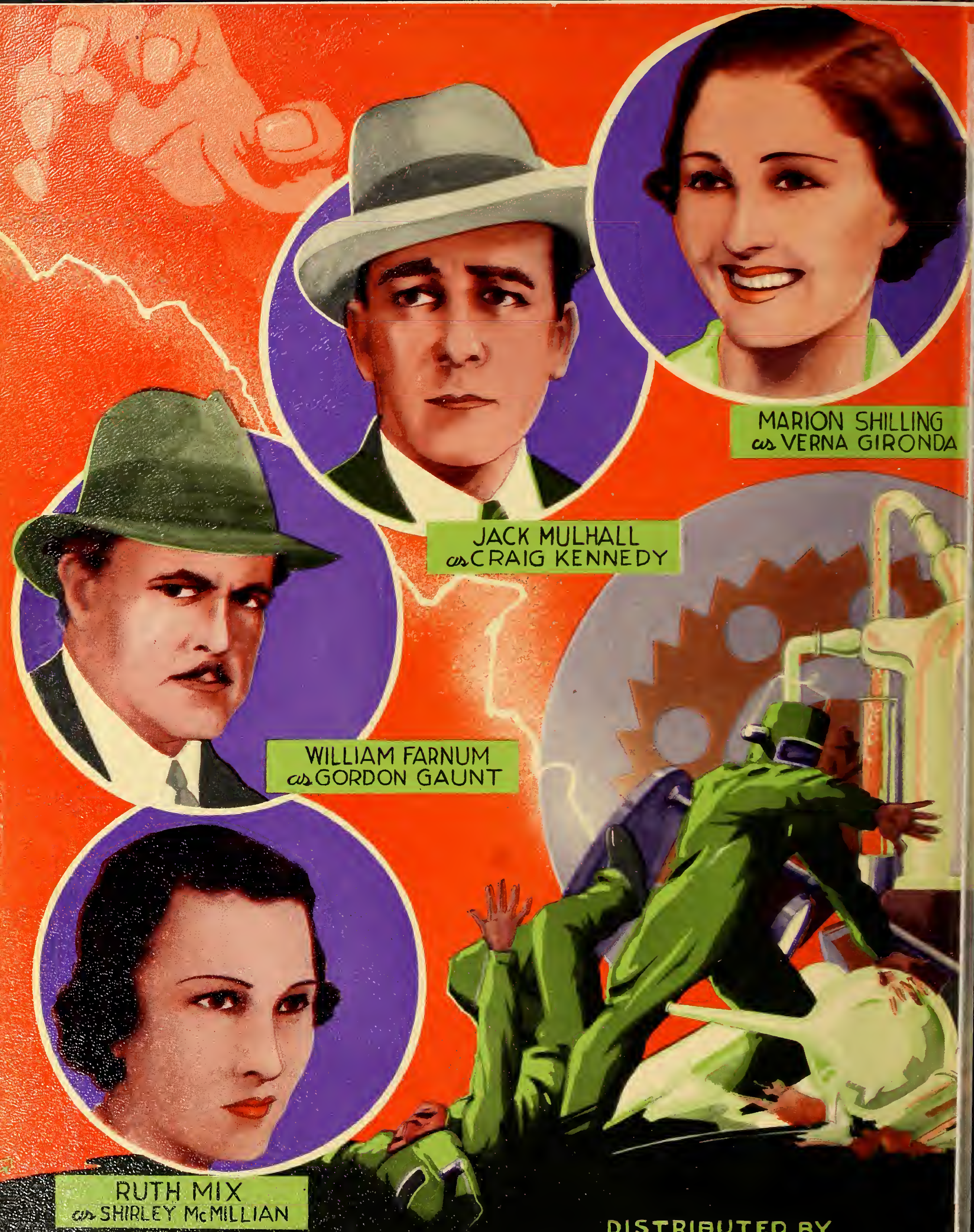
MARION SHILLING
as VERNA GIRONDA
JACK MULHALL
as CRAIG KENNEDY
WILLIAM FARNUM
as GORDON GAUNT
RUTH MIX
as SHIRLEY McMILLIAN

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FCC Quiz of John Otterson Reveals Little

(*Continued from page* 1)

approved by Erpi for membership on the board of the reorganized Paramount.

The slate included Karl Hoblitzelle, Barney Balaban, Martin Quigley, Watterson Rothacker, Richardson, George J. Schaefer, Zukor, Frank C. Walker and E. V. Richards.

Otterson denied that Erpi supported the designation of any candidates to positions of influence within Paramount in the hope that "friendly interests" would aid Erpi in obtaining renewals of its recording and reproducing licenses with Paramount.

A letter written by Otterson to Edgar S. Bloom, president of Western Electric, was read into the record, which emphasized the importance to Erpi of "friendly trusteeships" in maintaining or protecting the latter's theatre licensees. The letter disclosed that Otterson had been offered a post as a voting trustee in the receivership of Fox Metropolitan Playhouses by Halsey, Stuart & Co., and cited a cut rate drive by RCA Photophone for some of the theatre sound equipment business controlled by Erpi. It stated that the RCA subsidiary had urged several large theatre circuits which were in receivership or bankruptcy to cancel their Erpi contracts for RCA licenses.

Asked by Becker if he did not think that it was "more likely" that Erpi's contracts with Paramount would be renewed if "a friendly trustee" was named for the company, Otterson declined to answer on the ground that the question pertained only to Richardson's character, which he believed to be above reproach.

Invited by Halsey, Stuart

Otterson said that he had also been urged by Halsey, Stuart to become a trustee of Paramount. He said that he had been brought into contact with Halsey, Stuart several years earlier through financial transactions which Erpi and its affiliates had had with Fox Film, with which Halsey, Stuart was also identified.

Otterson traced the formation of the Paramount merchandise creditors' committee, of which Erpi was a moving factor, touched upon the negotiations through which Erpi's $1,800,000 claim against Paramount was settled for $1,200,000 and new licensing agreements, and then related the events leading up to his own selection as president of the reorganized Paramount.

Otterson said that the merchandise creditors' committee eventually gave its support to the socalled "Fortington group" in the final stages of the reorganization. The group consisted of H. A. Fortington, representative of the Royal and Liverpool insurance companies; John Hertz of Lehman Bros., Floyd Odlum of Atlas Corp., Frank Altschul of Lazard Freres, Allied Owners Corp. and several bank creditors, in addition to the merchandise creditors' committee.

Asked if the group represented only about $8,000,000 of the $55,000,000 of creditors' claims against Paramount, Otterson replied that he thought it was "more than that."

Otterson testified that his own name had been advanced for a place on the board of the reorganized Paramount, but said that he "would not go on as director." Some time later, he said, Hertz first suggested to him the presidency of Paramount. Asked at this point if Lehman Bros. were "substantial holders" of Paramount securities, Otterson replied "I believe not."

He testified that he brought R. E. Anderson, former Erpi vice-president, into Paramount as treasurer at a salary of $700 weekly; that Herbert Wilcox came to Paramount as a statistician and engineer at $500 weekly; that Watterson Rothacker came from General Service Studio and was elected a vice-president of the Paramount production subsidiary, although the post was described as a "temporary" one and was concluded within the past two weeks. Keith Glennon was also drafted from Erpi ranks for a Paramount post, Otterson said. The Paramount president related that his five-year contract is at $3,000 weekly, and that his salary at Erpi was $50,000 a year.

Traces Early Sound Moves

In earlier testimony Otterson traced the organization and rise of Erpi as a medium for supplying sound equipment to the industry and outlined two separate plans for its development with producer participation between 1925 and 1927, neither of which materialized.

The commission's hearing here was to "fill in incomplete portions of the commission's record," Becker said following yesterday's adjournment. He said that the A. T. & T. hearings probably would be resumed on June 2 in Washington and that the commission might recess for the summer shortly thereafter.

A clash between Becker and Otterson's attorney, Arthur Schwartz of the Nathan Burkan office, occurred at the end of yesterday's hearing over the producing of certain correspondence from Otterson's and Erpi's files. The correspondence was identified as the "Beck Plan re British Quota" and included letters which passed between Otterson, Will H. Hays and James M. Beck, Jr., Hays office representative at London. Refusing to produce the letters, Schwartz declared them to be "irrelevant" to the purposes of the commission's investigation.

Pedigreed Party, Preview

Pedigreed Pictures, Inc., composed of a group of socially prominent dog owners and breeders, and producers of a series of short subjects on various types of dogs, held a cocktail party yesterday afternoon in the Chanin Auditorium. The party was in conjunction with a preview of three subjects recently completed, "The Chesapeake Bay Retriever," "The Poodle" and "The Collie." The three dog "stars" of the three subjects were among those present.

Film Jacksonville Fete

JACKSONVILLE, May 26.—Sound films of the "Greater Jacksonville Day" celebration, staged here, Saturday, are to be released throughout the country by Paramount News, through the co-operation of Mayor John T. Alsop and E. J. Sparks.

Educational Plans 98 on New Program

(*Continued from page* 1)

and Bert Lahr. Lupino Lane, who made a number of shorts for Educational in the silent days, may be brought over for a new series, Hammons indicated, adding that the star is a big hit in London in "20 to 1."

The Educational president described the visit as his usual trip. Reports the company would produce features are "idle rumors," he said. Educational-G.B. have a releasing deal for the United Kingdom which has several years to run while in America Twentieth Century-Fox's deal on the Educational subjects has three and a half years to go. Hammons will attend the Chicago sales meeting of Twentieth Century-Fox, leaving tomorrow with home office sales executives for the Windy City.

Court Victory for Erpi and A. T. & T.

(*Continued from page* 1)

various makers of talking picture equipment or users thereof who have sought monetary redress from Western Electric Co. and its associates on the ground that this group was engaging in restraint of trade in the sale and leasing of talking film equipment.

Murrays Celebrate

HOLLYWOOD, May 26.—Charlie Murray and Mrs. Murray have just celebrated their 30th wedding anniversary. He says he was clowning in one night stands when he was married.

"Rainy" Has $12,700 For 2nd Week's Run

"One Rainy Afternoon," for the second week ending last night, took in about $12,700. Intake for the seventh week of "The Great Ziegfeld" at the Astor on a two-a-day policy was $17,000. Very few vacant seats are the order of the day at this house. The second week of "The Moon's Our Home" wound up with close to $20,000.

"Bullets and Ballots" opened to good business at the Strand yesterday. The Paramount this morning opens with "The Case Against Mrs. Ames." A gross of $32,000 is anticipated for the first week of "It's Love Again" at the Roxy. It's being held over. Following this G.B. film will be Jane Withers in "Little Miss Nobody."

At the Strand, six days of "Taxi" garnered around $8,000. "Sons o' Guns," the previous tenant, ended an 11-day run with $11,500. "Dracula's Daughter" at the Rialto was good for $9,500 and is now in its second stanza.

The Capitol registered its worst business in years and hit a new low with "Speed," which grossed approximately $7,500. A double feature at the Palace, "Champagne Charlie" and "Human Cargo," also hit the toboggan with less than $5,000 for the week.

Max Roth Back to K. C.

Having completed his part of the National Theatres' deal, Max Roth, Columbia midwestern division head, has returned to his headquarters in Kansas City.

"Just raising a little cane, brothers, in Paramount's newest and greatest extravaganza . . . 'POPPY' ".

"1 MOMENT PLEASE"

In its 7th Week at the Astor Theatre the business for M-G-M's "The Great Ziegfeld" on Thursday was $302 better than the *first* Thursday. That's really excellent! In Frisco the 6th week is topping the 1st *week* by almost two thousand dollars. That's *magnificent!* And we're happy to report that this great Road-show in its 225 engagements (*the list is increasing daily*) is doing SWELL!

(Isn't it a jolly thought that "THE GREAT ZIEGFELD" (At *Popular Prices*) will be the first release of M-G-M's 1936-37 season and what a flying start for M-G-M's YEAR OF BIG ONES!)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 126 NEW YORK, THURSDAY, MAY 28, 1936 TEN CENTS

Davis-Furber Talking News Theatre Plans

English Expansion Move Aims at Television

By BRUCE ALLAN

LONDON, May 27.—Percy N. Furber is definitely talking to Jack Davis in connection with the latter's plans for a big expansion of news theatres on lines of his Monseigneur in Picadilly Circus. The plan is to open in London at Trafalgar Square, Marble Arch, Leicester Square and in Sheffield and Manchester, followed by other large cities.

Furber's rear projection system interests Davis and he does not deny the possibility of a commercial deal with Furber and his British associates in Trans-Lux, Will Evans and Lord Beaverbrook.

The Films Act in England, and conditions in Spain, Mexico and Japan are discussed in articles on page 10.

Davis will go to New York next month, via Canada. He is dickering with the British Broadcasting Corp. for exclusive rights on the screen to any news film made by it for television.

B. B. C. admits considering several

(*Continued on page* 9)

Australian Quotas Expected to Spread

New quota laws to encourage the development of film production in Australia become effective in New South Wales and Victoria this season and are expected to be duplicated in all other Australian states in the near future, James Thornley, manager of Paramount's Capitol at Melbourne, who is here en route to England, said yesterday.

The quota laws apply to both exhibitors and distributors and are for

(*Continued on page* 9)

Asher Leaving for Product Conference

Irving Asher, head of Warner production in England, will leave for the coast tomorrow for conferences with Jack Warner. He will be accompanied by his wife, Laura LaPlante, and their baby.

Sam E. Morris, head of the company's foreign activities, is scheduled

(*Continued on page* 9)

Bill Rodgers: Single Bill On % Establishes New High

By RED KANN

The humidity played its part, of course. But all of the flush that suffused Bill Rodgers' face yesterday at the Cinema Club was not traceable to the weather. The quiet, retiring new general sales manager of M-G-M, on his left and on his right was flanked by well known industry figures including Al Lichtman, David Bernstein, Martin Quigley, Howard Dietz, Charles C. Pettijohn, Louis B. Mayer, J. Robert Rubin, Arthur M. Loew and Jack Alicoate. There in front of him, packed in so tightly that 71 who sought to attend the luncheon for him could not find place, were approximately 110 film men representing a tidy and representative cross-section of the New York industry turned out in wholesale and in a spirit of camaraderie to formally recognize his promotion to his present high post.

The luncheon was keyed largely to a tempo of fun. There were interspersed, of course, more serious matters. Tribute to the memory of Felix F. Feist whose mantle Rodgers has inherited was paid by several speakers. There were words of praise for Rodgers, but there also was fun.

Charles C. Pettijohn was toastmaster. "I don't know what this is about, but as master of ceremonies I

(*Continued on page* 8)

Thomas Forms a New Distributing Firm

Harry Thomas has formed Mutual M. P. Distributors, Inc., as the company to handle the various independent releases he has signed for next season.

Negotiations have been consummated for distributing 12 James A. FitzPatrick productions and 14 pictures to be produced by Maurice Conn. Another deal for 16 pictures is pending. Thomas is now closing contracts with state right distributors to handle the product throughout the country.

Waiting Policy Is Adopted on France

A policy of watchful waiting has been adopted in connection with the new French decree which threatens world wide censorship for films through a system of barring visas for French exhibition to individuals and companies who have offended elsewhere.

Major Frederick L. Herron of the Hays office said vesterday the problem would probably be handled through representatives in Paris.

No Issue Saturday

***Motion Picture Daily* will not publish on Saturday, May 30, which is Decoration Day and a legal holiday.**

Sabath Probe On Today As Protest Fails

The Sabath Congressional committee's study of Paramount's internal affairs will be resumed today, as scheduled, despite protests said to have been lodged with Rep. A. J. Sabath of Illinois, chairman of the committee, against Max D. Steuer serving as counsel for the committee at hearings on Paramount affairs while he is counsel for defendants in suits instituted by the Paramount Publix trustees.

Murray W. Garsson, investigator for the committee, advised MOTION PICTURE DAILY from Philadelphia yesterday that the "Paramount investigation is being continued as scheduled." He added that a "determination as to whether or not Steuer

(*Continued on page* 8)

M-G-M Ends Harris Stage Backing Deal

Following a decision by major companies not to finance new plays as a result of the new basic agreement reached between the Dramatists' Guild and the Managers' League, M-G-M has terminated its partnership arrangement with Sam Harris and Max Gordon, effective May 31.

John Hay Whitney, president of

(*Continued on page* 11)

Hoover and Lowe to Be Allied Speakers

DETROIT, May 27.—J. Edgar Hoover, U. S. Secret Service head, and D. L. Lowe of the Federal Housing Administration have been added to the list of speakers for the Allied convention from June 3 to 5 at the Hollenden Hotel, Cleveland, according to H. M. Richey, committee chairman.

These are in addition to Russell Hardy, special assistant to U. S. Attorney General who prosecuted the St.

(*Continued on page* 11)

Circuits Are Making Bids For the Roxy

Schines, Cocalis, Brandt, Others File Plans

Several important independent circuit theatre operators are understood to have made bids within the past few months for reorganizing the Roxy. The proposals are said to have been filed with Carlos Israels, of White & Case, attorneys for the first mortgage bondholders' committee.

Among the bidders are Louis and Meyer Schine, who operate large group of theatres in Ohio and upstate New York; Sam Cocalis, who has 21 theatres of his own in Greater New York in addition to an interest in 22 other houses with Jack Springer; Haring & Blumenthal, prominent real estate and theatre operators, who run the French Casino, opposite the Roxy; Harry Brandt, whose circuit now totals 55 and continues to negotiate for a number of other small houses on the east side, and Mort Singer, head of the Singer circuit in the Midwest in which RKO has a partnership arrangement.

Si Fabian of the Fabian circuit has been trying to get the Roxy for the past three years with little success.

Although there are no indications when the corporation will be rehabilitated and the bondholders paid off,

(*Continued on page* 11)

Kennedy's Report Awaited Next Week

Joseph P. Kennedy's report on his survey of the Paramount production situation may not be ready for the company's board of directors until late next week or early the following week, it was indicated here yesterday.

Kennedy, who left the coast by train on Tuesday, is expected here tomorrow. So far as could be learned, no report was forwarded by Kennedy

(*Continued on page* 11)

See Rogers Fund As Exceeding $250,000

In the five days from last Friday through Tuesday the Hoblitzelle circuit of Texas collected a total of $7,000 for the Will Rogers Memorial Fund, with R. J. O'Donnell, circuit executive, anticipating a total for the full week of $12,000. The committee in charge of the drive, on the ba-

(*Continued on page* 11)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 28, 1936 No. 126

Martin Quigley
Editar-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editar*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixtb Avenue, at Rockefeller Center, New York. Telephone Circle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Otber Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W, 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Jaachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittoria Malpassuti*, Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Halt*, Representative; Mexico City Bureau: Apartado 269, *James Lackhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest. 11, *Endre Hevesi*, Representative; Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knapf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Skouras-Columbia In One-Year Deal

Spyros Skouras, operating head of National Theatres, has closed with Columbia for all of the latter's product in the circuit next season. Representing the distributor were Abe Montague, general sales manager, and Joe McConville, national sales supervisor. It's a one-year deal.

Harold J. Fitzgerald, head of the Fox Wisconsin group, is in from Milwaukee conferring with Skouras. Rick Ricketson, handling the Rocky Mountain circuit, and Elmer C. Rhoden, head of Fox Midwest, will arrive from Denver and Kansas City the end of the week.

Roach's Father Dead

Los Angeles, May 27.—Charles H. Roach, 76, father of Hal, the M-G-M producer, passed away here this morning after a short illness. He was secretary and treasurer of Hal Roach studios.

He is survived by his widow, Mrs. Mabel Bally Roach, a son, Jack, in addition to the producer.

Funeral services will be held at four o'clock on Friday at the Little Church of Flowers, Forest Lawn Memorial Park.

◂ Purely Personal ▸

ED ANSIN and William Smith, independent exhibitors from Boston, in town for the day, lunching with Edward Golden at the Tavern yesterday. Ansin and Smith state they are going to the Allied convention in Cleveland next Tuesday, while Golden says he will depart Monday. Nancy Carroll drops in late to visit her cousin, Billy LaHiff, Jr. She causes a momentary stir as necks are craned in her direction. Lester Krieger of the Warner circuit in Philadelphia is on hand with Harry Weiner, Columbia manager in the Quaker City. Both have a chat with Leo Justin and Irving Wormser, who then visit the table where Arthur Gottlieb and Jack Goetz of DuArt Laboratory are seated. Harry Thomas, after finishing a luncheon date with James A. FitzPatrick, joins Gottlieb and Goetz.

Harry Arthur, Marco Wolff and Jack Partington, the F. & M. triumvirate, drop in and are shortly joined by E. H. Goldstein and Edward Schnitzer. Wolff says he now plans to leave for St. Louis tomorrow. Eugene Picker and his uncle, Lou Weinberg of Columbia, have a tete-a-tete of their own, while Truman Talley is flanked at the Fox Movietone News table by Charles Richardson, Laurence Stallings, Ed Thorgersen, Lowell Thomas and Lew Lehr, among others. C. King Charney makes the rounds of various tables and hopes to leave by car tomorrow for the Chicago Republic convention. Jack H. Hoffberg and Irwin Kleeblatt talk about old times. Jack D. Trop, Nat Saland and Sherman Krellberg are in a huddle on something or other. Louis Astor has company. Ditto for Ben Rosenberg, Fred Ayer and Ed Fay. Edward Halperin and Gregory Dickson are without guests.

•

James A. FitzPatrick, accompanied by Sinclair Manson, production manager, and Frank Madden, cutter, will sail tonight on the *Berengaria* for England. FitzPatrick plans to return in August with the first two of the 12 features he will produce next season.

•

Harry M. Warner spent about three hours in Philadelphia yesterday attending the confirmation services of the daughter of his wife's sister. Mrs. Warner also attended.

•

Walter Wanger is being tendered a cocktail party this afternoon at the Stork Club by United Artists. It's scheduled to take place from four to six.

•

Eddie Cantor is expected to arrive in Hollywood May 30 and take up residence with his wife and family in their new Beverly Hills home.

•

Sig Wittman of Universal is making a tour of eastern exchanges under his supervision.

•

Joe Hornstein leaves Saturday for Chicago and will return the latter part of next week.

•

R. W. Rome is replacing Joe Fliesler, resigned, as press contact for Ascap. The company's general publicity department, which Fliesler headed, is being disbanded, however.

Just a Few Names

Hollywood, May 27.—Frank Prince has a string of aliases acquired since Warners put him under contract a few weeks back.

It was Prince when a Warner scout discovered him in Jean Muir's Theatre Workshop. Somebody at Warners decided he ought to be known as Robert Wells. That stuck a few days. Now it's Fred Lawrence.

•

Walter Gould will sail June 5 on the *Santa Lucia* for a five-month trip to South America. Arthur W. Kelly plans to sail about the middle of July for foreign ports.

•

Sybil Brand has arrived here from the coast. Harry will meet her next week after first attending the Twentieth Century-Fox convention in the Windy City.

•

Lou Irwin will take in the 20th Century-Fox convention in Chicago. He will leave today and will survey the talent field there at the same time.

Quip of the Day

"And what will you have?" asked the head waiter at "21."

"I'll have a combination salad," replied Bob Goldstein. "You know, all cut up—tomatoes, lettuce and green pastures instead of green peppers."

Lewis Blumberg, son of Nate J., will be Bar Mitzvahed at the Park Synagogue on June 13. From then on Lewis will be on his own.

•

Margaret Sullavan has arrived from Hollywood to undergo an operation on her arm which she recently broke while on the set.

•

Albert S. Howson, censorship director for Warners, today embarks upon his 12th year with the company.

•

Y. Frank Freeman is back from a brief visit to his home in Atlanta and a trip to New Orleans.

•

George Metaxa, recently signed by Radio, will leave for the coast today on the Twentieth Century.

•

W. P. Bernfield, U. A. exploitation man in the Kansas City area, is in town for a few days.

•

Al Szekler, Universal manager in Rio de Janeiro, arrived last night on the *Southern Prince*.

•

Eugene Pallette sails on the *Berengaria* today.

•

Irene Dunne is here for a short stay. She is at the Pierre.

•

Katharine Hepburn is in town from the coast.

•

Antonio Moreno arrives on the *Bremen* today.

•

Leo Spitz returned from the coast yesterday.

Foreign RKO Heads On Way to New York

Delegates from all parts of the world are on their way to New York for the RKO sales convention which will get underway at the Waldorf-Astoria June 15.

Ralph Doyle, managing director in Australia, arrived in Los Angeles May 16. Others en route are: Roberto Trillo, general manager in Spain; Fred S. Gulbransen, Panama; Ralph Hanbury, chairman of the board and managing director in the United Kingdom; Luis Lezana, Mexico City; Pedro Saenz, Cuban distributor; Bert Reisman, home office representative in Cuba; Jacobo Glucksmann, New York manager of Cia Commercial Radiolux, S. A., distributors in the Argentine, Uruguay, Paraguay and Chile, and Fred H. Knocke, of Puerto Rico.

Lincoln Conspiracy Trial Set June 15

Lincoln, Neb., May 27.—After two delays due to the heavy criminal docket in Federal court June 15 has been set as the date for the trial of the conspiracy in restraint of trade suit brought by Cal Bard and G. L. Hooper against theatres and major distributors.

Defendants named are: J. H. Cooper, Lincoln Theatres Corp., Robert Livingston, manager of the Capitol and one time operator of the Strand, and Twentieth Century-Fox, M-G-M, RKO, Universal, Warners, United Artists and Vitagraph.

Editor in Boston to Cut Skolsky Column

Boston, May 27.—Sidney Skolsky's column is to be censored here. A complaint by Joseph H. Brennan, business manager of the M.P.T.O.A., drew a prompt response from Robert Choate, managing editor of the *Boston Herald*.

Choate replied that he had already taken steps to see that items derogatory to exhibitors do not appear.

"Skolsky's column will go through my hands personally," Choate wrote.

About a year ago the column was dropped for three or four days because of complaints from exhibitors.

Five Entertainers On Ampa List Today

Five and possibly six screen and stage players are on the Ampa entertainment list for the weekly luncheon at the Astor today. Joe Penner is an "if possible" starter, but he may be scratched before the soup is served. Definitely set are Hildegarde Halliday, comedienne of the Rudy Vallee show; Helen Ferguson, star of the silent screen; Alma Lloyd, Frank Lloyd's daughter, and Carol and Paula Stone, daughters of Fred Stone.

A drawing will be held to find the winner of the vacation credit at Grossinger's Country Club, and the results will be announced of the membership poll on the proposed change of the weekly meeting day from Thursday to Tuesday.

Columbia to Chicago

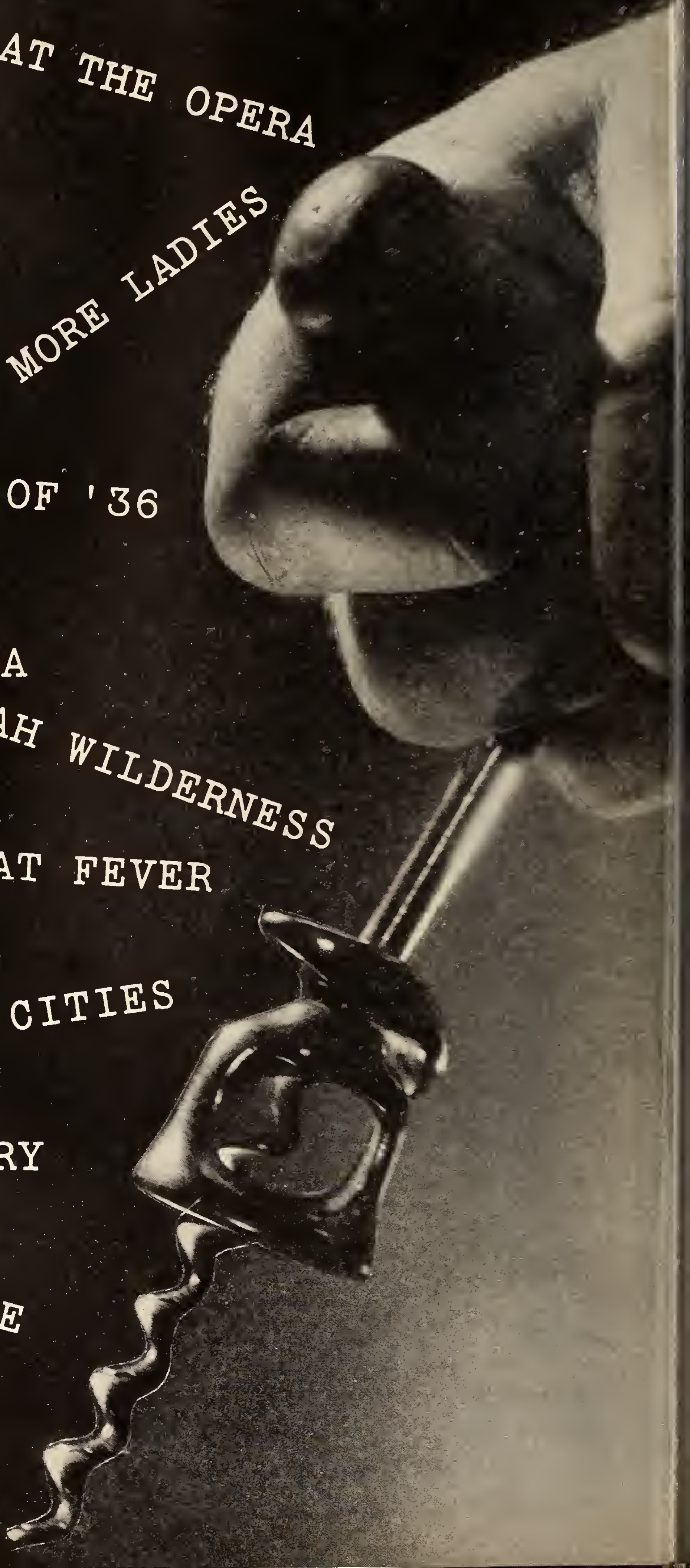
Columbia's annual sales convention will not be held on the coast after all. Chicago will be the city for the gathering, probably starting June 22.

THE PICTURE OF THE WEEK

In celebration of Decoration Day, Warners release their film version of a famous musical stage hit,

JOE E. BROWN in "SONS O'GUNS", with JOAN BLONDELL,

hailed by the *Literary Digest's* critic as 'definitely Joe's best picture.' Beverly Roberts, Eric Blore, Winifred Shaw, Craig Reynolds, Joseph King and Robert Barrat head the regiment of roar recruits that marches this 'box-office bell ringer' right into the front line of the year's song-and-laugh shows. 'Sure-hit' Lloyd Bacon directed; Harry Warren and Al Dubin wrote the catchy tunes.



THE GREAT ZIEGFELD

NIGHT AT THE OPERA

CHINA SEAS

ROSE MARIE

MUTINY ON
THE BOUNTY

NO MORE LADIES

SUZY

BROADWAY MELODY OF '36

NAUGHTY MARIETTA

ANNA KARENINA

AH WILDERNESS

WIFE VS.
SECRETARY

PETTICOAT FEVER

SMALL TOWN GIRL

TALE OF TWO CITIES

RENDEZVOUS

FURY

I LIVE MY LIFE

RIFFRAFF

SAN FRANCISCO

THE LIFE OF THE PARTY!

Metro-Goldwyn-Mayer from its very beginning has been the leader in that delightful habit of making Big Budget Pictures. Each year Leo has made more and more of them. And so we're going to SPECIALIZE even more next season on a flock of BIG ONES. There are THIRTY BIG BUDGET PRODUCTIONS actually in preparation NOW with many of them COMPLETED! The total number of M-G-M Feature Pictures next season will range between 44 and 52 and you'll agree with our descriptive slogan: *"Glorifying The American Screen".*

Short Subjects

"The Plow That Broke The Plains"

(Resettlement Administration)

Produced by the Resettlement Administration as part of the work of the Works Progress Administration, this three-reeler attempts to recount in pictures the effort of the R.A. to rehabilitate the Great Plains area of the United States and the people thereof, but the effort is amazingly inept from the standpoint of the motion picture. Pare Lorentz, film critic, is credited with the writing and direction of the subject, and Virgil Thomson with the composition of the musical score.

The intention obviously was of the best, and the idea worthwhile, but the manner in which it has been made is crude and ineffectual in the extreme. Discounting the poor facilities at the Women's Exposition of Arts and Industries at the Grand Central Palace, the result is still weak. The film darts about from sequence to sequence, generally with little apparent continuity, telling of the building of the Great Plains area, its devastation by drought, and the attempts of the R.A. to restore the vast territory. A major fault lies in the delaying until almost the last few minutes of the R.A. resettlement work.

Reviewed without production code seal. Running time, 28 mins. "G."

"Colourful Cairo"

(Harold Auten)

The Egyptian city with its colorful moving life and the ancient history about its walls is shown with all the beauty of the buildings, thoroughfares, mosques, etc., brought out with fine photography. A sophisticated note is struck when the famous terrace of Shepheard's Hotel and the lurking guides and tourists are seen. The film ends following a trip to the Pyramids and the Sphinx. Very well done. Reviewed without production code seal. Running time, 11 mins. "G."

"Damascus and Jerusalem"

(Harold Auten)

A scenic and architectural treat, combining the historically holy with the modern development of the Biblical center, this short will please the audience that appreciates a higher type of travel offering. The many interesting places about the two centers of religion are exceptionally well photographed and many camera studies of the inhabitants and bazaars make a distinctive, artistic offering. Reviewed without production code seal. Running time, 11 mins. "G."

"Glimpses of Picturesque Java"

(Harold Auten)

This is an excellent travel film. The photography is remarkably clear and the subject matter along with the descriptive, spoken accompaniment is interesting. The big cities, Batavia and Surabaya, are well presented and the contrasts in customs, architecture and people with modern Dutch improvements should please. Reviewed without production code seal. Running time, 11 mins. "G."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Girl of the Ozarks"

(Paramount)

HOLLYWOOD, May 27.—Little Virginia Weidler does remarkably appealing work in her first star part and is sure to draw pleasing comment from family audiences for carrying the entire weight of this routine hill billy tale though the supporting cast is good.

The young star plays a poverty stricken problem child who is always in hot water through her romantic and gallant lies designed to save her self-respect and reassure her dying mother. The teacher of the country school, in desperation, threatens to send the child to the county home after one more exploit. Henrietta Crosman as the gun-toting grandma, steals a dress for the child to wear on graduation day which results in a tear-jerking scene when the harsh storekeeper claims his property in the midst of the exercises.

The story by Maurine Babb, John Bright and Robert Tasker is routine in plot and character with all the emphasis thrown to Miss Weidler. The screenplay by Stuart Anthony and Michael L. Simmons has bright, quaint dialogue. A. M. Botsford produced, Edward Cline supervised and William Shea directed.

Lief Erikson shows capacity to develop into a strong bet as a leading man. Good support is contributed by Elizabeth Russell, Russell Simpson, Louis Mason, Nora Cecil, Lois Kent, Arthur Aylesworth and Janet Young.

Emphasize the tribulations of the "quaint" baby going after the school board with her gun and her lying from love and lonesomeness.

Production Code Seal, No. 2,244. Running time, 67 minutes. "G."

Looking 'Em Over

"Don Bosco"

(Nuovo Mondo)

Not entertainment in the accepted sense of the word, this latest Italian importation by Nuovo Mondo is rather a review of the highlights of the life of Don Bosco, a priest who lived and worked about the middle of the 19th Century, and was particularly noted for his efforts in the rehabilitation of wayward boys.

There are moments of dramatic strength in the picture, which carries the story from the early years of the small boy, John Bosco, the son of peasant widow, to his death in 1888, honored and revered throughout the country. In 1934 Pope Pius XI elevated him to sainthood.

Except for the fact of offering an interesting picturization of the life of a great humanitarian and educator, the film has little in it which will recommend it to the average American audience. Patrons of Italian descent, however, should find much in the film to interest them. There are a sufficient number of English subtitles to make for ready understanding.

The establishment by Don Bosco in later years of missionary groups to unenlightened countries was actually secondary to his most important work, the establishment of trade and agricultural schools in Italy, centering in Turin. At this time he propounded his theory based on a preventive system, fundamentally that boys usefully occupied would not become juvenile delinquents.

It is, on the whole, an interesting film of limited appeal.

Reviewed without production code seal. Running time, 88 minutes. "G."

"The King Steps Out," opening this morning at the Radio City Music Hall, was reviewed by wire from Hollywood on May 15.

"The Case Against Mrs. Ames," yesterday's opener at the Paramount, was reviewed on the coast on May 2.

"Trouble for Two," previewed from Hollywood on May 19, opens at the Capitol tomorrow morning.

Plan Jack Miller Dinner

CHICAGO, May 27.—Film leaders met today to formulate plans for a testimonial dinner to be given Jack Miller at the Palmer House, June 29. Aaron Saperstein is chairman of the committee. It will be a stag affair.

ITOA Attendance Slim

Because yesterday was a Jewish holiday, the feast of Pentecost, very few board members of the I. T. O. A. showed up for a meeting held at the Astor. Maurice Fleischman, chairman, presided at the routine session.

Six Are Indicted in Bombing of Theatres

The Nassau County grand jury has returned four open and two secret John Doe indictments against six men in connection with the explosion of a mustard gas bomb in a Mineola, L. I., theatre on May 13. The four men named, members of the Nassau County local of the I.A.T.S.E., are: John E. Cubeard, president of the local; Thomas A. Watson, secretary and treasurer; Michael D'Angelo, business agent, and John Baptiste.

The police declared a panic, in which 15 persons were slightly injured, followed the explosion of the bomb. They charged the planting of the bomb was preceded by a demand that the theatre re-employ a stagehand who had been dismissed because new equipment made his services unnecessary.

Academy Plans New Fall Sound Courses

HOLLYWOOD, May 27.—The sound course committee of the Academy Research Council met here today to discuss arrangements for the educational courses to be conducted by the Research Council in the fall. J. G. Frayne, committee chairman, presided.

Plans are under way for two courses, both to start about Sept. 1, one to cover the fundamentals of sound recording, similar to the course recently concluded, and the other to treat of the more advanced details of recording equipment. Enrollment in both courses will be limited to technicians employed in the studio sound departments.

Referee Allows Big Skouras Bros. Claim

ST. LOUIS, May 27.—Referee in Bankruptcy Hope has allowed a $1,214,950 claim against the bankrupt estate of Skouras Brothers Enterprises, Inc., based upon the unpaid balance of a $4,500,000 bond issue floated in 1925 which was guaranteed by the firm.

The claim was filed by William R. Orthwein, co-trustee, and Melvin L. Straus, original trustee under a deed of trust and chattel mortgage executed by Central Properties Corp., which issued the $4,500,000 in bonds. Central Properties was a subsidiary of Skouras Brothers Enterprises.

"Deeds" Tops April "Champions" Rating

"Mr. Deeds Goes to Town" leads the list of *Motion Picture Herald* "Box-Office Champions" for April.

In second and third place are "The Great Ziegfeld" and "Captain January." Runners up, in order, include "Little Lord Fauntleroy," "The Singing Kid," "Petticoat Fever," "Wife vs. Secretary" and "These Three."

Dwyer Leaves IBEW

HOLLYWOOD, May 27. — Charles Dwyer has resigned as manager of I.B.E.W., local 40. Dean Daily, his assistant, resigned simultaneously.

Al Speede of United Artists has moved in to act as business agent for the local.

Dwyer headed the office during the recent fracas between I.B.E.W. and I.A.T.S.E. which led to the latter getting a studio closed shop.

SMART SHOWMEN . . . . No. 4

SCHINE THEATRES CORPORATION BUYS ALL UNIVERSAL 1936-37 PRODUCT!

J. MEYER SCHINE, PRESIDENT OF SCHINE THEATRES CORP., OPERATING 71 HOUSES IN N.Y. STATE AND OHIO, SIGNS UP ALL OF UNIVERSAL'S PRODUCT FOR THE NEW SEASON. MORE POWER TO YOU, MR. SCHINE!

FULL SPEED AHEAD WITH THE NEW UNIVERSAL!

Rodgers on a Single Bill A Big % Draw

(Continued from page 1)

suppose the thing to do is to call on the dumb act, the roller skaters to get the show moving. Therefore, I call on Howard Dietz, chief exploiteer of M-G-M," was Pettijohn's opener.

Said Dietz:

"I understand only two or three fellows have been coming in here for lunch and so someone decided to throw a party. Bill Rodgers may be a topnotch sales executive to you. To me, he might be termed an associate, an associate of 16 years' standing as a matter of fact. Really, he is No. 282 on the inter-office telephone."

Lichtman "Fu-Manchu"

"We don't know any more about the reason for this party than we did before," complained Pettijohn. "I'm told that in my job today the thing to do between speakers is to make an announcement. Alright, I'll make one. There is to be a dinner for Carl Laemmle at the Waldorf on June 22, Louis Nizer informs me. Now, I'll call upon the mystery man at Metro. Nobody knows what he does there and it's about time he explained. Al Lichtman."

"If you don't know who I am, I'll tell," opened Lichtman. "I'm Fu-Manchu. Furthermore, the purpose of getting you here was not on account of Bill Rodgers, but to tell you about the dinner for Laemmle. Dietz and I exchanged that inter-office telephone gag, but when Pettijohn called on Howard first I gave it back to him."

Pettijohn then declared 71 men had been turned away because of lack of accommodations. "From now on, we play Rodgers on percentage only." Came Tom Connors sotto voce from the sidelines: "Yes and single feature, too."

Mayer Clarifies

Explaining that exhibitors cannot play duals unless someone makes the pictures, Pettijohn next turned to Louis B. Mayer. "Pettijohn can say what he likes because this is a Democratic day. However, another day is coming and when it does I won't forget Charlie. Nobody yet has explained what this function is all about, but I can and will. Besides, it always takes Hollywood to tell New York—in New York. When the company decided to elevate Rodgers, it was figured he had all the necessary qualifications except one. He was too timid. So we decided to give him a dinner—there are others coming—in order to put him up against the hammer and prepare him to meet the exhibitor. When he says he's had enough dinners, then we know the one missing qualification will have been met. Actually, I came here because I am a Republican and because I have had no other chance to make a speech."

Having heard from producer and distributor, Pettijohn then swung to exhibitors. "Mixed up as usual," he read a fake telegram addressed to Harry Hershfield, toastmaster of the Will Rogers Memorial luncheon which outlined I. M. Smart's nine-point program for next year. The nine ran something like this:

Left to right at the Rodgers luncheon: Al Lichtman, Rodgers, Charles C. Pettijohn, Louis B. Mayer, J. Robert Rubin, Arthur M. Loew, and Jack Alicoate (decorating a cigarette). His back to the camera is Jules Levy.

"2.—I will cut out the newsreels. The people in this country are learning too much about what is going on anyhow. The customers become 'intelligentsia' from them things.

"8.—I will believe all them stories about pictures breaking box-office records and taking in $30,000 last week in a house with a 500 seating capacity. If they can't arrest you for publishing it, they can't lock you up for believing it."

The why of the gathering appearing to continue in doubt, Pettijohn, smart young fellow, found the way out by turning to the trade papers. He called on Jack Alicoate, editor of *The Film Daily* who was in good form.

"'Timid' is a delightful word coming from Metro. Bill Rodgers, however, is a member of a fine and progressive organization. It is always seeking new things. I understand that since Louis Mayer arrived in town and what with 'Romeo and Juliet' coming up, he is insisting that inter-office correspondence be written in blank verse. Can you imagine Charlie Moskowitz communicating with Dave Bernstein in something like the following vein:

"'I bring you greetings, my dear Sir David, for I have passed a fearful night full of hysteria and miserable dreams, of union musicians who bring forth unholy sounds from flutes and lyres, of competitive showmen, who steal and plunder from our treasury of mind and of ushers and doormen who grin with glee. Here, dear David, to ask for doubloons, a satchel full of gold that I, melancholy malcontent, may don sword and helmet to go forth and do battle with our enemies. So 'elp me'."

The crowd roared.

The explanation finally was reaching the open. Martin Quigley, next to talk, spoke briefly and seriously and praised Rodgers' record as a distributor over the years. "I have watched his progress for years and I see the hand of Felix Feist as having played an important part in Rodgers' career."

J. Robert Rubin was also emphatic. "This is a proper luncheon for a proper man," he said. "For Rodgers is worthy. It takes an excellent man to succeed Felix Feist and to Bill I would say: Be as Felix was as you will be, I know."

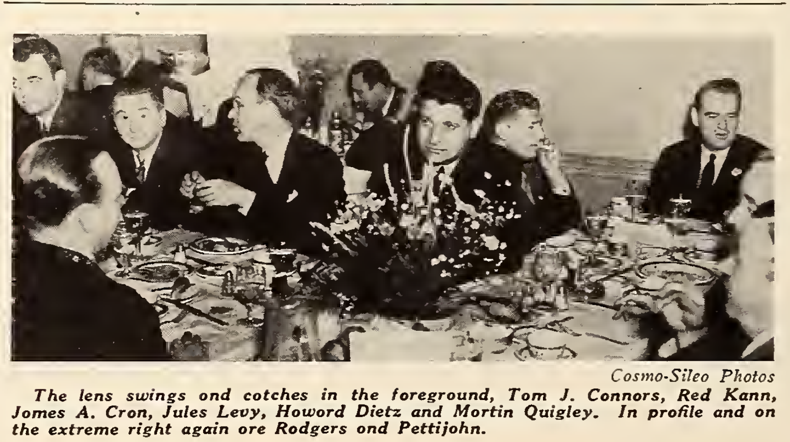
Pettijohn proposed a rising, silent toast to the memory of Feist. It stirred the memories of the days that were. Then, finally came Rodgers.

"I am not one of those who regard distribution as a 'lost art.' It has progressed from the days of the 'locked reel' when one slipup wrecked the entire distribution system. I remember the days when special officers were necessary in the exchanges. They are no longer necessary; we have vice-presidents now. If the opportunity given me has allowed me to play a small part in that progress, I am gratified as I am proud that all of you have come here today on my behalf."

On his own summation that it was a "triple feature show in 29½ minutes," Pettijohn then called it a day.

Those present included, in part:

W. Ray Johnston, Arthur A. Lee, George W. Weeks, Miles Gibbons, W. G. German, Richard Brady, W. G. Van Schmus, James R. Grainger, F. J. C. McCarthy, Charles B. Paine, Colvin Brown, Arthur L. Mayer, Leon D. Netter, Gabriel L. Hess, E. C. Raftery, Dennis F. O'Brien, E. C. Grainger, Louis Nizer, Jack Levin, Joe Stein, Herman Robbins, William B. Brenner, Sam and George Dembow, Joseph J. Unger, Milt Kusell, Charles Reagan, Herbert J. Yates, D. O. Decker, Joseph Bernhard, Ned E. Depinet, Phil Reisman, Cresson E. Smith, David Palfreyman, Jack Connolly, Austin C. Keough, Jules Levy, Louis Phillips, Sam Morris, Maurice McKenzie, Whitford Drake, Charles K. Stern, Charles C. Moskowitz, Thomas J. Connors, E. M. Saunders, Jay Gove, Alan Cummings, Charles Sonin, Joseph R. Vogel, E. A. Schiller, W. R. Ferguson, Si Seadler, Louis K. Sidney, David J. Chatkin, Harry D. Buckley, Budd Rogers, J. S. McCloud, George J. Schaefer, George Borthwick, Paul Lazarus, Paul Benjamin, Harry Gold, James A. Cron, Don Mesereau, Leo Lubin and Red Kann.



Cosmo-Sileo Photos

The lens swings and catches in the foreground, Tom J. Connors, Red Kann, James A. Cron, Jules Levy, Howard Dietz and Martin Quigley. In profile and on the extreme right again are Rodgers and Pettijohn.

Sabath Probe On Today As Protest Fails

(Continued from page 1)

will remain in the case is dependent upon any possible inconsistency or diversity of interest, which will be determined in the next few days."

John E. Otterson, Paramount president, and H. A. Fortington, chairman of the executive committee, may be the first witnesses called by the committee if today's hearing proceeds as scheduled.

When questioned about reports that he would withdraw from his position of counsel to the Sabath committee Steuer said that he "is considering the question of whether or not there is any inconsistency in his position," and added that he would reach a conclusion by tomorrow or Monday.

Steuer is of counsel for Kuhn, Loeb & Co., defendants in actions instituted by the Paramount trustees against former officers, directors and associates of Paramount to recover for the company under two causes of action. One relates to the participation of the defendants in the socalled Paramount employes' stock purchase plan, in effect prior to the company's bankruptcy. The suit alleges that the defendants wrongfully participated in acquiring Paramount stock at below market levels through the employes' plan and seeks to recover for the company the difference between the price of the stock when issued to the defendants and its market price at the time. The second cause of action relates to the redemption by Paramount of its own stock at guaranteed prices, when issued for theatre acquisitions.

Hearing Set Today In "Zombie" Action

Hearing on an application for an injunction to prevent the showing of "Revolt of the Zombies" will be held today in N. Y. Supreme Court before Justice Aaron J. Levy. The case was postponed yesterday when it came up. In the meantime the showing at the Rialto has been set back indefinitely.

Application for the injunction has been made by Amusement Securities Corp., which, through its vice-president, Sherman Krellberg, charges that the new picture damages the exhibition value of "White Zombie," which it bought from Halperin Prod., Inc., in 1932 and is still showing. The complaint charges Victor Halperin and Edward J. Halperin, producers of "Revolt of the Zombies," were officers of Halperin Prod., Inc., when that company sold "Revolt of the Zombies."

The plaintiff seeks $50,000 damages in addition to a stay. Defendants named are Midtown Theatre Corp., operator of the Rialto; Producers' Laboratories, Inc., Melbert Pictures, Inc., RKO Film Booking Corp. and Ameranglo Corp.

Hold Coast Services

HOLLYWOOD, May 27.—Memorial Day tribute to deceased screen players was held today in special services at the Riverside Breakfast Club. Rev. Cleveland Kleihauer delivered the main address.

Davis-Furber Talking News Theatre Plans

(Continued from page 1)

such requests for concessions. Television to theatre screens is impractical at present, as the maximum picture size is about six inches wide, with possible magnification to 12 inches. B. B. C. transmission will be strictly experimental from early July to September, with October as "dress rehearsal month."

Regular service with entertainment value is scheduled to begin in November, with three shows daily from 3 o'clock to 4 o'clock, 6:15 to 7:15, and 9:00 to 10:30. The plan is to have a half-hour cabaret or variety show, 10 minutes of news films, and the balance illustrated talks on "How to Play Golf" and other subjects. Transmission will be by Baird and E. M. I., each fortnightly in turn. Receivers will be dual, switching to either system.

Broadcasting will be limited to London at first, but perfection of a coaxial cable will permit later relays to provincial towns, each serving 30-mile areas. Birmingham will be the first of these.

Australian Quotas Expected to Spread

(Continued from page 1)

a five-year duration. The exhibitors' quota, which is closely paralleled by that for distributors, specifies that four per cent of his bookings must be of Australian origin during the first year of the quota, and increase annually up to 15 per cent in the fifth year. The law becomes effective for distributors in the two states next month and for exhibitors in October.

Thornley related that safeguards have been incorporated in the laws which eliminate many of the obnoxious features of quotas generally. An impartial board is set up to determine whether pictures offered by Australian producers measure up to an accepted production standard. Three of approximately seven Australian-made pictures submitted to this board have been rejected already. Thornley said provision is also made for appeals to an under-secretary from decisions by the impartial board that pictures measure up to the accepted standard. The appeal right is regarded as of benefit to independent de luxe houses which might find average program pictures approved by the board unsuitable for their policy. Australian theatres will be permitted to reject pictures contracted for from foreign distributors in order to take care of their quota playing time requirements.

Thornley said that Australian studios felt the need of technicians and writers. He plans to spend three or four weeks in New York on his return here next month before returning to Australia. He leaves for England tonight on the *Berengaria*.

The Capitol in Melbourne is operated under the Paramount distribution system for Australia, Thornley said, and is used primarily as a show window. No theatre expansion is planned by the company in Australia, he said.

Peru Imports Off; U. S. Product Leads

WASHINGTON, May 27.—Imports of films into Peru during 1935 totaled 9,275 kilograms, as compared with 11,099 kilograms during the preceding year, reports Commercial Attache Julian Greenup from Lima to the U. S. Dept. of Commerce. The decrease, however, is within the limits of normal fluctuation, the report explains.

The portion of trade falling to the United States has held close to 85 per cent of the total. In 1935, the percentage of imports from various countries was: United States, 85.03; England, 3.55; Germany, 2.98; Japan, 3.06; France, 2.47; and Spain, 1.50.

Train Films Steady Fare

DENVER, May 27.—The Aristocrat and Overland Express, Burlington crack trains between Denver and Chicago, are now featuring talking pictures at a regular performance each evening after dinner. The plan was tried out recently when President Ralph Budd was on board and he approved. The diner is used as a theatre and 25 cents admission is charged. Latest film hits are shown.

Cohen Starts "Accidents"

HOLLYWOOD, May 27. —Maury M. Cohen has started "Accidents Will Happen," next picture on the Invincible program. The story is by Paul Perez, Ewart Adamson and Arthur Horman, and deals with swindles practised on insurance companies. Onslow Stevens, Kay Linaker and Noel Madison head the cast. Lon Young is supervising production.

Ben Darrow Is Dead

CLEVELAND, May 27.—Ben Darrow, 39, M-G-M exploiteer, died at Charity Hospital, following an illness of more than a year. He is survived by his widow, his parents, C. F. Darrow and Mrs. Darrow of Cairo, Ill., four sisters and two brothers. Prior to his connection with films Darrow was in charge of local legitimate theatre publicity.

Retain English Title

HOLLYWOOD, May 27. — Warner will release the new Kay Francis picture under the title "Give Me Your Heart" in the United States, and as "Sweet Aloes" in England. The play has had such success in London that it was deemed best to retain the original title in the United Kingdom.

Radio Buys Markey Yarn

HOLLYWOOD, May 27.—Radio has purchased an original by Gene Markey entitled "By the Dawn's Early Light." The story deals with the adventures of an American consul and his daughter in China during a revolution.

Radio Gets Samuel Fain

HOLLYWOOD, May 27.—Radio has signed Samuel Fain to write the music for "'Round the Town," musical which Lew Brown will produce. Rian James and Paul Yawitz are completing the script.

Boettiger to Come East

HOLLYWOOD, May 27.—John Boettiger has practically completed his stay at the Hays office here. He plans to leave for New York next week.

Discuss Changes in Film Storage Rules

Revision of the rules and fees for storing film at the local exchanges will be discussed today at a special meeting in the Municipal Bldg. between the exchange maintenance heads and fire officials.

Under a classification of fees proposed by the fire department for the storage of film a fee of $10 will be required for 2,000 to 10,000 feet; $25 for 10,000 to 30,000; $50 for 30,000 to 100,000; $75 for 100,000 to 150,000; $100 for 150,000 feet and more.

Also sought is a special levy of $25 for projection rooms, $25 for the room for cleaning films, $100 for studios where printing and developing is done, the combination of all not to exceed $100.

For each vehicle collecting or delivering junk film a $10 fee will be imposed. Trucking companies must put signs on their vehicles stating "Inflammable" and "Keep away from Fire."

Theatres will not be affected by any new rules and levies.

Mayer Trip Off Again

Scheduled to leave for the coast today after a month here, Louis B. Mayer and Howard Strickling again have put their departure indefinitely.

Kleinbach Now Brandon

HOLLYWOOD, May 27.—Henry Kleinbach, now playing in Selznick International's "Garden of Allah," has changed his name to Henry Brandon.

Asher Leaving for Product Conference

(Continued from page 1)

to leave for Hollywood next week for the production sessions which are expected to last three or four weeks.

Asher stated yesterday that the company next season will increase its English production from 12 to 20 pictures. He is taking with him screen tests of three players for Warner to look at.

20th-Fox Sets Dividend

A second regular dividend of 37½ cents on the preferred stock was declared yesterday by the board of Twentieth Century-Fox. It is payable June 30 to stockholders of record at the close of business June 13.

The preferred stock was issued in August, 1935. It carries an annual dividend of $1.50, cumulative from Jan. 1.

Schine Takes "U" List

Universal product for next season will be shown by the 71 Schine houses in New York state and Ohio in accordance with an agreement signed yesterday by J. R. Grainger of Universal and L. Myer Schine, acting for the circuit.

Other circuits which have recently signed for the "U" list include F. W. C., Durkee and Butterfield.

Seek Bank Night Ban

NEW ORLEANS, May 27.—A bill has been introduced in the Louisiana House to declare Bank Night and other theatre cash giveaways lotteries.

AT THE
AMPA
TODAY
+
HILDEGARDE HALLIDAY
Comedienne of Rudy Vallee Show
JOE PENNER
HELEN FERGUSON
FRANK LLOYD'S DAUGHTER ALMA
CAROL AND PAULA STONE
Daughters of Fred
+
HOTEL ASTOR
SAME TIME AS USUAL . . 12:45

Exhibitors in London Favor Booking Laws

By **BRUCE ALLAN**

London, May 18.—Exhibitors in the London area emphatically expressed themselves as in favor of retaining the present Films Act restrictions on block and blind booking, in replies to a questionnaire sent out by the Cinematograph Exhibitors' Ass'n.

Of 275 theatres which replied to the queries, addressed to the London and Home Counties' Branch, 80 per cent answered in the negative on the question: "Would permission to block and blind booking be of any advantage to you?" The nature of the reply to this portion of the questionnaire is considered highly significant in view of the frequent suggestion that the booking restrictions section of the Act has served its purpose.

It is pointed out that if the same sentiment is expressed by exhibitors in other parts of the country, it cannot fail to influence the C.E.A. committee in favor of the continuance of this section of the Act. The section makes it illegal to book any film that has not been shown to the trade and imposes a booking time limit whereby exhibition dates may not be more than six months after the date of signing.

Opposes Dropping Quota

Arthur Taylor, secretary of the branch, made an analysis of the results of the questionnaire, which was for the purpose of determining the advisability of continuing or altering the Act. Since the three large circuits, Gaumont British, Associated British and Union Cinemas, did not reply, the answers are considered to offer a true cross-section of independent exhibitor opinion.

Other significant results indicated that 67 per cent of the exhibitors are opposed to the total abolition of the quota, 29 per cent think it should be applied to distributors only, and 49 per cent reported that they have serious difficulty in "profitably complying" with the present quota rules.

Of the last 49 per cent, 41 per cent ascribe their difficulty to a shortage of available product, and 22 per cent to audience dislike of British films. A total of 47 per cent suggested that the new quota basis should be 10 per cent for exhibitors and 20 per cent for distributors.

Urge Quota Increase

The English Association of Cine Technicians, which has a membership of 900 studio specialists of British nationality, is making representations to the Departmental Committee on the Films Act urging a minimum cost of £2 per foot for quota films, or a £6,000 minimum for features of 6,000 feet or over, excluding story costs.

Another suggestion which it will put forward is that the distributors' quota shall increase from 20 per cent to 25 per cent and that the quota on exhibitors shall be reduced to 12½ per cent.

Inclusion of "documentary" films in subjects ranking for quota is also urged by the A. C. T. and it is suggested that the preference given to British scenario writers under the existing act should be extended to other technicians.

At the annual meeting of the association it was claimed that, as a result of a deputation to the Ministry of Labor, there had been a tightening up of regulations governing the issue of labor permits to foreign technicians.

U. S. Picture Firms Urging Spanish Loan

By **HARRY C. PLUMMER**

Barcelona, May 15.—Reports are current and persistent in business and financial circles here and in Madrid that American motion picture and automobile interests in the United States are actively supporting a New York banking group which is negotiating with the Spanish Government a loan sufficient to meet a Spanish obligation of 350,000,000 pesetas, long overdue.

Under the terms asked by the U.S. group, the deposit of at least a portion of the heavy Spanish gold stocks in London is necessary. An inducement is the surprisingly low interest rate of 1½ per cent asked by the group.

The reason for the activity of the film and auto interests in the matter lies in the fact that conclusion of such a loan automatically would bring about the favorable termination of negotiations for the American-Spanish reciprocal trade agreement, which only awaits signatures. The chief obstacle to the signing of the treaty is the question of dollar export.

It is understood that negotiations with the Bank of France for a similar loan collapsed when the French asked a virtual monopoly of the Spanish and Spanish Moroccan market for French cars.

* * *

Twentieth Century-Fox pictures had impressive openings at two first run local houses last week. "Thanks a Million" had its premiere at the Fantasio, with many of the city's society figures in attendance. "It Had to Happen," with "Charley Chan's Secret," a dual bill, opened at the Capitol, following several successful films booked at the large downtown house recently by Hispano Fox Film, S.A.E.

* * *

"Gentlemen Are Born" played at the Cine Maryland to sufficient business to warrant holding it over for a second week. It is expected that the picture will be dubbed for second and subsequent runs throughout the country.

Joins Canadian Group

Toronto, May 27. — F. C. Badgley, director of the Canadian Government Film Bureau, Ottawa, was elected a director of the National Film Society of Canada at its second annual meeting. The society was established a year ago to promote the cultural factors of films and branches have been organized in Montreal, Toronto, Ottawa and Vancouver. The society shortly will publish a report on pictures, the book to be financed by the Carnegie Foundation of New York.

Mexican Film Actors Fight Union's Dues

By **JAMES LOCKHART**

Mexico City, May 27. — Further evidence of the instability of the Mexican labor situation is apparent in the sharp dispute which has arisen here over wage assessments between screen players and the cinematographists' union. The union demands three per cent of all wages received by the players. The latter contend the rate is too high, since they need all the money they earn, production in Mexico being too irregular and too limited to permit them to earn very much.

The union, on the other hand, claims its demands are justified in view of the expenses of operating the organization for the protection of players rights. Several producing companies have been requested to enter the controversy in the capacity of arbitrators.

* * *

The first of a series of shorts being produced by the Ministry of Public Education for the sole purpose of stimulating the tourist traffic in Mexico is running at the Cine Palacio here. It is planned to show the film, and others of the series, in the United States and other foreign countries.

Xavier Davilla has in work a nine-reel film, "Marihuana," which deals with the methods of the Mexican police in fighting dope and its peddlers. Barry Norton, Jose Bohr and Lupita Tovar head the cast. Technical police details are being supervised by Ted Gonzales, fingerprint expert of the local department, who at one time was a New York detective. The picture, a departure for Mexican producers, is planned for the U. S. and general foreign distribution.

* * *

Business at local theatres has been cut approximately 25 per cent from the normal by the start of the rainy season here, which lasts until November. However, exhibitors are of the opinion that the weak business situation will prevail for only a few weeks, until the public becomes accustomed to the continued rain. After that business is expected to return to normal.

* * *

A new trend in film-stage policies here is the booking by the de luxe Cine-Teatro Alameda, new theatre, of the famous Ballet Espagnol of Madrid, a company of Spanish dancers for a two-week engagement in the fall. The show will come here from a run at the Guild Theatre in New York.

* * *

Among the most popular foreign films current in the leading local houses are "These Three," at the Cine-Teatro Alameda; "Sanders of the River," at the Cine Olimpia, and "Bonnie Scotland," at the Cine Iris.

Toronto Building Gains

Toronto, May 27.—A theatre building boom is in evidence here, with two neighborhood houses expected to get underway shortly and two others already under construction. These are in addition to the Eglinton and Casino, recently opened.

Japan Circuit Expansion Is Slowing Down

By **TETSUYA MORI**

Tokyo, April 30.—Theatre circuit expansion has tapered off rapidly of late as a result of the discovery by large operators that mere numbers can be a burden where indiscriminate acquisition is carried on on a competitive basis. More careful selection is to be the rule in the future.

Some of the larger companies have been aiming at circuits of from 500 to 700 houses, with the idea of impressing the public as well as competitors. In the rush many unprofitable spots have been acquired.

At the end of March, Nikkatsu had 544 houses, with 229 operated from the head office and 315 from the Kansai branch. Of these, 25 were under direct control, 137 under percentage contract and 382 under special contract. Shochiku had 540 houses, with 212 operated from the head office and 328 from the Kansai branch. Of these, 13 were under direct control, 287 under percentage contract, and 240 under special contract. Shinko had 469 houses, with 186 operated by the head office and 283 by the Kansai branch. Of these, six were under direct control, 116 under percentage contract, and 347 under special contract. Daito had 120 houses, with 87 operated by the head office and 120 by the Kansai branch. Of these, 15 were under percentage contract, and 117 under special contract. Figures on Daito's other branches were not obtainable.

* * *

James A. FitzPatrick's Technicolor camera crew of seven men is having censor trouble. They want to film native dances either at Tokyo or Kyoto and must work outdoors. Such films must be censored, but there is no Technicolor laboratory in this country.

Officials are inclined to look favorably on the films on the theory that they are good advertising. Last year Mrs. FitzPatrick had the cooperation of the Board of Tourist Industry of the Japanese Government Railway. One suggestion advanced is that the censors accompany the cameramen while they are working.

* * *

There are now only 1,063 film theatre speakers in Tokyo as compared with 2,000 in 1926. This is due to the increasing number of wired houses, of which there are now 203, or 80 per cent of the total. The Metropolitan Police Board recently decided to abolish before long the system of giving licenses to new speakers.

* * *

Ichizo Kobayashi, owner of the Takarazuka circuit, just back from a six-month tour of America and Europe, says he has become a confirmed conservative on stage shows. They are decadent and obscene in Europe, he says, and he is now against social dancing and exotic revues. He has some new ideas in mind, he says.

* * *

The Takarazuka circuit has obtained police permission for construction of a three-story film house near the Shibuya station with a seating capacity of 2,000. It is planned to have it in operation about Oct. 1.

M-G-M Ends Harris Stage Backing Deal

(Continued from page 1)

Pioneer, last season financed Billy Rose's "Jumbo" to the extent of $250,000. M-G-M advanced $110,000 for the production of "Jubilee," which was staged by Harris and Gordon.

It is estimated in film circles that between $1,000,000 and $1,500,000 was spent by picture companies in backing stage plays for the season just ending.

Just prior to sailing on the *Normandie* recently, Gordon told Motion Picture Daily he had renewed his deal with M-G-M and that he expected an amicable adjustment of the differences between the Dramatists' Guild and the film companies.

Warners Withdraw Financing

Hollywood, May 27.—Contradicting the statement attributed to Sidney Howard, president of the Dramatists' Guild, to the effect that film producers are not consistently fighting the guild program, it was learned here today that Warners have informed legitimate producers and affiliates that they will get no Warner financing under the present guild setup. Information to this effect has been sent to Brock Pemberton, Alexander Yokel and other stage producers whom the film company formerly backed.

"Little Egypt" Suit Ended

Attorneys for Mrs. Freida Syropoulos yesterday withdrew injunction proceedings against M-G-M in N. Y. Supreme Court in connection with the "Little Egypt" sequence in "The Great Ziegfeld."

The plaintiff claimed she was the original "Little Egypt," having performed under the name in the World's Fair in 1893. In the application for an injunction, Mrs. Syropoulos contended the term became associated with her when used. She also claimed an invasion of her rights because the distributor did not get her permission to use the appellation.

M-G-M in its answer, held that there were many people that employed the use of "Little Egypt."

See Rogers Fund as Exceeding $250,000

(Continued from page 1)

sis of preliminary reports, expects a probable grand total of $250,000 or more. The highest previous figure in a similar drive, that for the N.V.A. in 1934, produced a total of $191,000.

The Golden Gate in San Francisco, which completed the week's drive on Tuesday, collected a total of $2,240. For the three days ending on Sunday three Pittsburgh houses reported a total of $1,625: the Stanley, $750,; Alvin, $575; Penn, $300. In Cleveland, for the same three days, four Loew houses reported $1,200 and three RKO theatres collected $1,350.

William Quits W.B. For Free Lancing

Hollywood, May 27.—Warren William today severed his contract with Warners effective following the completion of the current vehicle entitled "Stage Struck." He is reported to have paid Warners a sum exceeding $10,000 for his release. Warners were preparing to renew the ticket. M. C. Levee negotiated the release.

William will free lance.

Out Hollywood Way

Hollywood, May 27. — Harold Lloyd working on a new story, but very secretive about it. . . . Three governors here at once—Henry H. Blood of Utah, Edward C. Johnson of Colorado and Roy L. Cochran of Nebraska.

Clark Gable back at Warners after retakes on "San Francisco Nights" at M-G-M. . . . Will start in Marion Davies' "Cain and Mable." . . . James Montgomery Flagg to do advertising sketches at Radio studio. . . . Wallace Fox, back from location with "Last of Mohicans" company, has injured leg x-rayed at Cedars of Lebanon Hospital.

Bebe Daniels and Ben Lyon leave for Europe June 11. . . . Warner Janssen, conductor, signed by Boris Morros to write a musical score for "Chinese Gold." . . . Edward Arnold resting at the Lake Narconian Club.

John Ford, the director, blushingly admits he is the author of "The Last Outlaw," recently completed Radio western with Harry Carey and Hoot Gibson. . . . Mrs. Connie Lupino gets role with her daughter, Ida, in "Yours for the Asking."

✚

Casting—John Carradine in "Dimples," Twentieth Century-Fox. . . . Jane Darwell top role in "The Holy Lie," same studio. . . . At Paramount, Dale Armstrong, radio announcer, cast in "The Count of Arizona," and Charles Williams, Charles Arnst and Sid Saylor added to "Rhythm on the Range," and Willie Fung signed for "Chinese Gold." . . . Robert Middlemass added to "Lone Star Ranger," Warner Brothers western.

Kenneth Harlan in "China Clipper," Warners. . . . Don Ackerman taken from chorus to dance with Marion Davies in "Cain and Mabel," also Warners. . . . Louise Latimer, Willie Best and Frank W. Thomas in "Mummy's Boys," Radio.

Frances Farmer on loan from Paramount goes into Goldwyn's "Come and Get It." . . . Grant Mitchell added to "The Count of Arizona," Paramount. . . . Wallace Ford and Anthony Nace added to "A Son Comes Home," Paramount. . . . Ralph Bellamy, on loan from Columbia, goes into "Johnny Gets His Gun," same studio. . . . Henry Fonda gets title role in "Slim," Warners.

✚

Writers—Dorothy Parker and Alan Campbell working with Frank Partos on "Three Married Men," Paramount. It is an original by Owen Davis. . . . Radio signs Dorothy Yost and Tom Lennon to new contracts. Lennon working with Dudley Nichols on script of "Robber Barons." . . . Charles Kaufman and Harry Siegal get term pacts from Radio.

✚

Directors—Bruce Humberston assigned to direct "Charlie Chan at the Racetrack," Twentieth Century-Fox. . . . James Tinling, previously announced for the job, switched to the Jane Withers picture. . . . William Shea directing "Johnnie Gets His Gun," Paramount.

✚

Title Change—"The Secret Service" now "Trailin' West," Warners.

Hoover and Lowe to Be Allied Speakers

(Continued from page 1)

Louis case, and Daniel Bertrand, author of the NRA report recommending Federal control of the industry, previously announced.

Richey is in Cleveland today putting final touches on the convention arrangements.

Luncheon for Proctor

The amusement division of the United Palestine Appeal, on behalf of the Zionist Organization of America, is arranging a luncheon at the Astor Wednesday for Major Henry Adam Procter, M. P. and the president of a number of British producing units. He is now here, and, while not Jewish, Procter is a supporter of the Palestine settlement movement for the Jews.

Hays To Be Chairman

Will H. Hays will be chairman of the dinner planned by the amusement division of the United Palestine Appeal for Carl Laemmle at the Waldorf June 22.

Sutherland on "Waltz"

Hollywood, May 27. — Edward Sutherland has been assigned to direct "Champagne Waltz" at Paramount, with production to begin as soon as he returns from Europe. Gladys Swarthout and Jack Oakie will have the leading roles.

Circuits Are Making Bids for the Roxy

(Continued from page 1)

it is understood that one of the choice bids is that submitted by Howard S. Cullman and Harry C. Arthur. Cullman is trustee and Arthur holds a management contract with him under the Artco Corp. The pact endures during the life of the trusteeship.

Associated-Warners Set

Under terms of a deal just completed, the 27 units of Associated Theatres of Ohio will play all Warner-First National product next season. Arrangements were concluded by Meyer Fine, head of the circuit, and A. W. Smith, Jr., eastern and Canadian sales manager, and Milton Mooney, Cleveland branch head, for the distributor.

Para. News Claims Beat

Jacksonville, May 27.—Paramount News claimed a beat here today on a film showing the presentation of an appointment to the U. S. Senate to Scott M. Loftin by Gov. Dave Sholtz.

The formal appointment was made yesterday at Tallahassee, but the film was made last Saturday through the influence of Mayor John T. Alsop.

Grainger Promotes Camp

J. F. Camp, formerly a Universal salesman, has been promoted by J. R. Grainger to the managership of the company's Milwaukee exchange.

Kennedy's Report Awaited Next Week

(Continued from page 1)

prior to his departure from Hollywood for the monthly meeting of the Paramount board, which is being held today. The meeting, it was said, will be a routine one with nothing before it pertaining to the current advisory studies being conducted under Kennedy's supervision.

The possibility that Kennedy might make an oral report of the high spots of his studio study to a meeting of the executive committee tomorrow was admitted but described as "not expected" by Paramount officials. It was stated that the probability is that Kennedy will begin the compilation of his report on his arrival here tomorrow and that a special meeting of the board would be called to receive it on its expected completion within the next week or 10 days.

It was said that the report on Paramount theatre partnership agreements being prepared by John J. Ford will not be completed for several weeks. This report will deal directly with the extensions and terms of the partnership contracts with the Wilby-Kincey, Lucas & Jenkins and Hoblitzelle circuits, all of which expire July 1.

Kennedy is accompanied east by Arthur Poole and C. J. Scollard, who aided him in the Paramount studio survey.

Tibbett Asks Star Ban

Washington, May 27. — A plea for the amendment of the Dickstein Bill to bar in this country the performances of all artists from countries which ban American talent was made to the House Immigration Committee today by Lawrence Tibbett. The Dickstein bill bars "routine performers" but not outstanding stars.

Set 30 "Ziegfeld" Dates

Thirty new roadshow dates have been set by M-G-M for "The Great Ziegfeld." This brings the total to 128.

Wall Street

Board Declines Predominate

	High	Low	Close	Net Change
Columbia, vtc	33	33	33	+ ¼
Columbia, pfd	42½	42½	42½	.....
Consolidated	5	5	5	....
Consolidated, pfd	16⅞	16¾	16⅞	— ⅛
Eastman	161¾	161	161	.....
Loew's, Inc.	47¾	47⅜	47⅜	— ⅜
Paramount	8¼	7⅞	7⅞	— ⅛
Paramount 1 pfd.	65½	61¾	61¾	—4¾
Paramount 2 pfd.	9⅛	8¾	8⅞	— ¼
Pathe Film	7⅝	7	7⅛	— ⅝
RKO	6	5¾	6	.....
20th Century, pfd.	34	34	34	+ ¼
Universal, pfd ..	99	97	99	.....
Warner Bros.	9⅞	9⅝	9¾	.....

Trans-Lux Only Curb Advance

	High	Low	Close	Net Change
Sonotone	2¾	2¾	2¾	— ⅛
Technicolor	30⅜	30	30	— ⅝
Trans-Lux	4½	4⅜	4½	+ ⅛

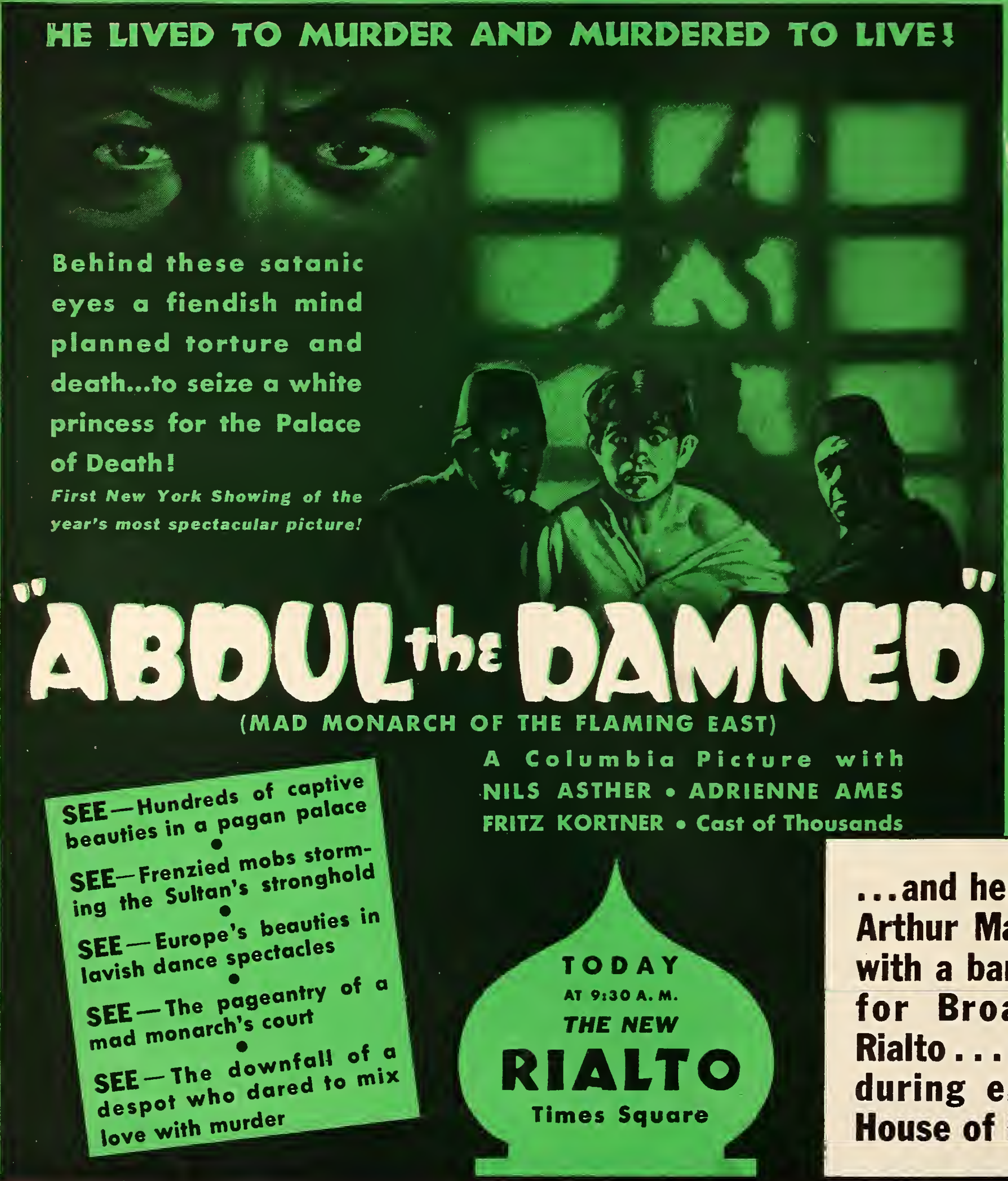
Bonds Show Decline

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ...	24	24	24	— ½
General Theatre Equip. 6s '40 ctf	24½	24½	24½	— ½
Paramount Pict. 6s '55	90⅛	87¼	87¼	—2¾
Warner Bros. 6s '39 wd	30½	30½	30½	+1½

(Quotations at close of May 27)

"Exciting- Exotic! Striking! Unusual! Vivid! Stirring! Thrilling story! Bizarre situations! Exceptional film!"

— raves Bland Johaneson ace critic for the N. Y. Daily Mirror



HE LIVED TO MURDER AND MURDERED TO LIVE!

Behind these satanic eyes a fiendish mind planned torture and death...to seize a white princess for the Palace of Death!

First New York Showing of the year's most spectacular picture!

"ABDUL the DAMNED"

(MAD MONARCH OF THE FLAMING EAST)

A Columbia Picture with
NILS ASTHER • ADRIENNE AMES
FRITZ KORTNER • Cast of Thousands

- SEE—Hundreds of captive beauties in a pagan palace
- SEE—Frenzied mobs storming the Sultan's stronghold
- SEE—Europe's beauties in lavish dance spectacles
- SEE—The pageantry of a mad monarch's court
- SEE—The downfall of a despot who dared to mix love with murder

TODAY
AT 9:30 A. M.
THE NEW
RIALTO
Times Square

ABDUL THE DAMNED

...and here's how Showman Arthur Mayer went to town with a bang-up ad campaign for Broadway's famous Rialto . . . jam-packed 'em in during entire run at the House of Hits!

COLUMBIA'S SENSATIONAL EXPLOITATION SPECIAL

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 127 NEW YORK, FRIDAY, MAY 29, 1936 TEN CENTS

1 Brand Name At 20th-Fox; Off to "Chi"

Sales Convention on There Tomorrow

The entire Twentieth Century-Fox lineup, which will be divulged to the assembled sales forces now converging on the Congress Hotel in Chicago for a three-day convention beginning tomorrow morning, will be sold under one name next year. This season, two—Twentieth Century and Fox—prevail.

After the merger of Twentieth Century with Fox, 12 pictures sold on franchise while the former company was distributing through United Artists remained for delivery. With the completion of the 1935-36 season, this obligation also runs out, thereby permitting Twentieth Century-Fox to proceed under the designation of one brand.

Headed by Joseph M. Schenck, chairman of the board, and Sidney R. Kent, president, the home office contingent left for Chicago late yesterday

(Continued on page 11)

"Quins" Contracted By 20th Century-Fox

Toronto, May 28. — The Dionne quintuplets have been signed by Twentieth Century - Fox to appear in three features which are to be completed by the end of 1938. The first will be included in the company's 1936-37 lineup. It is understood that $250,000 will

(Continued on page 7)

Charnas Denies Buy Into the Criterion

Reports were current yesterday that Harry Charnas had purchased a half interest from Ben Moss in the new Criterion on Broadway.

When queried about the story, Charnas denied it, holding that someone who saw him together with Moss at lunch originated the story.

It's In

Sidney Samuelson picked up his telephone at Newton, N. J., yesterday and had this to say:

"The success of Allied's convention in Cleveland next week is assured.

"Dave Palfreyman of the Hays association has made a reservation."

Brandt Seeking New Deal for the Roxy

His offer for a 21-year lease at an annual rental of $268,000 having been turned down, Harry Brandt is negotiating with the first mortgage bondholders of the Roxy for a management contract.

Brandt some time ago submitted the bid to lease in writing to Carlos Israels of White & Case, attorneys for the bondholders. It was rejected. Brandt then offered to enter into a deal whereby he would manage for them, but so far has not had a response.

Howard S. Cullman, trustee, has had a management contract with Artco, headed by Harry C. Arthur, for the past three years. It is understood that Cullman and Arthur jointly have made a proposition to the bondholders to take the theatre. As soon as the outstanding receiver's certificates amounting to $450,000 have been paid off, the Cullman-Arthur proffer may be accepted.

David Ostrer World Sales Chief for GB

London, May 28.—David Ostrer, formerly in charge of the overseas department of G. B., is now general manager of world distribution, although the company has not signalized the appointment by formal announcement. This, however, is the post which has been filled by Jeffrey Bernerd, now in New York.

Efforts to reach Jeffrey Bernerd for a statement were unavailing last night. Arthur A. Lee, vice-president of G. B. of America, was reported out of town by his office.

Poster Men Abandon Cleveland Sessions

Directors of the National Poster Service Ass'n. have decided to call off the three-day emergency meeting planned to be held in Cleveland starting June 2. No reason was given.

Although nettled no end when Paramount announced its poster rental service, the attitude of the renter services is said to have changed when it was learned none of the other distributors is going for the same plan. This is said to be the reason for calling off the Ohio meet.

Frels Suit Demurrer Sustained by Court

Dallas, Tex., May 28.—Jefferson Amusement Co., East Texas Amusement Co., J. G. Long and major distributors have won the first step in their defense against an anti-trust law complaint filed by Ruben Frels. Judge Atwell in U. S. District Court has

(Continued on page 6)

Kennedy in Without Comment on Studio

Joseph P. Kennedy, Paramount adviser, arrived in New York late last night, coming by plane from Chicago.

In the Midwest city yesterday Kennedy refused any comment regarding the investigation of Paramount studio affairs which he has just completed on the coast. He also declined to say whether his findings were favorable to the present studio operation or not.

"I will have nothing to say until the job is finished," he declared. "I will make my report within the next two weeks. Any comment at this time might prove harmful."

Luce Resigns from Board

Henry R. Luce, president of Time, Inc., resigned from the board of directors of Paramount at the monthly meeting of the board yesterday. Luce's position in Paramount was chiefly concerned with public relations. No successor on the board has been named as yet.

Most National Men Now Gathered Here

With the arrival today from Kansas City of Elmer C. Rhoden and Rick Ricketson from Denver, all division operating heads of National Theatres, with the exception of Frank Newman of Seattle, will begin a series of special business meetings on operations and product buys.

Attending the sessions will be Charles Skouras, Arch Bowles, Edward Zabel, Walter McCarthy and Beach Abrams, from the coast office; Harold Fitzgerald, Milwaukee; L. J. McCarthy, assistant to Rhoden, and William T. Powers, attorney.

Campaign on Rogers Memorial Fund Ends

The week-long drive for the Will Rogers Memorial Fund ended yesterday in theatres throughout the country. Although complete returns on the collections carried on in several thousand houses will not be available for several days, it was indicated that the total would far exceed that obtained in any similar previous drive.

Major L. E. Thompson, chairman of the campaign committee, said yesterday: "This committee is indebted

(Continued on page 6)

About 150 Theatres Opened in Britain

Approximately 150 new theatres have been opened in the British Isles in the last year, L. E. Kalker, Republic representative for that territory, said yesterday upon his arrival on the *Washington.*

The new houses have an average

(Continued on page 6)

Para. Poster Rentals Face Complication

ITOA Said to Have 10-Year Contract Here

Paramount's poster rental plan may suffer a temporary setback in the local area when it goes into effect on June 1 as scheduled.

Although it is stated at the distributor's New York branch that several small accounts and one or two independent circuits already have signed the special contract for the new service, it was learned yesterday by Motion Picture Daily that the I. T. O. A. has a 10-year contract with all of the poster service renters whereby the organization receives 50 cents for every theatre which joins its membership and begins to do business with the renters. The pact was entered into last Jan. 1.

Some members of the I. T. O. A. are reported to have signed with Paramount and as a result injunction proceedings are expected to be started for breach of contract.

Paramount, RKO Set St. Paul Pool

Arrangements were completed late yesterday afternoon between RKO and Paramount executives for the pooling of five theatres in St. Paul. The deal is scheduled to become effective starting June 26.

Representing RKO was Nate J. Blumberg. Acting for Paramount were J. J. Freidl and L. J. Ludwig, operating heads for the circuit's Minnesota units.

Paramount has three first runs, the Paramount, Riveria and Tower, while RKO has the Orpheum and President.

(Continued on page 6)

Grand Nat'l Stock For the N. Y. Curb

Washington, May 28.—Grand National Films, Inc., has applied for the registration of 200,000 shares of capital stock, $1 par value, on the New York Curb Exchange, according to a

(Continued on page 6)

No Issue Tomorrow

***Motion Picture Daily* will not be published tomorrow, which is Decoration Day.**

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 May 29, 1936 No. 127

MARTIN QUIGLEY
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone Circle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: 4 Golden Square, London, W, 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Pathe Film Quarter Net Is $41,277.56

For the 12 weeks ending March 21 Pathe Film Corp. and subsidiaries reports a net profit after Federal income taxes and other charges of $41,277.56.

Profit from laboratory operations was $36,358.46. Income from film rentals, less distribution allowances and producers' participation, including estimated provisions from unrecouped advances to producers, was $79,456.30. Income from other operations was $11,549.29.

Non-operating income, including dividends from Du Pont Film Mfg. Corp. and miscellaneous items was $46,047.74.

Roach Funeral Today

LOS ANGELES, May 28.—Charles H. ("Dad") Roach, father of Hal Roach, will be buried tomorrow at four o'clock in Forest Lawn Park. The Roach studios will close for the funeral.

"Ziegfeld" Dates 178

An error in yesterday's MOTION PICTURE DAILY gave the total of M-G-M's roadshow dates on "The Great Ziegfeld" as 128, It should have read 178.

Insiders' Outlook

By RED KANN

FROM his office with its tick-tack-toe wallpaper in the Rialto Theatre, Arthur L. Mayer the other day made columning easier for Thornton Delehanty of the *New York Evening Post* by clearing his chest of the problems of an independent exhibitor with no product source on which to lean. It went something like this, generously reproduced because making columning easier is a prerogative we resent going to Delehanty alone:

> I am already a ripe subject for Dr. Freud. First of all I am the smallest Broadway exhibitor. I am referring to my theatre's seating capacity and not to my own. Secondly, I am the most independent. I do not mean the most independent financially, spiritually or physically, but that the Rialto, in contrast to other first-run Broadway theatres, has no affiliations with any national producers or distributors.
>
> As a result of this independence I have to screen a dozen or so pictures a week in the effort to find unusual or striking productions which are not included in the mass purchases of my competitors. Some of the worthy reformers and less worthy exhibitors who inveigh against block booking should tackle my problem of trying to produce a picture a week. They would then be less convinced that the current method of distributing pictures by groups rather than individually is so unfair to the exhibitor and so unfortunate for the public.
>
> Some time ago one of my esteemed confreres in an address compared himself to a shoe merchant. This afforded an unkind representative of the press the opportunity of wisecracking that his pictures looked as if they had been selected for a shoe emporium. I am prepared to risk even fiercer barbs of critical humor by confessing that my situation is more unfortunate. I am a scavenger, a sad-eyed neurotic who haunts projection rooms and mulls over hidden shelves in the Film Center seeking to ferret out the discards and sloughs of his well fed competitors.
>
> The pursuit of product is arduous but the joys of accomplishment are commensurate. A theatre manager whose product is signed and sealed at the beginning of the season can never have the intense satisfaction of suddenly and unexpectedly coming across a "Revolt of the Zombies" or "Florida Special." (Free advertising for my next two pictures.) My ushers, cashiers, even stage hands share my excitement and enthusiasm.

▼

Written largely with his tongue in cheek, there is more substance to Mayer's exposition of his situation, in which many other exhibitors find themselves, than might appear if you read too quickly or too lightly. This business is one of excitement and enthusiasm and those characteristics do not confine themselves to any particular branch. Those who watch Darryl Zanuck's operating technique, once they admit and dismiss his knowledge of stories and his photographic mind, generally agree that the snap injected into the Twentieth Century-Fox lot stems to Darryl's own enthusiasm for each new picture, plus his ability to pass it on to the organization beneath him. Excitement and enthusiasm reduce themselves to no adding machine tally, but the profits which might and do come from either or both run to incalculable totals. If some of the downtown boys who are in pictures chiefly for manipulation, not operation, could only understand, matters in some directions might be vastly different. . . .

▼ ▼

About two months ago, Joe Bernhard walked into the lobby of the Beverly-Wilshire Hotel in Beverly Hills, that swanky suburb of Hollywood, with fire in his eyes. Fox West Coast or nobody on any coast was going to keep Warner product from getting its proper return. Again came the wheeze, so old you wouldn't think anyone would fall for it in the twentieth century, and we don't mean that it was not at one time foxy, about building theatres. A few days ago, Grad Sears closed a product deal with Charlie Skouras. Now there won't be any Warner construction on the Pacific Slope. Surprised? . . .

▼ ▼

Claudette Colbert has, or will, sign a new contract with Paramount for seven pictures over a two year spread at $150,000 per picture. Claudette's agent must have made a bad deal; that was Zanuck's figure for "Under Two Flags." What, no increase?

This ought to be enough of an occasion to smoke up another Hearst editorial. You know, like that recent one about stars working under peon contracts in serf-like servitude of the producers. . . .

▼ ▼

Ever hear of the case of Abbott versus Stern? The issue deals with personal service contracts, the way they hold and also how they may not. Certain members of the Paramount board appear much interested in the decision—to come—of the Court of Appeals at Albany. . . .

▼ ▼

Stanton Griffis of Hemphill, Noyes and Co., downtown firm which means something, is now a member of the company's executive committee, succeeding the late Gerald Brooks. Keep the name up front in your mind when you think of Paramount. It's a perfect headline type of name, moreover. Very easy to handle. . . .

▼ ▼

Harry R. Luce yesterday resigned from the Paramount directorate and no successor named. Our candidate: Representative Zioncheck. . . .

GTE Receiver Asks Fees of $140,000

WILMINGTON, May 28.—U. S. Senator Daniel O. Hastings, as receiver for General Theatres Equipment, Inc., which is in the process of reorganization, today petitioned Chancellor Josiah O. Wolcott in Chancery Court for allowance of additional fees totaling $140,000. Chancellor Wolcott set June 17 as the date of hearing on the petition.

Senator Hastings seeks permission to pay himself $62,500 and the law firms of Marvel, Morfod, Ward and Logan, of this city, and Hughes, Schurman and Dwight of New York, his counsel, an aggregate of $77,500. This includes $25,000 as fees for counsel service in the case involving the receiver and All-Continent Corp. An additional $1,195 is asked for expenses incurred by the New York counsel.

General Theatres has been in receivership since February, 1932. Senator Hastings has already received $62,500 and the law firms an aggregate of $60,000. Senator Hastings also served the estate as ancillary receiver by appointment in the U. S. District Court of the Southern District of New York in May, 1932.

Date of Ampa Award Delayed to June 11

Because the plaques would not be ready in time, the Ampa again has postponed the date for the first awards for the best advertising copy designed for the trade and public, the most practical press sheet and the best poster. Instead of June 4, the presentations will be made at June 11, the last meeting of the season.

Huldegarde Halliday highlighted the entertainment lineup yesterday with three sketches. Henry Wilson, coast agent handling youngsters; Helen Ferguson, Jurell Kimball, Paula Stone, daughter of Fred, and Alma Lloyd, daughter of Frank Lloyd, the director, took bows. Miss Lloyd recently was signed by Warners.

Miss Stone drew the winner of the raffle for a due bill to Grossinger's, which was in payment for an ad appearing in the Naked Truth Dinner journal. The winner was Joan Ornstein, five-year-old daughter of Bill, a member of the MOTION PICTURE DAILY reportorial staff.

K-A-O to Pay $1.75

A dividend out of capital surplus of $1.75 per share on the seven per cent cumulative convertible preferred stock of K-A-O has been declared by the board for the quarter ending March 31, 1932, payable on July 1 to holders of record at the close of business June 15, this year.

UNITED AT LAST... *your most profitable sweethearts*

. . . . and for romance in June!

Hundreds of theatres plan to celebrate Memorial Day with this sparkling new love team. "The combination spells box-office in the smash category," says Hollywood Reporter. The match-making producers of 20th Century-Fox have hit a natural again!

AND WHEN THEY KISS!!!

ROBERT TAYLOR · LORETTA YOUNG

in

Private Number

with

PATSY KELLY • BASIL RATHBONE
MARJORIE GATESON

A FOX PICTURE
Darryl F. Zanuck in Charge of Production
DIRECTED BY ROY DEL RUTH
Associate Producer Raymond Griffith
Screen play by Gene Markey and William Conselman
Based on a play by Cleves Kinkead

20th CENTURY FOX
THE KEYSTONE OF YOUR FUTURE

WARNER BROS. HAVE

it *

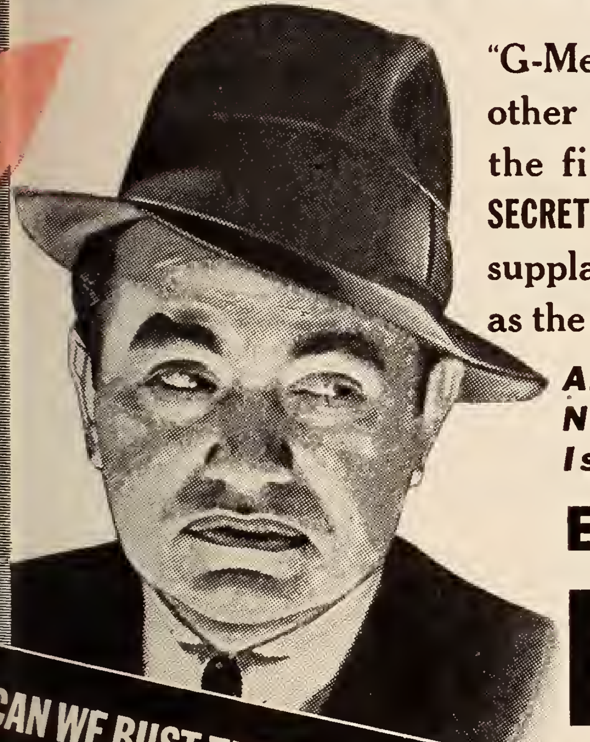
*(That great big, beautiful box-office natural you've been searching high and low for!

SPEEDING TO THE SCREEN ON A WAVE OF HEADLINES!
The Torrid, Timed-to-the-Minute Revelations of

G-MEN CLEAN UP 'ENEMIES'

NEW CRIME DRIVE AIMED AT "HIGHER-UPS

THE NEW DICTATORSHIP OF GANGDOM!



"G-Men's" producers score another sensational scoop with the first big drama of the **SECRET SYNDICATE OF CRIME** that supplants the Public Enemies as the nation's No. 1 Menace!

And Heading This Huge New Crime Combine Is None Other Than

EDW. G. (*'Little Caesar'*)

ROBINSON

CAN WE BUST THIS BRAIN TRUST BEHIND THE CRIME TRUST?

How high up in social circles are the real RATS OF THE RACKETS who are still sticking up America to the tune of 15 billion a year? YOU'VE *GOT* TO KNOW—AND

"BULLETS OR BALLOTS"

"leaves nothing to the imagination—but leaves all predecessors so far behind they'll never be missed"!—*writes 'Variety Daily's' Coast Previewer*

with

JOAN BLONDELL
BARTON MacLANE
HUMPHREY BOGART
FRANK McHUGH
also Joseph King • Richard Purcell • Geo. E. Stone • Joseph Crehan • Henry O'Neill

THE STORY OF THE "G-MEN'S" NEW JOB! . . . . THE YEAR'S MOST SENSATIONAL NEW HIT!

'Little Caesar' Gangs up with a 'Smart Money' Blonde!
A First National Picture
Directed by William Keighley, who made 'G-Men'

One of the nine big-space ads that helped bring a BIGGER OPENING THAN 'CEILING ZERO' at N. Y. Strand Tuesday.

Frels Suit Demurrer Sustained by Court

(Continued from page 1)

sustained a demurrer of the defendants.

Frels charged he was unable to get first run product for theatres at Victoria, El Campo, Yorktown, Bellville and Columbus. Frels sought $547,000 and counsel fees.

The court pointed out that there was "no attempt in the present case to complain of any fixing of prices, nor a refusal to sell. There is no sufficient basis alleged to show the deprivation of the public of any commodity controlled by the defendant. In truth, it clearly appears that the public had unusual advantages as to opportunity to view a variety of films."

The court also held the complaint contained "no specific statements of any agreement or conspiracy or monopoly. It is wholly immaterial to the public and is not sufficiently specific as to any injury to the plaintiff."

Frels has filed notice that he will appeal.

Campaign on Rogers Memorial Fund Ends

(Continued from page 1)

to exhibitors throughout the United States for their wholehearted and enthusiastic support. The 34 zone chairmen did magnificent work in organizing their respective territories in a surprisingly short time and all report the energetic cooperation from all the important factors in the industry. The results obtained were made possible through combined, sincere and devoted efforts."

Ascap Board in Meeting

The board of directors of Ascap held a monthly meeting yesterday, which was described at the Ascap offices as "merely routine."

Wall Street

Fractional Gains Dot Board

	High	Low	Close	Net Change
Consolidated	5⅛	5⅛	5⅛	+ ⅛
Consolidated, pfd..	17	17	17	+ ⅛
Eastman	160½	160½	160½	— ½
Loew's, Inc.	47½	47	47	— ⅜
Paramount	7⅞	7¾	7¾	— ⅛
Paramount 1 pfd.	63	61¾	62¼	+ ½
Paramount 2 pfd.	8⅞	8⅝	8¾	— ⅛
Pathe Film	7½	7¼	7½	+ ⅜
RKO	5⅞	5¾	5⅞	— ⅛
20th Century-Fox.	24	23¾	23¾	— ¼
20th Century, pfd.	34	33½	33½	— ½
Universal, pfd ..	100	99¾	99¾	+ ¾
Warner Bros. ..	9¾	9⅝	9⅝	— ⅛

Curb Off Slightly

	High	Low	Close	Net Change
Sentry Safety ..	⅝	⅝	⅝	—1/16
Sonotone	2¾	2⅝	2¾	.....
Technicolor	30¼	29⅛	29⅛	— ⅞
Trans-Lux	4⅜	4⅜	4⅜	— ⅛

Bonds Off a Bit

	High	Low	Close	Net Change
General Theatre Equip. 6s '40...	24	24	24	.....
General Theatre Equip. 6s '40 ctf.	24½	24	24	— ½
Keith B. F. 6s '46	93⅛	93	93	— ⅜
Loew's 6s '41 ww deb rights	97⅝	97½	97½	.....
Paramount B'way 3s '55	59	59	59	.....
Paramount Pict. 6s '55	87	85⅝	85⅝	—1⅝
Warner Bros. 6s '39 wd	93	92¼	92¼	— ½

(Quotations at close of May 28)

◂ Purely Personal ▸

Bernie Mills, Republic franchise holder in Albany, accompanied by Charles Gordon, Utica exhibitor, get together at the Tavern to talk over a film deal. Both are in for the day and make the most of it, handshaking with friends scattered at various tables. Harry Thomas is one of them. He's giving an informal farewell party because he is to sail in the evening on the *Statendam* for a Bermuda vacation. He's due back Monday. Jack Springer, Harry Brandt, Harry Shiffman and Jack Shapiro, four important independent theatre men, group around one table to discuss business in general. When Brandt and Springer have something in particular to talk over, they leave the table for a few minutes and then return satisfied because another telephone conference has been eliminated.

Norton Ritchey brings along L. E. Kalker, just arrived from the British Isles. Lynn Farnol is coupled with Monroe Greenthal, but the session is sotto voce. Edward Schnitzer arrives ahead of time for a date with H. J. Yates, who strolls in by himself and is followed a few minutes later by Harry C. Arthur. The trio sit in the far end of the room to avoid the crowd, but Eddie Alperson passes by, stops a few minutes and prevents the conclave from getting under way. Later Alperson says he hasn't made up his mind when he'll leave for the coast and wants someone to make up his mind. Leonard Goldstein volunteers to do this, but it's no dice with Alperson. He seeks out Bill Powers, with whom he has an appointment, and finally sits.

•

Al Lichtman is accompanied by Leopold Friedman. Lichtman is ha-ha-ed and greeted on all sides and he answers the hecklers by ha-ha yourself. Frank Buck enters without his menagerie. A. J. Van Beuren drops in with Ed Finney, who is trying to disguise himself with a pair of smoked glasses. Arthur W. Kelly, Murray and Emanuel Silverstone, Arthur Gould, James Mulrooney lend a foreign touch to the dining room. Moe Streimer, who says he's feeling much better these days, joins the overseas contingent. Jules Levy and Cress Smith make a tour of the tables, pass out greetings gratuitously. A. P. Waxman is seated with Red Kann, who is annoyed no end by "Toots" Shor. Irwin Kleeblatt and Arnold Van Leer find things to talk about. Al Hovel, vice-president of the Century circuit, is without his Mitchell Klupt, but is joined by Budd Rogers and Irving Wormser for a few minutes. Bob Benjamin is a late arrival and joins the Thomas send-off party.

Louis B. Mayer danced and danced on the Starlight Roof at the Waldorf the other evening. Jay Paley and Howard Strickling were in his party and later, Joe Schenck dropped in for a bit of rhumba. Gwen Heller was the target of a birthday party on those fancy premises, as well. Those merrymaking included Doris and Mervyn LeRoy, Joe and Mrs. Rosenthal and Bob Goldstein. Nearby, but on his own, were Joe Lee of 20th Century-Fox and Mike Rudin, local exhibitor.

•

J. J. Friedl and L. J. Ludwig, Paramount theatre operators, left for Minneapolis yesterday after several days of home office conferences. Friedel said prior to his departure that no product deals were closed, but there has been a lot of conversation. The duo plan to return in three to four weeks.

•

Sam Seidelman, U. A. manager in Mexico, and Harold Sugarman, Panama manager, having completed home office conferences with Arthur W. Kelly, left yesterday for their respective territories.

•

Anna Sten will leave for Hollywood next Monday. Her husband and director, Eugene Frenke, will entrain for the west several days later. He's being held here on several important negotiations, he says.

•

Edwin Knopf, head of the M-G-M story department on the coast, left for Hollywood yesterday. Louis B. Mayer and Howard Strickling hope to depart today on the 20th Century.

•

J. Don Alexander, president of Alexander Films of Colorado Springs, is en route west after several weeks in town. He will attend the Allied convention in Cleveland, June 3-5.

•

Lynn Farnol off to Hollywood again on the "Parties at Pickfair" air program. He will take in the United Artists convention and then return.

•

Arthur Seigel, who returns to the exhibition field in July, is making his headquarters in the Paramount Bldg.

•

George Dembow will be back on local terrain today after a few days up Boston way.

•

Mort Singer is due in Hollywood either today or tomorrow from Chicago.

•

Ben Shlyen leaves today for Kansas City. He was in Boston last weekend.

Clifford in New Post

Eugene Clifford has joined publicity organization of Fred Baer and Associates, and will specialize in corporate publicity in the film field. Clifford was formerly in the financial department of the *New York Times* and prior to that was in film publicity and production departments.

"His Majesty's Pyjamas"

"Love in Exile," reviewed from London on May 26, will be released by G. B. here next season as "His Majesty's Pyjamas."

Fund Collections Grow

Los Angeles, May 28. — David O. Selznick, chairman, United Jewish Relief Fund, today stated that $78,000 of the $125,000 quota is already reached. Universal, he said, was first over the top, having collected $6,000 on a $5,000 quota.

Levine Signs Walker

Nat Levine has signed Stuart Walker as writer, producer and director for Republic. Walker formerly held directorial posts at Universal and Paramount.

Grand Nat'l Stock for the N. Y. Curb

(Continued from page 1)

statement of the Securities and Exchange Commission today.

It is reported that the stock has already been issued.

Five Regals to Be in Color

Regal Prod., which is headed by George Hirliman, will produce five features in color for the 1936-37 schedule of Grand National, according to E. L. Alperson, president. The first of the five, all of which will be made with the Hirlicolor process, has been tentatively titled as "Captain Calamity." It is now being edited and will be ready for early fall release.

The second of the series, a Foreign Legion story by a well known author, is now in production. Selection of the other three stories has not been made as yet, but it is planned to find material which will lend itself to action in color.

About 150 Theatres Opened in Britain

(Continued from page 1)

seating capacity of 1,000, he stated. Kalker, who makes his headquarters at the British Lion office in London and passes upon all contracts for Republic product, will attend the annual sales sessions to be held in Chicago next week. He will leave Tuesday for the Windy City with other home office executives.

Business in the past 12 months has been better than in any year since the early post-war period, according to the Republic representative.

Arriving on the same boat was E. D. Leishman, formerly head of RKO activities in England.

Paramount, RKO Set St. Paul Pool

(Continued from page 1)

Freidl and Ludwig left for Minneapolis after finishing the deal.

The pooling arrangement, as far as RKO is concerned, is in consonance with Leo Spitz's plan to solidify the circuit's position in situations where needed. In other spots the circuit is dropping units, such as the Rivoli, Rutherford, and Regent, Kearny, N. J., which will be turned over to Arthur Seigel on July 3 and 4.

Product Talks at "U"

Hollywood, May 28. — J. Cheever Cowdin, R. H. and P. D. Cochrane, and Willard S. McKay went into conference today at Universal studio with Charles R. Rogers, James Normanly, William Koenig and other executives on the subject of the "U" production program which is four pictures behind schedule.

Cowdin, McKay and the Cochranes will return to New York by train on Saturday.

Friedland "Fairly Good"

The condition of Anatole Friedland, who has been gravely ill at the Mt. Sinai Hospital following a serious operation, was reported as "fairly good" at an early hour this morning.

Little Progress at Fire Rules Meeting

Little progress was made yesterday at a meeting in the Municipal Bldg. between industry representatives and a committee representing the fire commissioner of New York on proposed revisions of the fire rules relating to the storage and shipment of films at exchanges. Another meeting will be held, probably next Thursday, at which representatives of all branches of the industry will attempt to reach a decision on the revisions. Some time later another meeting will be held with the city committee.

At yesterday's meeting were J. P. Skelly of RKO, Knox Haddow of Paramount, and Arthur Dickinson of the M. P. P. D. A. The chief problem revolves about the clause providing that no film is to be allowed to remain on the floor of the shipping room of the exchange, but must be kept in the vault. The exchanges are seeking modification of the clause to permit the holding of film out of the vault for a certain number of hours.

Elman Closes Deals With Independents

CHICAGO, May 28.—The Capitol Film Exchange will distribute the new product to be made by Chesterfield and Invincible Pictures during the coming season, according to Henri Elman.

Just back from a trip to New York, Elman reports that while there he signed contracts for the distribution of 16 Burroughs-Tarzan pictures for this territory. Other deals completed in the east by the Chicago exchange operator include eight Hoot Gibson westerns from Alliance, and a number of Italian pictures released through Count Mazzovinie, president of Nuovo Mundo Film Co.

Wanger Sets U. A. Film

"First Time Loser," starring Sylvia Sidney, will be the first Walter Wanger picture for United Artists under a deal recently signed on the coast. Gene Towne and Graham Baker are writing the script.

Wanger and his wife, the former Justine Johnson, sail today on the *Rex* for a five or six-week vacation in Italy and France where the producer will sign a number of foreign stars.

Yesterday afternoon United Artists tendered its new producer a cocktail party at the Stork Club.

Wanger told MOTION PICTURE DAILY last night that his pact with U.A. is for 10 years. He hopes to make six pictures annually.

No Sabath Hearing Held

The Sabath Congressional committee, investigating Paramount affairs, held no hearing yesterday, as was tentatively scheduled. Murray W. Garsson, investigator for the committee, was in Washington, having gone there from Philadelphia. It was said at his office that no date has been set for the continuation of the probe.

Flash Preview

"Navy Born"—Republic offers this interesting bit of excitement and drama against a background of naval aviation.

This film will be reviewed in a coming issue of MOTION PICTURE DAILY.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"White Angel"

(Warners)

HOLLYWOOD, May 28.—This is a worthy successor to "The Story of Louis Pasteur." It grippingly portrays the struggle of Florence Nightingale to overcome Victorian prejudices against freedom of women and scientific advancement. Kay Francis, cast in the title role, captures the indomitable courage of the character and gives a performance which stirs the emotions. It will appeal particularly to feminine audiences.

Attracted to nursing by hospital scandals unearthed by her father, Charles Croker King, superintendent of London institutions, Miss Francis studies abroad and is mocked when she returns intent upon a nursing career.

Later, when distressing conditions in military hospitals in the Crimea are reported, she is permitted to organize a unit for war service. At the front she is hampered by Donald Crisp, army commandant, who resents the intrusion of women. Miss Francis overcomes handicaps and changes the base hospital from a filthy hole to a sanitary refuge for the sick and wounded. Constantly battling Crisp, Miss Francis works tirelessly and wins public support and recognition from the Queen. The picture ends on this note.

Deep dramatic suspense is maintained throughout by this struggle of reactionary forces exemplified by Crisp at the front and Montague Love at home and the forces of progress led by Miss Francis with the support of Henry O'Neil, army doctor, and Ian Hunter, war correspondent. The direction by William Dieterle rings true and portrays events to the maximum advantage. The screen play by Mordaunt Shairp sounds no false notes and the production by Henry Blanke is definitely class.

A selling campaign similar to "Pasteur" seems indicated and should produce satisfactory results in all situations.

Production Code Seal, No. 2,075. Running time, 75 minutes. "G."

(Additional Review on Page 11)

Warner Pacts Shown With Morris, Thomas

WASHINGTON, May 28.—The Securities and Exchange Commission today made public contracts made by Warner Bros. with Sam E. Morris and Abel Cary Thomas. Both contracts expired last year. The company had asked that they be held confidential.

The agreement with Morris called for his services as general manager of distribution for a period of five years beginning January 1, 1931, at a salary of $2,000 a week but was accompanied by a statement that after October 16, 1933, he received and accepted $1,500 a week.

The pact with Thomas, which expired Sept. 17 last, called for his services "in any capacity" at a salary of $1,500 a week during the first year, $2,000 during the second and $2,500 for the third year. This was accompanied by a statement saying that Thomas had also taken a cut in 1933.

Century Adds 3 in Fall

Three new theatres will be added to the Century circuit in November when construction of two houses in Brooklyn and one in Manhasset, L. I., is completed. One of the Brooklyn houses will be located at Quentin Rd. and will seat 600. The second in this borough is set to go up at Ave. M and will have a seating capacity of 779. The Manhasset structure will have 599 seats.

"Boat" Gets $71,000

"Show Boat" in its second week at the Music Hall tallied $71,000. The Palace, with "Under Two Flags" and "First Baby," garnered about $7,000.

Injunction Denied On Use of "Zombie"

The petition of Amusement Securities Corp. for an injunction to restrain Academy Pictures Distributing Corp. and others from using the word "Zombie" in "Revolt of the Zombies" was denied yesterday by N. Y. Supreme Court Justice Wasservogel.

An affidavit submitted by Attorney H. William Fitelson for the defendant declared that the title of the defendant's picture, "Revolt of the Zombies," was entirely different and distinguishable from the title of the plaintiff's picture which is "White Zombie" and that there was no conflict in the two titles. He further asserted that zombie is a descriptive word and can be found in the dictionary and that on Feb. 10, 1932, a play entitled "Zombie" by Kenneth Webb was produced at the Biltmore which was prior to the production of "White Zombie." However, the plaintiff's suit for an accounting and damages was referred to a referee for hearing.

Fight Midtown House

Property owners in the vicinity of Madison Ave. and 62nd St., headed by Lawrence B. Elliman, are registering a vigorous protest against the plan of the Henry Phipps estate to obtain a permit for the erection of a theatre on that corner. Si Fabian, independent theatre operator, will operate the house if it is built. The case is now before the New York Supreme Court, where the estate is attempting to compel Commissioner of Licenses Paul Moss to approve the building permit. Elliman called the attempt "only the entering wedge to get the Broadway element on Madison Ave."

Georgia Court Rules Against Sunday Sho

ATLANTA, May 28.—The Georgia Court of Appeals ruled here yesterday that there is no justification in the eyes of the law for Sunday operation of film theatres for charity in the state. The ruling came in the affirmation of the recent conviction of F. J. Wood, manager of the Cordele, in Cordele, for Sunday law violation.

The decision served to reaffirm an earlier decision of the same court and a similar ruling by the Georgia Supreme Court.

J. W. Setze, Jr., financial secretary of the Scottish Rite Hospital, which operates Sunday shows here, expressed the opinion that Sunday films will still be available in this city, despite the Court of Appeals ruling on the Cordele, Ga., case, which he declared is not applicable to the situation here. All receipts from Sunday shows here are turned over to his organization, he said.

Set Virginia Test Case

CHARLOTTESVILLE, VA., May 28.—On the heels of the opening last Sunday of many theatres in the state for the first time in the history of Virginia, as a result of the acquittal in Richmond of Charles A. Somma on a charge of blue law violation, a court test here tomorrow is expected to attract statewide attention.

Police Chief Maurice Greaver here has requested R. E. Eason, manager of the Paramount, to appear in police court to answer a blue law charge. Sentiment in other cities appears to be divided, numerous managers declaring they will open on Sunday if the people want them to, and others fearing to cause dissension, when various interests in their communities are opposed to Sunday films.

"Quins" Contracted By 20th Century-Fox

(Continued from page 1)

be placed in trust for the babies with their guardians.

The news of the deal was given circulation tonight over a coast-to-coast broadcast on the Columbia network in observance of the second birthday of the famous "quins".

Joseph H. Moskowitz and Harry Brand of Twentieth Century-Fox were in Callander today for the broadcast and are now on their way to Chicago for the company's sales convention which opens there Saturday morning.

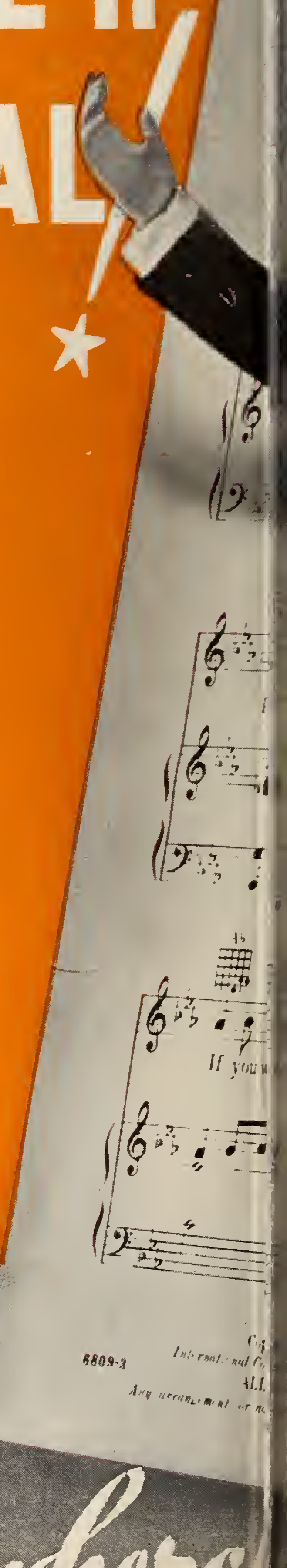
Fight Dog Race Bill At a Hearing Monday

Film interests will appear at a hearing before Governor Lehman at Albany on Monday to oppose the signing of the Hall Bill, which, permitting dog racing and betting in New York State, slipped through both houses of the legislature on the last day of the session recently ended. The exhibitors of the state will be represented at the hearing by J. Henry Walters of RKO.

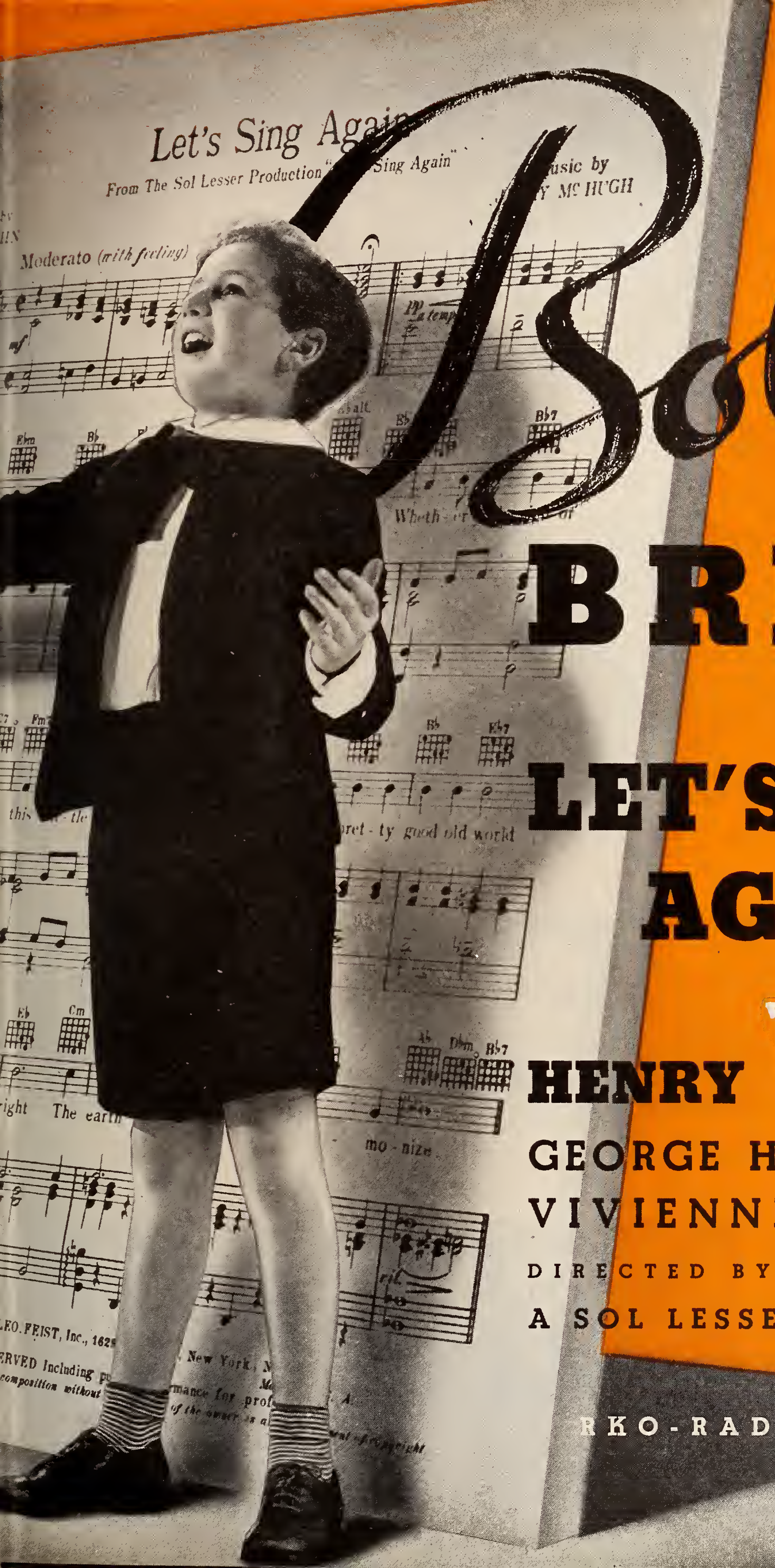
The bill, introduced by Assemblyman Hall, was a measure to amend the agricultural and marketing laws to provide for dog races at county fairs by agricultural societies, and would permit pari-mutuels and betting on dog racing.

HE'S ALL YOURS FOR A HOT-WEATHER BOX-OFFICE SPECIAL

An instantaneous hit in his very first picture!...124,783 people crowded the Roxy the first week — and almost as many more came the second week — to see the "Bobby" of Eddie Cantor's radio program on the screen! . . . His unbelievable singing voice . . . his amazingly winning personality, combined in a heart-warming picture drenched in song . . . sent the critics away shouting his praises . . . and sent the fans away bubbling over with wonderment and delight.



BIG BUSINESS IN NEW YORK— AND THE SAME TO YOU *Everywhere!*


Let's Sing Again
From The Sol Lesser Production "Let's Sing Again"
Music by
McHUGH
Moderato (with feeling)
Wheth-er
pret-ty good old world
The earth
mo-nize
LEO. FEIST, Inc.
New York

Bobby BREEN

in

LET'S SING AGAIN

with

HENRY ARMETTA

GEORGE HOUSTON and
VIVIENNE OSBORNE

DIRECTED BY KURT NEUMANN
A SOL LESSER PRODUCTION

★

RKO-RADIO PICTURE

The Chatter Side

In point of years of service, the veterans at Chicago will be JACK SICHELMAN, who has been an employe of the company for 20 years; IRVING MAAS, 20 years; I. J. SCHMERTZ, Cleveland, for 25 years.

✚

Before leaving for Chicago, JOHN D. CLARK said this week was productive of the highest revenue the company has had since the last week in November when a new, all-time record was established.

✚

Among those attending their first convention will be JOSEPH M. SCHENCK, DARRYL F. ZANUCK, WILLIAM GOETZ, ED SULLIVAN, JIMMY FIDLER and SOL LESSER.

✚

Feature of the first day's session will be the presentation of the President S. R. Kent watches for outstanding district results during the last Kent Drive to HARRY G. BALLANCE, Southern district manager. A similar watch has already been forwarded to L. B. STEEDMAN, for best showing among the overseas branches.

✚

JOSEPH PODOLOFF of Minneapolis attends the convention as the company's No. 1 salesman from the angle of individual who has turned in the most revenue from his zone since the first of the year. He broke all records for company zone revenue for a 21-week period.

✚

SOL LESSER will present checks to Managers M. A. LEVY of Minneapolis, IRA H. COHN of Pittsburgh, CHARLES L. WALKER of Salt Lake City, BEN REINGOLD of St. Louis, RAY A. HIGDON of Oklahoma City, H. R. BEIERSDORF of Dallas and STANLEY J. MAYER of Des Moines, whose offices finished in that order in the 1935 sales race on the George O'Brien series.

✚

Among former bookers attending as salesmen, being promoted during the past year, are J. SAM HINSON, of Charlotte; W. W. RUCKER, Dallas; NAT WYSE, Memphis; J. FELONEY, Boston; H. GOLD, Boston; BEN DARE, Albany, and E. NAEGEL, Cincinnati.

✚

The delegate with the finest collection of multi-colored shirts is again JOE LEE.

✚

These ex-ad sales managers, promoted during the past year, also attend their first meeting as film salesmen: GLENN NORRIS, Philadelphia; GEORGE PABST, New Orleans; LIONEL LESTER, Toronto, and ABE ESKIN, San Francisco.

✚

JOE MOSKOWITZ planed to Chicago from the Coast with the studio delegation headed by DARRYL ZANUCK, WILLIAM GOETZ, HARRY BRAND and Col. JASON JOY. JOSEPH PINCUS, eastern talent scout, planed to Chicago from New York Wednesday night.

✚

Beau Brummel is none other than that personification of sartorial perfection, HERMAN BEIDERSDORF, who, since being promoted to a branch managership, has managed to win a Kent Drive prize annually. Other bidders for Beau Brummel honors were JACK DILLON, EDDIE MCELHINNEY and ERNEST LANDAICHE.

✚

As usual, the Movietone News delegation, headed by TRUMAN TALLEY, will keep open house on the special, en route to Chicago.

✚

HARRY BUXBAUM, New York, went on a speculation spree. Ten minutes after the train pulled out of the Grand Central, he summoned EDGAR MOSS, TOM BAILEY, IRA COHN and MORRIS KURTZ, emptied his pockets of some 1,000 pennies and defiantly said: "Now, we'll have a real game of cards!" HARRY wears out at least one suit a year at the convention—carrying pennies!

✚

Two delegates became grandfathers

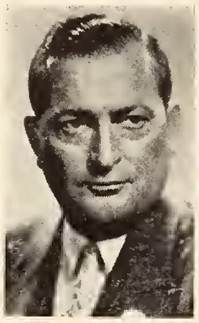
(Continued on page 11)

Head 20th Century-Fox Parleys in Chicago

JOSEPH M. SCHENCK
Board Chairman

SIDNEY R. KENT
President

DARRYL F. ZANUCK
Production Vice-President



JOHN D. CLARK
General Sales Manager

WILLIAM SUSSMAN
Eastern Sales Manager

W. J. KUPPER
Western Sales Manager

W. J. HUTCHINSON
Foreign Sales Manager

SOL M. WURTZEL
Executive Producer

WILLIAM GOETZ
Assistant to Zanuck

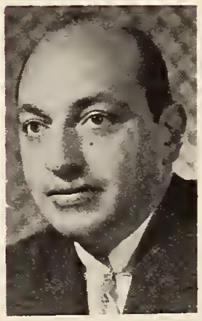
SPYROS SKOURAS
Vice-President National Theatres

CHARLES SKOURAS
President, Fox W. C. Corp.

E. W. HAMMONS
President Educational

TRUMAN TALLEY
General Manager Movietone News

JACK SKIRBALL
General Sales Manager, Educational



J. H. MOSKOWITZ
Eastern Representative for Schenck

C. E. McCARTHY
Director, Advertising and Publicity

HARRY BRAND
Studio Publicity Head

1 Brand Name At 20th-Fox; Off to "Chi"

(Continued from page 1)

on a special section of the Commodore Vanderbilt over New York Central trackage. Approximately 298 men will attend the sessions which terminate Monday evening. This will the largest attended convention ever held by the company and is the first sales convention held by that company at which all bookers and ad sales managers are to be present. Heretofore, only a selected few adsales managers have attended.

From Hollywood, the studio group led by Darryl F. Zanuck, vice-president in charge of production, and Sol M. Wurtzel, executive producer, is on its way to the convention.

At the opening session, John D. Clark, general manager of distribution, who will preside, will address a welcome. Discussion of short subjects will occupy the remainder of the morning, with addresses by Earle Hammons, president of Educational; Jack Skirball, W. J. Clark and W. J. Kupper, western division manager.

Zanuck will open the afternoon session with an address on production plans for 1936-1937, followed by an analysis of the feature schedule by Clark. The evening session will be turned over to a screening of "The Poor Little Rich Girl," starring Shirley Temple and final release on the current schedule, and "The Road to Glory," one of the scheduled big attractions to open the new season.

Charles E. McCarthy, director of advertising and publicity, will make the initial address of the Sunday session. He will be followed by Harry Brand, studio advertising and publicity director; Arch Reeve, advertising manager; Earl Wingart, publicity manager, and Lee Balsly, ad-sales manager.

An address by Herman Wobber, west coast district manager, will be followed by distribution of prizes in the third S. R. Kent Drive by William C. Gehring, leader of the drive.

Truman H. Talley, Movietone News producer, will introduce two new members of the newsreel editorial staff, Jimmie Fidler and Ed Sullivan. He will be followed by Laurence Stallings, Lew Lehr, Ed Thorgersen and Lowell Thomas. Addresses by Joseph M. Schenck and Sidney R. Kent will conclude the morning session of the second day. The afternoon session will be given over to screenings.

Branch and district managers will convene with Clark, Kupper and William Sussman on the morning of the final day. Managers, salesmen and bookers will meet under Jack Sichelman and Nat Finkler. Balsly will conduct an ad-sales meeting. Screenings will occupy the afternoon session until adjournment of the convention.

The attendance will include:

Home Office Executives: Joseph M. Schenck, Sidney R. Kent, Spyros Skouras, Felix A. Jenkins.

Sales Department: John D. Clark, Jack Sichelman, William Sussman, William J. Kupper, William C. Gehring, William J. Clark, Nat B. Finkler, Edwin H. Collins, Clarence A. Hill, Martin Moskowitz, Roger Ferri, Jack Bloom, Harry Mersay, Isidore Lincer, Deon DeTitta.

Production Department: Darryl F. Zanuck, William Goetz, Sol M. Wurtzel, William Dover, Col. Jason Joy, Joseph Moskowitz, Joseph Pincus.

Advertising and Publicity: Charles E. McCarthy, Harry Brand, Arch Reeve, Earl W. Wingart, Arthur O. Dillenbeck.

Movietone News: Truman H. Talley, Laurence Stallings, Jimmie Fidler, Lew Lehr, Edward Thorgersen, Ed Sullivan, Lowell Thomas.

Foreign Department: Walter J. Hutchinson, Irving A. Maas, Clarence V. Hake, Maurice L. Ahern, Anthony S. Santos.

Ad Sales Department: Lee Balsly, Elliot McManus, Jerry Novat, Paul Allison, William Caldwell, Don Reed.

Educational: Earl W. Hammons, Jack Skirhall, Sol Edwards, Harvey Day.

Guests: George Skouras, Charles Skouras, Irving Berlin, Irving Caesar, George Weeks, Sol Lesser, Paul Terry, Arch Bowles, Elmer Rhoden, Rick Ricketson, Harold J. Fitzgerald, Lon Cox, Howard E. Jameyson, Harry A. McClure, Al Finkelstein, Ed Shanberg, Leo J. McCarthy, E. W. Holmberg, Percy Heiliger, Sam Fox, Leonard Greene, Hettie Grey Baker.

From the field:

Albany: Moe Grassgreen, manager; Keith Goldsmith, Ben Dare, Dan Houlihan, E. Stamp.

Atlanta: Harry Ballance, district manager; Paul Wilson, manager; R. G. McClure, M. H. Mitchell, R. H. Fairchild, Fred R. Dodson, H. P. Laseter, Richard H. Ford, Edward Tucker.

Boston: Tom Bailey, district manager; Edward X. Callahan, manager; Harry S. Alexander, John Feloney, Harry Gold, Jay Cobb, Matt Simons, Sam Berg, Norbert E. Murray, Sigfried Horowitz.

Buffalo: Sidney Samson, manager; William D. Rowell, George Dickman, Maurice W. Kempner, Louis E. Blumenfeld.

Charlotte: Phil Longdon, manager; John E. Holston, George E. Ehersole, J. Sam Hinson, Jack O Mock, Carl Hardin.

Chicago: Clyde W. Eckhardt, manager; A. M. VanDyke, George Benson, E. P. Grohe, Harold Loeb, Harry Goodamote, Fred Sliter, Milton Simon, Henry Wise, Jack Eckhardt, Frank Wagner.

Cincinnati: James J. Grady, manager; Edwin A. Burkhart, Jack A. Needham, Louis J. Bugie, E. Naegel, James Neff.

Cleveland: George A. Roberts, district manager; I. J. Schmertz, manager; David S. Davidson, Edward R. Bergman, Sam N. Lichter, Frank J. Hunt, Theodore Scheinberg.

Dallas: Herman R. Beiresdorf, manager; William Miller, Neal B. Houston, Daniel W. Scott, D. P. Rathbone, William W. Rucker, Ted P. Tidwell, James R. Gribble.

Denver: R. James Morrison, manager; Hugh Rennie, Edward M. Loy, Carl A. Larson, J. J. Aldrich.

Des Moines: Stanley J. Mayer, manager; Harold J. Gottlieb, A. W. Riegelman, E. P. O'Neill, Edward Canty, G. F. Halloran.

Detroit: Lester Sturm, manager; Arthur D. Knapp, Edward A. Westcott, Raymond Carrow, Leo Sanshie, Floyd Keiller.

Indianapolis: George T. Landis, manager, Joseph R. Neger, H. L. Hancock, George J. Black, Tom McCleaster, James J. Ricketts, J. W. Christian.

Kansas City: Ward E. Scott, district manager; George W. Fuller, manager; William Kubitzki, Joseph F. Woodward, Charles Knickerbocker, William Flynn, Michael A. Tanner, Harry R. Buckmaster.

Los Angeles: John N. Dillon, manager; William T. Wall, Ben F. Robison, Morris Sudmin, Elmer Youngs.

Memphis: Tom W. Young, manager; Ted I. Baskin, Nat Wyse, Mark Sheridan, Robert M. Bandy.

Milwaukee: Jack H. Lorentz, manager; Moe Horwitz, George Edgerton, Carl Michel, Morris Kahn, Raymond Schultz, Sam Kohlberg.

Minneapolis: Moe A. Levy, manager; Joseph M. Podoloff, Neal F. Hall, Ernest Lorentz, Joseph S. Cohan, Louis Cohen, Frank G. Hallowell, Paul Lundquist, William Clayson.

New Haven: Benjamin A. Simon, manager; Earl Wright, Sam Germain, Morris Weinstein.

New Orleans: E. V. Landaiche, manager; Charles Clark, George Pabst, George Broggi, Malcolm Johnston.

New York: Harry H. Buxbaum, manager; J. J. Lee, salesmanager; Moe Sanders, Abe Blumstein, Morris Kurtz, William Schutzer, R. A. Gledhill, Seymour Florin, George Blenderman, L. Kuttler, E. Hollander.

Oklahoma City: Raymond A. Higdon, manager; M. W. Osborne, H. B. Kinser, G. L. James, J. O. Whelihan.

Omaha: Joseph E. Scott, manager; C. F. Reese, Hymie Novitsky, Harold P. Ironfield, Ray A. Wagle, F. C. Miller.

Philadelphia: Edgar Moss, district manager; Sam Gross, manager; Alfred Davis, W. C. Humphries, Benjamin R. Tolmas, C. Glen Norris, Francis J. Kelly, J. Howard Smith, Al Truell.

Pittsburgh: Ira H. Cohn, manager; Arthur W. McCormick, Austin Interrante, Charles C. Kellenberg, George Moore, Joe B. Hanna, Jack Vandergrift.

Portland: Charles F. Powers, manager; Carl L. Robinett, V. A. Whitcomb, Herschel Fox.

San Francisco: Herman Wobber, district manager; George M. Ballentine, manager; Al Laurice, Abe Eskin, Floyde C. Bernard, Walter H. Cree, Joseph W. Flanagan, George M. Westergren.

Salt Lake City: Charles L. Walker, manager; James D. McElhinney, James L. Tidwell, Vincent J. Dugan, Carl J. Hallstrom, C. A. Blasius.

St. Louis: Benjamin B. Reingold, manager; William Guinan, Miss Florence Patke, Joseph A. Feld, George H. Ware, Larry J. Williams, Art McManus.

Seattle: Herndon Edmond, manager; A. Gollofon, H. A. Frederick, J. W. Brooks, A. V. Filigno.

Washington: S. N. Wheeler, manager; Sam Diamond, Fred B. Klein, Jeremiah A. Murphy, John Skillman, Mrs. Sarah Young, Ira Sichelman.

Canada

Calgary: Verne M. Skorey, manager.

Montreal: Edward English, manager; Walter J. O'Hara, James F. Pearson.

St. John: Reginald G. March, manager.

Toronto: J. P. O'Loghlin, district manager; Harry J. Bailey, manager; William J. Reid, Lionel Lester, James W. Powis, Sam Glasier.

Vancouver: James E. Patterson, manager.

Winnipeg: James H. Huber, manager; Charles Krupp.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Poor Little Rich Girl"

(*Twentieth Century-Fox*)

HOLLYWOOD, May 28.—As produced by B. G. De Sylva and directed by Irving Cummings, this follows the you-can't-give-them-too-much-Shirley-Temple legend. For entertainment and showmanship purposes, and with all due respect to the supporting players, who strive worthily to be effective, the little starlet is the whole show. Typically herself at all times, she sings, dances, acts and is a charming little lady in every way and in the manner which audiences have manifested they like to see her.

The story departs widely from the original. It is actually a light situation drama which gives Shirley ample opportunity to demonstrate her talents. A little bit fed up with being the pampered daughter of great wealth, this child of the rich widower soap manufacturer, Michael Whelan, takes a vacation on her own when nurse Sara Haden is injured en route to a summer camp. First joining up with organ grinder Henry Armetta, she comes to the notice of hoofers Alice Faye and Jack Haley. She joins them and the three are signed up by Gloria Stuart, Whelan's publicity director, for a radio program. Here one of the highspots of the picture is the thread of romance which springs up between Whelan and Miss Stuart and the manner in which Shirley sings her way into the heart of the crusty Gillingwater, Whelan's business rival.

Listening to the program with Miss Stuart, Whelan recognizes the voice of his child though he does not know at the time that she is missing. Kidnaping accusations follow; Haley knocks out John Wray and Whelan recovers his Shirley after which he effects two mergers, one with his rival, Gillingwater, and the other with Miss Stuart. There is a spirited Temple-Faye-Haley tap dance finale.

The song numbers are hardly up to the Temple standard, but are put over well by Shirley. The dance features are excellent and definitely of the applause-bringing variety. The love interest between Whelan and Miss Stuart provides neither with much opportunity, but Whelan is convincing as the child's father. The Temple-Gillingwater sequences run away with the show while Haley and Miss Faye account for most of the entertainment not provided by the first-named pair. A campaign concentrating on the inimitable Shirley looks like the best selling angle.

Production Code Seal, No. 2,133. Running time, 75 minutes. "G."

The Chatter Side

(Continued from page 10)

during the past year: DAVE DAVIDSON of Cleveland and CLYDE ECKHARDT of Chicago. HARVEY DAY significantly smiled at both, for as BILL KUPPER put it: "HARVEY'S on his way to become a great grandfather."

✚

BILL SUSSMAN, eastern division manager, goes to the convention as head of the division that had broken all company records thus far this year! Also, BILL makes his first appearance as eastern head. He had been assistant to JOHN D. CLARK for many years.

✚

HARRY BALLANCE, Southern district manager, with Managers PAUL WILSON of Atlanta, PHIL LONGDON of Charlotte and TOM YOUNG of Memphis, is flying his own plane to Chicago from the Georgia metropolis.

✚

Booker GEORGE BLENDERMAN of the New York exchange got back from his two weeks' vacation in Florida just in time to taxi from the Pennsylvania to the Grand Central station to connect with the Convention special.

✚

ARCH BOWLES, San Francisco head of Fox West Coast theatres, will continue on to his home city after the convention, having been in New York for the past month on film buying.

✚

CLARENCE A. HILL is receiving expressions of condolences from his associates. His father, an Elizabeth, N. J. exhibitor, died early in the week.

✚

Philadelphia Salesman TOLMAS is known as "Bank-Roll" in his zone. Reason: his initials are "B. R."

LEO "SWINGS' IT!

Yeah man! He's right up to the red hot second!

Your fast-stepping pal comes through with the FIRST "SWING" CARTOON! The folks will come truckin' down to your show shop to see M-G-M's

"THE OLD MILL POND"

Sure it's one of those high-class **Harman-Ising** honey cartoons in 3-color Technicolor.

That name **Harman-Ising** is in the news, in the ads, on the marquees. Because those boys are stepping ahead of the *entire* cartoon field. "The Old Mill Pond" is gay, funny, clever. It will have your audience swaying to its infectious rhythm!

Typical of the *new, modern* Short Subject that sets M-G-M apart from all others. And a sample of why the boys are buying M-G-M Shorts solid for 1936-37.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 128 NEW YORK, MONDAY, JUNE 1, 1936 TEN CENTS

20th-Fox to Release 69; 100 Shorts

Henie, Simon Two New Women Stars

CHICAGO, May 31.—Twentieth Century-Fox will distribute 69 features next season, John D. Clark, general sales manager, informed the assembled sales force at the Congress.

Fifty-four will be made by the company in Hollywood, 36 of them under the supervision of Darryl F. Zanuck and 18 by Sol M. Wurtzel. Sol Lesser will produce six action films with Richard Arlen starring in three. Five will be made in England, one starring Elisabeth Bergner and four coming from New World Pictures. The remaining four will be Will Rogers reissues and, while the product announcement failed to mention them, these are understood to be "State Fair," "Lightnin'," "Dr. Bull" and "Ambassador Bill."

In the short subject division, the company will have its usual 104 issues

(*Continued on page 6*)

Kuykendall to Set Schedule Thursday

Ed Kuykendall, M. P. T. O. A. president, is due here on Thursday to arrange a schedule of final meetings on new season trade practices between major distributors and his organization's trade practice committee.

The committee has not yet met with sales heads of Twentieth Century-Fox, United Artists, G. B. or Warners. In addition, follow-up meetings with some of the six national distributors with whom meetings have been held are planned by the exhibitor committee. Meetings have been held with RKO, Paramount, Universal, Columbia, Republic and M-G-M.

Kuykendall is now at Virginia Beach as a guest of the M. P. T. O. A. of Virginia, which is holding its annual two-day meeting there today and tomorrow.

See Theatres Hit by Reported Ohio Levy

Major company distribution executives here have pointed out that exhibitors would bear the full burden of a new tax which is reported from Cleveland to be in preparation for introduction in the Ohio legislature. The reported measure would be similar to that recently introduced in the

(*Continued on page 8*)

Warners' Net In Huge Jump For 29 Weeks

Shift to $1,976,245 Profit Overshadows 1935

Warner Bros. Pictures, Inc., report an extraordinary shift from the deficit to the profit column for the 29 weeks ending Feb. 29, this year. A net profit of $1,976,245.42 is reported for the period after Federal income taxes and all other charges. This compares with a deficit of $133,515, after similar charges, for the same period in 1935. For the entire year ending Aug. 11, 1935, the net profit was $674,159.

The net operating profit for the 29 weeks ending Feb. 29, after deducting all charges including amortization and depreciation, but before deducting Federal income taxes, was $2,406,245.42. The net before amortization and depreciation was $5,358,979.29.

During the period $1,013,111.46 was credited to deficit account. This rep-

(*Continued on page 8*)

Ostrer Supervision 'Titular'—Bernerd

David Ostrer has not been appointed general manager of world distribution for G. B., but has assumed "titular supervision of sales in England" during his absence in this country, Jeffrey Bernerd declared on Friday. London cables had reported Ostrer had succeeded to Bernerd's post. "My contract," stated Bernerd, "with Gaumont British Distributors charged me with the responsibility for sales in England and the United States. Because of the expansion of our plans, the increase of our production budgets, and the international value of our pictures, I decided to spend at least half my time each year right on the spot,

(*Continued on page 8*)

No U. A. Sale Policy Changes Are Planned

No changes in the U. A. sales policy will be made next season, it is understood George J. Schaefer, vice-president and general manager, will tell division, district and branch managers at the annual sales convention to be held on the coast June 26-28.

About 50 home office executives and sales heads will attend the three-day session, which most likelv will be held at the Ambassador in Los Angeles. The same hostelry played host to the convention last year.

Pity the Operator

Leonard Hoot Goldstein
Hollywood, Calif.

Hy cowboy Sthuup How's everything on dee old prayeree Sthuup Meet you on de Plus Four Ranch wit my boots and strudel Sthuup Must get along little poopie nu no, hoo hoo, ha ha, pe pe. Adwise. S'long.
Cap Pistol (Mervyn) LeRoy

Goldstein is a producer of westerns in association with George Hirliman.

Sale Tax Case Given June 4 Hearing Date

The motion of the local United Artists exchange for a preference on the Appellate Division calendar for its appeal from the city's ruling that film rentals are subject to the two per cent city sales tax was granted last Friday and the case was set for hearing on June 4. Indications are that it will be reached not later than Friday.

The preference given the case makes possible a decision from the Appellate Division before the end of the month. At present, indications are that whichever way the decision goes an appeal will be taken to the Court of Appeals at Albany by either the city or the exchange in an effort to obtain a final ruling from the state's highest court.

The United Artists' appeal is in the nature of a test case for all local exchanges. Distribution offices in many other sections of the country where efforts have been made to assess local sales and emergency taxes against film rentals are also watching the local case with much interest for its value as legal precedent.

William Fox Files Bankruptcy Action

ATLANTIC CITY, N. J., May 31.—William Fox, it is admitted by former Judge Cole, his personal attorney here, has filed a voluntary petition in bankruptcy in the Federal court at Camden. N. J. Liabilities were listed at $9.000.000 and assets at approximately $2,000,000.

A second action against William Fox was filed in U. S. District Court here late last week by the Capital Co., lessors of the Fox, San Fran-

(*Continued on page 8*)

Kennedy Seen Behind Zukor As Studio Top

Decision Believed Part Of Coast Findings

Joseph P. Kennedy made his first appearance at the Paramount home office as a special adviser to the company when he sat in Friday at a meeting of the board of Paramount Prod., Inc., the producing company subsidiary.

Kennedy's views on several pending production matters were solicited by the board during a three-hour session which began at noon and was hurried to an adjournment a little before three by unsatisfactory sandwich deliveries to the board room.

Kennedy is reported to favor the retention of Zukor as active head of the production company, the post he has held with full credentials from the subsidiary company's board since the beginning of his current coast stay. Zukor is chairman of the board of the production subsidiary and his current studio assignment, if extended by the board, would fulfill the objects in mind several weeks ago when it was planned

(*Continued on page 8*)

Para. Balance for Quarter $718,921

Paramount Pictures, Inc., in a consolidated earnings statement for the first quarter of 1936, reported a balance of $718,921, after applying $800,000 of the special inventory reserve set up out of 1935 earnings to operations for the first quarter.

The company's annual statement for 1935 set forth that $2,500,000 was being set aside as a special inventory reserve to provide for the excess costs of certain pictures which had not been released up to Dec. 28, 1935. Of these excess costs approximately $800,000 was charged to operations for the first quarter in accordance with the company's regular film amortization

(*Continued on page 8*)

Sabath Para. Probe Resuming This Week

Interrogation of Paramount officials by the Sabath Congressional committee will be continued this week, according to Murray W. Garsson, investigator for the committee, although indications are that Max D. Steuer, special counsel for the committee, will withdraw from active participation in

(*Continued on page 8*)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 1, 1936 No. 128

MARTIN QUIGLEY
Editor-in-Chief and Publisher

MAURICE KANN, *Editor*

J. M. JERAULD, *Managing Editor*

JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: 4 Golden Square, London, W, 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Melbourne Bureau: Regent Theatre, 191 Collins St., *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies 10 cents.

Florida Firm Formed By M. H. Hoffman, Jr.

HOLLYWOOD, May 31.—M. H. Hoffman, Jr., has incorporated Pan American Pictures at Tallahassee, Florida. Capitalization is $2,000,000, with New York and Florida interests participating. A Florida studio will be built.

Arthur Moskowitz a Dad

Arthur Moskowitz, brother of Joe, C. C., Harry and Martin, is the father of a seven-pound 12-ounce boy born early Friday morning at the Doctors' Hospital. The boy's name will most likely be Lewis, after the grandfather. Mrs. Moskowitz on Friday was reported doing nicely.

Club Plans New Stunt

The Cinema Club is to have a "Table of Esteem" series of luncheons with Will H. Hays at the first table so dedicated tomorrow.

Beginning June 8 prominent men in the fields of radio, finance, politics and other activities will be guests.

"Love Again" $32,000

"It's Love Again" wound up with $32,000 on its first seven-day gross at the Roxy, as anticipated.

Insiders' Outlook

By RED KANN

IGNORING his own by the well-worn expedient of forgetting to mention it and indirectly suggesting to his readers that they might draw their own conclusions on the basis of purported relative merit, the Hearst editorial policy, breaking loose again the other day, attacked Soviet propaganda in American newsreels. The forum on this occasion was half of the editorial page of *The New York American* with typography bouncing from upper and lower case to register emphasis and to caps to register fury. By agreement with Amkino, so went the claim, "our American picture-producing companies must agree to the humiliating condition that the sound-strip speaker, in showing these Russian shots SHALL NOT SAY ANYTHING DEROGATORY TO RUSSIA, COMMUNISM OR THE FIVE-YEAR PLAN." . . .

▼

Specific criticism was directed at a clip in Paramount News No. 79 which showed Russia following the lead of other nations in establishing day nurseries for babies whose mothers have to work. The bleat is that nowhere does the narrator say:

> "I am forbidden by the Russian Government, who dictated the taking of this picture, from telling you that these babies are from the moment of their birth the CHATTEL PROPERTY of the Russian state and that they will be taught ATHEISTIC MATERIALISM AND HATRED of all classes, except the proletarian, as soon as their little minds begin to open." . . .

▼

More specific criticism: Universal Newsreel of April 24 which picturized a Russian girl controlling 216 looms simultaneously as she introduces the Stakhanovite system of speeding up production. On this score, runs the editorial:

> "But again the AMERICAN announcer is prohibited by the RUSSIAN GOVERNMENT from pointing out that this girl, like millions of others, is being worked to death in this speed-up system at starvation wages and that she hasn't the freedom of an American convict on parole."

▼

Since Hearst, arch loudspeaker of Americanism, presumably runs his newspapers of, for and by America, it seems more than passing strange that he should overlook adjustments in the socio-economic system which require slight attention on home ground. We can suggest a few. In fact, we will. He might check into the sharecroppers' situation in the South. He might find a thing or two close to New York that have an odor about them: conditions in the Pennsylvania and other coal fields; what's happened in West Virginia now that high-speed mining machinery has been introduced; the Ghetto only a couple of miles from the hotels he owns in the mid-town area; something of the working conditions for young girls in the mill towns. . . .

▼

As long as he hits at newsreels on an arrangement which has been formally denied on all sides, his outraged sense of justice about matters abroad might induce some comment on the status quo in Germany under Hitler where men of God are being imprisoned, where an ancient race is being slowly and inhumanly starved out of existence, where Nazi doctrine as it pertains to the law now dictates that students must learn how to handle rifles and throw hand grenades as a corollary to their university training in torts and briefs, where the children are as much the chattel property of the state as in the Soviet. Or to Italy where the freedom of the press has been stifled, where Il Duce violates his treaties and conquers a peaceful Ethiopia, where women are urged to breed children for the machines of future wars. Pick on Russia, if he likes. We have no objection, but we fail to understand why his geography is so deliberately limited. "THE PROPAGANDA CONTINUES," screams the Hearst editorial. More quietly, we assert:

"And so does Mr. Hearst's." . . .

▼ ▼

In France: A Cabinet decree hampering the business, which, of course, means American distributors not only there but in any other land if the subject matter is found objectionable to the traditions of the country. In effect, a world-wide censorship. This is an instance of what can happen when nationalist spirit runs high.

In the United States: French and all other foreign-made products enter the open door to capture whatever playdates merit and salesmanship can corral. Internally, the Government is pursuing a course which makes it difficult for the normal flow of business to continue and does little or nothing to protect the interests of its business fraternity abroad. This is an instance of what does happen when nationalist spirit runs low. . . .

▼ ▼

The stories about the M. P. T. O. A. and its trade practice conferences are several. Heard has been the yarn that the concessions to come were set up in advance; that Ed Kuykendall and his committee pranced through the motions of a fight merely to make it all look completely genuine. The point is not even worth the argument. Take the score charge as a case in issue. Very irksome to exhibitors who have been buying sound pictures only to discover they are unable to get the sound, when it happens to be music, unless they cough up for a score charge, the indications now have it this will be out, or altered so radically recognition will be difficult. No matter how you approach it, no matter through what means the result comes about, it will be there ready for anyone's inspection. That seems to have been the objective in the first instance. . . .

Convention of Va. MPTO Starts Today

VIRGINIA BEACH, Va., May 31.—Ed Kuykendall, president of the M.P.T.O.A., will deliver one of the principal addresses at the two-day summer convention of the M.P.T.O. of Virginia, which opens at the Cavalier Hotel here tomorrow. The number of delegates arriving within the past few days indicates a large attendance. Sidney Gates is chairman of the arrangements committee.

An address of welcome will be made by Mayor Roy Smith, to which Morton G. Thalheimer, M.P.T.O. president, will respond. Other speakers will include Winder R. Harris, managing editor of the Norfolk *Virginian-Pilot,* and Robert T. Barton, Jr., organization counsel. Officers of the exhibitor unit are: A. E. Lichtman, Benjamin T. Pitts, A. Frank O'Brien, R. C. Overby, Hunter Perry, William S. Wilder, vice-presidents; Harold Woods, secretary; Charles A. Somma, treasurer. The directors are: Mrs. Bertha Gordon, Otto Wells and the officers.

Delay Skouras-RKO Suit

Trial of the Skouras action against the RKO 81st St., scheduled for today in N. Y. supreme court, will be postponed again to afford time for further discussions of an out-of-court settlement. The action involves the sale of Twentieth Century-Fox product to the RKO house day and date with competing Skouras houses. The latter contends the product deal with RKO is in violation of its Fox franchise.

Field in New Posts

James Field, counsel and secretary of Keith-Albee-Orpheum, has been elected to the same posts in the B. F. Keith Corp. He will also be named to similar posts in RKO Proctor at a meeting of the board of that company in the near future.

Flash!

THE NEW UNIVERSAL HAS SIGNED

JAMES WHALE

Mr. Whale is the brilliant director who gave you "Show Boat," "The Bride of Frankenstein," and other huge productions.

FULL SPEED AHEAD WITH
THE NEW UNIVERSAL!

"SWELL FILM! MAR

CRITICS...PUB

NEW GRACE M

"As entrancing as 'One Night of Love'!"
—*Frank S. Nugent, N. Y. Times*

...and while New York's happy crowds jam RADIO CITY MUSIC HALL, key-city theatres everywhere report record attendance . . . and holdover dates are beginning to pour in!

"Completely captivating!"
—*Howard Barnes, N. Y. Herald-Tribune*

"Graceful! . . . Tuneful! . . . Charmingly sung!"
—*Eileen Creelman, N. Y. Sun*

GRACE MOORE IN **THE KING ST**

ELOUS BOXOFFICE!"

—*Douglas Gilbert,* NEW YORK WORLD-TELEGRAM

IC... ACCLAIM

ORE PICTURE!

"Picture has everything! A visit to Radio City Music Hall is imperative!"

—*Kate Cameron, N. Y. Daily News*

"Gay! Delightful! Thoroughly entertaining!" —*Rose Pelswick, N. Y. Eve. Journal*

"Excellent! Adds another lustrous gem to Grace Moore's diadem!"

—*Regina Crewe, N. Y. American*

OUT WITH FRANCHOT TONE

WALTER CONNOLLY • MUSIC BY KREISLER • DIRECTED BY JOSEF VON STERNBERG

20th-Fox to Release 69; 100 Shorts

(*Continued from page 1*)

of Fox Movietone News, six "Along the Road to Romance," six "Adventures of a Newsreel Cameraman" and 42 two-reelers and 46 one-reelers from Educational.

Shirley Temple will be starred in four. Jane Withers in four, Warner Oland in three Charlie Chans, Janet Gaynor in one with two women as co-stars, Lawrence Tibbett in one, Arthur Treacher in one, Victor McLaglen in two, Warner Baxter co-starred in two. One is "The Road to Glory" with Fredric March as co-star and the other will be "To Mary—With Love" co-starring Myrna Loy. Two new women stars appear in the list. Sonja Henie, the international skating star, is down for "Peach Edition" and Simone Simon, French player, for "Girls' Dormitory."

Irving Berlin, an old associate of Joseph M. Schenck, chairman of the company's board, will produce two, the first to be "On the Avenue."

The Jones Family series, launched this season, will be represented by a group of three, while "Ramona" with Loretta Young and Don Ameche, will be the company's first all-Technicolor feature. Interesting to note is the intention to remake "Seventh Heaven," one of the top-notch grossers in Fox history.

List Is Itemized

Detail on individual pictures follows:

"The Road to Glory" co-stars Fredric March and Warner Baxter, with Lionel Barrymore, June Lang, Gregory Ratoff, Victor Kilian, Paul Stanton, John Qualen and Julius Tannen. Howard Hawks is director.

"Ramona," all-color romance of old California, has Loretta Young and Don Ameche in the leads under direction of Henry King. Jane Darwell, John Carradine, Pauline Frederick, Kent Taylor and William Benedict are featured.

"Sing, Baby, Sing," musical comedy with Adolphe Menjou, Ted Healy, Alice Faye, the Ritz Brothers, Patsy Kelly and Gregory Ratoff in important roles, is in production under direction of Sidney Lanfield.

"Girls' Dormitory" presents Simone Simon, French importee in her American debut, heading a cast which includes Ruth Chatterton, Herbert Marshall, Constance Collier, J. Edward Bromberg, Shirley Deane, Dixie Dunbar and John Qualen.

"To Mary—With Love" co-stars Warner Baxter and Myrna Loy with Ian Hunter, Claire Trevor and Jean Dixon among the featured players. John Cromwell is directing.

"On the Avenue," Irving Berlin's musical for which he wrote the story, music and lyrics. is waiting casting.

"Love Flight" stars Lawrence Tibbett. Slim Summerville and Arthur Treacher have featured roles.

"King of the Khyber Rifles" stars Victor McLaglen in a story of the British Army detachment which guarded the Khyber Pass.

"Singapore" also stars McLaglen. It is an adventurous film of a salvage operator off the coast of China.

"The Bowery Princess" is Shirley Temple's first for the season. Frank Morgan. Robert Kent, Delma Byron, Julius Tannen, John Carradine, Stepin Fetchit and the Hall Johnson Choir are included in the cast.

"The Stowaway" will be another Temple.

"Sunbonnet Sue" will be a third.

The fourth is untitled.

"Lloyds of London" with Don Ameche in the lead. This is a story about the insurance company and deals with the period of Lord Nelson's sea triumphs.

"Pepper," starring Jane Withers with Irvin Cobb, Slim Summerville, Dean Jagger, Muriel Robert, Ivan Lebedeff and Delmar Watson.

A musical starring Jane.

Two untitled Withers.

"Mark of Zorro," operetta, based upon the comedy in which Douglas Fairhanks starred in silent days, is waiting casting.

"The Holy Lie" features Jane Darwell, Claire Trevor, Arline Judge, J. Edward Bromherg, Paul Stanton and Astrid Allwyn.

"Ladies in Love" will have Janet Gaynor and two feminine co-stars in leads.

"Thank You, Jeeves" will star Arthur Treacher. It is based upon the character created by P. G. Wodehouse.

"Charlie Chan at Race Track" stars Warner Oland with Helen Wood, Alan Dinehart, Thomas Beck, Keye Luke and Gavin Muir.

"Charlie Chan with the Fleet" starring Oland.

"Charlie Chan in Murder at the Opera" is the final Oland.

"See America First" is the initial Jones Family picture with Jed Prouty, Shirley Deane, Spring Byington, Florence Roberts. Kenneth Howell, June Carlson, George Ernest and Billy Mahan. There will be two others.

"Peach Edition" will star Sonja Henie, champion figure skater. It is an original by Mark Kelly.

Richard Arlen will star in three of the six outdoor pictures to be produced by Sol Lesser.

The five British pictures will include one starring Elisabeth Bergner and believed to be "As You Like It." The remaining four are to be made by New World Pictures in London under Robert T. Kane.

Other properties which are to be produced in Hollywood, but for which no assignments have been made, were given as these:

"The Last Slaver."
"Wake Up and Live."
"Love Is News."
"Banjo on My Knee."
"The Splinter Fleet."
"Career Woman."
"White Hunter."
"Doctor, Wife and Nurse."
"Cafe Metropole."
"Rings on Her Fingers."
"Fifty Roads to Town."
"Sky King."
"Seventh Heaven."
"They Always Come Back."
"The Barhieri Vase."
"The Certain Girl."
"The McKinley Case."
"Death in Paradise Canyon."
"Pigskin Parade."
"The Lost Nancy Steele."
"Four Gallant Men."
"15 Maiden Lane."
"Island in the Sky."

Opening the meeting Saturday morning, Clark welcomed the sales force. During the discussion of short subjects which followed, Earle W. Hammons, president of Educational; Jack Skirball, Educational general sales manager; W. J. Clark and W. J. Kupper, Twentieth Century-Fox western division sales manager, spoke briefly.

Zanuck shared the spotlight in the afternoon with Clark. Zanuck outlined production plans for next season, and Clark analyzed the planned feature product. During the evening the men saw previews of "The Poor Little Rich Girl," starring Shirley Temple, the last film on the current season's schedule, and "The Road to Glory," one of the anticipated big pictures set for early in the new season.

Today's session was opened this morning by Charles E. McCarthy, director of advertising and publicity, followed by discussions of their own phases of that field of selling by Harry Brand, coast advertising and publicity director; Arch Reeve, advertising manager; Earl Wingart, publicity manager, and Lee Balsly, ad-sales manager for New York.

Herman Wobber, west coast district manager, spoke briefly, after which prizes in the third S. R. Kent Drive were distributed by William C. Gehring, who was in charge of the drive. Truman Talley, producer of Fox Movietone News, introduced two additions to the editorial staff of the reel, Jimmie Fidler and Ed Sullivan. Then, in turn, short talks were made by Laurence Stallings, Lew Lehr, Ed Thorgersen and Lowell Thomas of the reel staff.

Addresses by Schenck and Sidney R. Kent, president, concluded the Sunday morning session. The afternoon was devoted entirely to the screening of new pictures.

What They're Down For

Chicago, May 31.—Stars, featured players and other cast assignments in Twentieth Century-Fox's 1936-37 *program as they appear in a breakdown of the company's product lineup:*

Astrid Allwyn—"The Holy Lie."
Don Ameche—"Lloyds of London" and "Ramona."
Richard Arlen—Starred in three outdoor pictures, produced hy Sol Lesser.
Lionel Barrymore—"The Road to Glory."
Warner Baxter—Co-starred with Fredric March in "The Road to Glory" and with Myrna Loy in "To Mary—With Love."
Thomas Beck—"Charlie Chan at the Racetrack."
William Benedict—"Ramona."
Elisabeth Bergner—Starred in one British made picture. Understood to he "As You Like It."
J. Edward Bromberg—"Girls' Dormitory" and "The Holy Lie."
Spring Byington—"See America First."
Delma Byron—"The Bowery Princess."
June Carlson—"See America First."
John Carradine—"Bowery Princess" and "Ramona."
Ruth Chatterton—"Girls' Dormitory."
Irvin S. Cobb—"Pepper."
Constance Collier—"Girls' Dormitory."
Jean Dagger—"Pepper."
Jane Darwell—"The Holy Lie," "Romona" and several now in preparation.
Shirley Deane—"Girls' Dormitory" and "See America First."
Alan Dinehart—"Charlie Chan at the Racetrack."
Jean Dixon—"To Mary—With Love."
Dixie Dunbar—"Girls' Dormitory."
George Ernst—"See America First."
Alice Faye—"Sing, Bahy, Sing."
Stepin Fetchit—"The Bowery Princess."
Pauline Frederick—"Ramona."
Janet Gaynor—Co-starred in "Ladies in Love" with two other feminine stars.
Hall Johnson Choir—"The Bowery Princess."
Ted Healy—"Sing, Bahy, Sing."
Sonja Henie—Starred in "Peach Edition."
Kenneth Howell—"See America First."
Ian Hunter—"To Mary—With Love."
Harry Jans—"Charlie Chan at the Racetrack."
Arline Judge—"The Holy Lie."
Patsy Kelly—"Sing, Bahy, Sing."
Robert Kent—"The Bowery Princess."
Victor Kilian—"The Road to Glory."
Victor McLaglen—Starred in "Singapore" and "King of the Khyher Rifles."
June Lang—"The Road to Glory."
Ivan Lebedeff—"Pepper."
Myrna Loy—Co-starred with Warner Baxter in "To Mary—With Love."
Keye Luke—"Charlie Chan at the Racetrack."
Billy Mahan—"See America First."
Fredric March—Co-starred with Warner Baxter in "The Road to Glory."
Herbert Marshall—"Girls' Dormitory."
Adolphe Menjou—"Sing, Bahy, Sing."
Frank Morgan—"The Bowery Princess."
Gavin Muir—"Charlie Chan at the Race Track."
Warner Oland—Starred in "Charlie Chan at the Racetrack"; "Charlie Chan in Murder at the Opera" and "Charlie Chan With the Fleet."
Jed Prouty—"See America First."
John Qualen—"Girls' Dormitory" and "The Road to Glory."
Gregory Ratoff—"Sing, Baby, Sing" and "The Road to Glory."
Frank Reicher—"The Holy Lie."
Ritz Brothers—"Sing, Baby, Sing."
Muriel Robert—"Pepper."
Florence Roberts—"See America First."
Simone Simon—Starred in "Girls' Dormitory."
Paul Stanton—"The Holy Lie" and "The Road to Glory."
Slim Summerville—"Love Flight" and "Pepper."
Julius Tannen—"The Bowery Princess" and "The Road to Glory."
Kent Taylor—"Ramona."
Shirley Temple—Starred in "The Bowery Princess," "The Stowaway," "Sunhonnet Sue" and one untitled.
Lawrence Tibbett — Starred in "Love Flight."
Arthur Treacher — "Love Flight" and starred in "Thank You, Jeeves."
Claire Trevor—"To Mary—With Love," and "The Holy Lie."
Delmar Watson—"Pepper."
Jane Withers—Starred in "Pepper" and three others untitled, one of which will he a musical.
Helen Wood—"Charlie Chan at the Racetrack."
Loretta Young—"Ramona."

Directors

John Cromwell—"To Mary—With Love."
Howard Hawks—"The Road to Glory."
Henry King—"Ramona."
Sidney Lanfield—"Sing, Bahy, Sing."

20th-Fox Studios Humming

Hollywood, May 31.—Activity on the Twentieth Century-Fox lot is going ahead at high speed, despite the absence of leading studio executives who are attending the Chicago convention.

Three films, now in preparation, are being rushed through for early production. First of the crop schedule for shooting is "Across the Aisle," and will feature Michael Whalen and Gloria Stuart. W. R. Burnett penned the original story with Lou Breslow handling the screenplay. H. Bruce Humberstone will direct. "See America First" is next. James Tinling will direct from a screenplay by Katherine Kavanaugh. "Thank You, Jeeves" will follow these. Arthur Treacher will be starred. Joseph Hoffman and Harry Sauber wrote the screenplay from P. G. Wodehouse's original butler characterization. No cast has been set.

Finished and now in the cutting room for final editing is "High Tension." Brian Don Levy and Glenda Farrell have top spots in the cast. Allan Dwan directed. The yarn deals with the dangerous and romantic adventures of cable repairing at the bottom of the sea. Also in the process of cutting are "White Fang," featuring the dog, "Lightning," and "To Mary—With Love." A heavy publicity campaign is planned for the dog picture.

At the Westwood studios three films continue in work. They are "Sing, Baby, Sing," "Bowery Princess" and "Girls' Dormitory."

Administration Building Going Up

Hollywood, May 31.—Construction on the new administration building of Twentieth Century-Fox is being rushed to completion at the Westwood studios. The new structure will provide space equivalent to a 15-story office building and is expected to be ready by Sept. 1. It will contain 221 offices, a gymnasium and Turkish bath.

The new development is part of the $4,000,000 building program which will include eight sound stages as well as property structures and wardrobe buildings.

Educational Signs Machamer

Jefferson Machamer, writer and artist, has been signed by Educational for a group of four two-reel comedies

(*Continued on page 8*)

The Chatty Side

Chicago, May 31. — The largest group of studio executives ever to attend a 20th Century-Fox convention is at hand. Not only Darryl Zanuck and his executive assistant, William Goetz, and Studio Publicity Manager Harry Brand, but Col. Jason Joy, Sol Wurtzel, and William Dover came in for the sessions. Joe Moskowitz, who has been on the coast, flew in with the studio delegation, while Joe Pincus joined him in Chicago, planing it from New York Wednesday night. Irving Berlin, who will make two pictures, also was on hand, going there on the convention train, while Irving Caesar came on from the coast.

+

Just before boarding the train Harvey Day, Terrytoon representative and self-appointed choir master, appeared with a copy of a song book entitled: "Songs My Mother Sang." He hoped to lead a sextette including Charles E. McCarthy, Bill Kupper, Bill Sussman, Harry Buxbaum, Felix Jenkins and Roger Ferri. On the trip to Chicago for Clark's district managers' meeting last February this sextette, with Day leading, sang its way right up to breakfast at the Englewood station.

+

Harry Ballance, southern district manager, started something when he bought his own plane. Three years ago no one in the sales force would venture in a plane. Today seven district and branch managers and salesmen own their own planes. Practically all of the travel done by District Managers Ballance, Ward Scott, Tom Bailey, Edgar Moss, Herman Wobber,, George Roberts and Phil Longdon is now via airplanes.

+

Statistically inclined O'Loghlin, who still has his brogue although the nearest he ever got to Ireland, was the St. John branch, estimates that 37 nationalities and 11 dialects were represented on the convention train. Incidentally, O'Loghlin vied with Lew Lehr, Movietone News' funny man, in story-telling. Every once in a while Joe Lee stepped in with a story, but it proved an antique, so he finally gave it up.

+

Quite collegiate is the 20th Century-Fox crowd. Graduates of Harvard, Yale, Pennsylvania, Penn State, Virginia, Michigan, Illinois, Stanford, Colby, Brown, Duke and Georgia Tech. From "the college of hard knocks" there was a bigger delegation. There are 23 men at this convention who had rounded out 20 years service with the company, including Jack Sichelman, Irving Maas, I. J. Schmertz, and others.

+

In the ranks of those who attend the convention are many who enjoyed promotions during the past year, including Overseas Drive Leader C. V. Hake, who is assistant to Foreign Manager W. J. Hutchinson; Charlotte Manager Phil Longdon, Salesmen Feloney, Gold, Simons, Dare, Norris, Naegel, McClure, Pabst, and Wyse. They all were formerly bookers.

+

Domestic Kent Drive Leader William C. Gehring glad-handed at the drive headquarters at the Congress. Truman Talley staged an opposition hang-out on the floor above, with Ed Sullivan and Jimmy Fidler being introduced around. Incidentally, the first views of these two commentators' contributions to Movietone News were exhibited at the convention. Laurence Stallings, Ed Thorgerson and Lowell Thomas, other commentators, helped keep the boys up all night on the trip west.

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Dan Houlihan, Albany; Matt Simons, Boston; Ira Sichelman, Washington; Art McManus, St. Louis; Ed Tucker, Atlanta; Mark Sheridan, Memphis; G. M. Westergren, San Francisco; Elmer Youngs, Los Angeles; Carl Blasius, Salt Lake City; Abe Blumstein, New York, Herschel Fox, Portland, and Al Truel, Philadelphia, are here on their first sales convention.

+

This is the third sales convention held within one month by 20th Century-Fox. Three weeks ago the first European convention the company ever held was staged at the George V Hotel in Paris. Two weeks ago the British organization held its confab in London. Both were attended by Joseph M. Schenck, Sidney R. Kent and Walter J. Hutchinson.

+

Proudest man on the train was Canadian District Manager, J. P. O'Loghlin. For the first time in the history of the company his Dominion division paced the rest of the organization in amount of revenue secured so far this season. Edgar Moss was made unhappy by this knowledge, for up until a few weeks ago his district was on top.

+

Every district and divisional head of theatres affiliates of the company is attending. Among them were Spyros Skouras, George Skouras, Charles Skouras, Arch Bowles, Harold J. Fitzgerald, Elmer Rhoden, Rick Ricketson, Ed Shanberg, Al Finkelstein, Leo McCarthy and H. E. Jameyson, as well as Lon Cox and H. A. McClure.

+

As the New York special stopped at Syracuse for 30 minutes, where the mayor, the fire department and city officials extended official greetings, Lew Lehr made a speech announcing his candidacy for President on the platform of the Dribblepuss Party. It amused the Syracuse town folks no end.

+

Joe Schenck and Sidney Kent arrived from New York Saturday; Darryl Zanuck from the coast, ditto Joe Moskowitz and Harry Brand, the new Dionne "quin" deal behind them, used the air lanes from Toronto.

+

Phil Longdon, Charlotte manager who was recently promoted to that post from a Florida salesmanship, is issuing a sweeping challenge for 1936-37, insisting that office will continue prize collections indefinitely and defying other branches "to stop us."

+

John D. Clark will distribute checks for prizes covering a number of competitions held during the 1935-36 season, including last year's Kent Drive. Bulk of the money is to go to Southern branches, who again came out as champions.

+

The heavyweight brigade came from Des Moines. The combined weight of Stanley Mayer's Des Moines delegation—Harold Gottlieb, Abe Riegelman, E. R. O'Neil, Eddie Canty and Gordon Halloran—1,128 pounds, an average of 188 pounds each.

+

Keith Goldsmith of Albany was another salesman who had been ailing for some time, but he, too, is his healthy self again, although he has lost poundage. Ben Dare doubled up in covering his and Goldsmith's zone for several months.

+

For years the home office boys have been trying to guess Nat Finkler's age. The other day he revealed the fact that he has been with the company about 25 years and since then the boys have started figuring all over again.

+

Walter H. Cree, San Francisco salesman, never looked better. He missed the last two conventions because of illness. However, he has thoroughly recovered and has resumed coverage of his zone.

+

Herndon Edmond, Seattle manager, came to Chicago from Baltimore. He spent several days in that latter city, his home, and former stamping ground when he was selling out of the Washington branch.

+

Buffalo Manager Sidney Samson joined the delegation at Syracuse, N. Y. last night. The Cleveland, Cincinnati, Detroit and Toronto delegations went straight from those cities to Chicago.

+

Feminine workers are represented by Bookers Florence Patke of St. Louis and Mrs. Sarah Young of Washington and Hattie Gray Baker, censorship department head.

+

Ira Cohn, Pittsburgh, can claim a record. This season he sold contracts to all but one possibility in his entire territory. Lester Sturm's Detroit did the second best job.

+

George Stanton, passenger agent of the New York Central, accompanied the delegates on the special train to Chicago and will return with the delegation Tuesday.

+

Edgar Moss telling the world that he, too, is now a grandfather. The father is none other than J. Howard Smith, one of the Philadelphia bookers.

+

Sam Wheeler, Washington salesman, found Chicago much too hot last year—too hot to sport a mustache, so he shaved it off before entraining!

+

Most cosmopolitan personnel is at Eddie Callahan's Boston branch. No less than 12 different nationalities are represented on the Hub payroll.

+

The coast executives are believed to be planning a late Saturday departure for Hollywood.

+

Herman Wobber, coast district manager, zig-zagged his way across the country.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Road to Glory"

(Twentieth Century-Fox)

Hollywood, May 31.—While this is primarily concerned with the record of one French regiment in the World War, it also portrays vividly the personal story of several individuals, blending the whole into a drama of stark realism.

Fredric March, Warner Baxter, Lionel Barrymore, June Lang and Gregory Ratoff, while appearing constantly in the foreground, are nevertheless merely pawns, the main interest centering on the tragic plight of the entire 39th as it performs its day-after-day duty of holding down the hottest sector on the western front. March, as a replacement lieutenant, is first amazed at what he believes to be unnecessarily heavy casualties suffered by the troops under command of Baxter. When his own regiment moves up and he learns of the hazards which are encountered he apologizes to Baxter and settles down to steady soldiering.

Behind the lines, March and Baxter both fall in love with June Lang, a war nurse. Their separate suits and Miss Lang's return of March's affection are played with deep sincerity. The cross currents naturally result in conflict. Lionel Barrymore enters upon the scene as a private. He is the father of Baxter, who has tried unsuccessfully to send him to the rear. His presence in the group adds to the complications of the central characters. Eventually, both Barrymore and Baxter die heroically during a big drive and March is left to carry on the traditions of the regiment.

This, briefly, is the simple story which director Howard Hawks uses principally as a background for the battle scenes, which are superbly done. Some comedy creeps in occasionally, usually delivered by the antics of Ratoff, who, at the same time, gives an authoritative portrayal of a typical French poilu. John Qualen, Victor Killian and Theodore Von Eltz stand out in the supporting cast. The screen play of Joel Sayre and William Faulkner is potent and sympathetic. Nunnally Johnson's production is effectively, and tastefully, realistic in picturing the horrors of war.

With the current war interest to spur attention, this should show highly satisfactory returns.

Production Code Seal, No. 2,104. Running time, 100 minutes. "G."

Kennedy Seen Behind Zukor As Studio Top

(Continued from page 1)

to elect him to the presidency of the production subsidiary. Although the election was deferred, Zukor was given the production administrative assignment by the board at the time.

Kennedy's formal report on studio matters is not expected for approximately another 10 days, at which time a special meeting of the parent company's board will be called to receive it. A digest of the report may be prepared for use at the company's annual meeting of stockholders, June 16.

20th-Fox Convention Lists Stars, Films

(Continued from page 6)

to be distributed by Twentieth Century-Fox. They will be known as "Gags and Gals Pictures."

Changes Three Titles

Hollywood, May 31. — Twentieth Century-Fox has shifted the titles of three pictures. "Mercy Killer" has been changed to "The Crime of Dr. Forbes," "Public Nuisance No. 1" to "Pepper" and "Dimples" to "The Bowery Princess." "See America First" has been set as the title of the third of the series of feature comedies on the Jones Family.

Praskins Gets Contract

Hollywood, May 31. — Leonard Praskins, writer, has been given a one-year contract by Twentieth Century-Fox. Recent cast assignments include: Robert Warwick in "Charlie Chan at the Race Track," J. Howard Bromberg in "The Holy Lie" and Betty Jane Hainey in "The Bowery Princess."

Ceasar and Schwartz to East

Hollywood, May 31.—Irving Ceasar and Arthur Schwartz, having completed their song writing assignments for Twentieth Century-Fox, have left for New York.

Composer Is Signed

Hollywood, May 31.—Alexis Archangelsky, composer, arranger and musical director, has been signed to a year's contract by Twentieth Century-Fox. Archangelsky was brought to Hollywood some months ago for one film, "Sins of Man."

Cooper to 20th-Fox

Hollywood, May 31. — Willis Cooper, radio continuity writer who does the "Flying Tim" and "Lights Out" programs for NBC, has been signed to a term writing contract by Twentieth Century-Fox. Cooper's work came to the attention of Darryl F. Zanuck, who heard the programs while riding in his car.

Last Atherton in Work

Hollywood, May 31. — When George O'Brien finishes "Border Patrolman" this week, the last picture to carry the Atherton Prod. trade mark will have been made. Sol Lesser, who produced the O'Briens under that name for many years, will hereafter make all his pictures under the Principal Prod. banner.

Warner Net in Jump For 29-Week Period

(Continued from page 1)

resented $703,627.41 discount realized on redemption of optional six per cent convertible debentures and bonds of subsidiary companies and $309,484.05 adjustments of Federal income tax liability to and including the fiscal year ending Aug. 31, 1929. There was charged to deficit account $303,725.28, representing $120,000 as provision for flood losses—estimated total property damage; $25,600 provision for Federal income taxes on discount arising from purchase of debentures and bonds of subsidiaries during the period; $158,125.28 loss on disposal of capital assets and cancellation of leases. The deficit account now stands at $14,961,309.96.

The consolidated balance sheet as of Feb. 29 shows total assets of $21,433,045.34, including cash of $3,575,491.30. Current liabilities totaled $16,058,519.97.

Warners Set in Detroit

A. W. Smith, Jr., eastern and Canadian sales manager for Warners, has concluded negotiations with George W. Trendle of United Detroit Theatres whereby all Warner-First National product next season will be played in 12 first runs in Detroit. Fred North, Central district manager for Warners, assisted Smith in the deal.

The theatres involved are the Michigan, United Artists, State, Fisher, Riveria, Annex, Alger, Madison, Ramona, Regent, Rosedale and Birmingham.

New Building Program Set

Hollywood, May 31.—J. L. Warner today described the extensive building program of his company, which calls for the construction of a five-story office building, a complete laboratory, a 1,000-seat theatre, a new makeup department and two more sound stages. Warner stated that when completed the Burbank plant will be the largest of its kind in the world.

It was also stated that the company has acquired a 500-acre ranch site south of Calabas for use in the shooting of outdoor scenes.

Winn Out; Blank Successor

Chicago, May 31.—James Winn has resigned as district manager for Warners to assume a similar post with Grand National.

Gradwell L. Sears, western sales manager for Warners, on Friday appointed Leo Blank district manager, succeeding James Winn, resigned. Blank, who was Chicago branch manager, is succeeded in that post by Tom Gillian, his assistant.

See Theatres Hit by Reported Ohio Levy

(Continued from page 1)

Pennsylvania legislature, calling for a tax of one and one-half cents a foot on all film examed by the official state censor.

The distribution heads declared that there is a clause in every contract with exhibitors which provides that any tax instituted after the date of the signing of the contract must be borne by the exhibitor, and not the distributor.

William Fox Files Bankruptcy Action

(Continued from page 1)

cisco, in which a judgment of $210,000 is asked of the former film executive.

The Capital Co. won a judgment of $297,000 from Fox about a year ago and since has been engaged in considerable supplementary action in an effort to collect it. The judgment actions are based on Fox's guaranty of defaulted leases on the San Francisco theatre which were entered into in January, 1927, and run to Dec. 31, 1951, at an annual rental of $235,000. The total rent which will become due under the lease amounts to $6,250,000. The new action is for rent alleged to be due on the property from the time the first judgment was obtained up to the present.

Samuel B. Stewart, attorney for the Capital Co., said that his client's actions now would be transferred to the bankruptcy court at Camden and that proofs of claim on both the judgment already received and the unpaid rent sought in the new action would be filed with the bankruptcy trustee there at once.

Sabath Para. Probe Resuming This Week

(Continued from page 1)

the Paramount study of the committee.

Steuer said over the week-end that he expected to decide today whether or not there is any inconsistency in his position as counsel for the committee in its investigation of Paramount affairs while he is counsel for a defendant in an action brought by the Paramount Publix trustees against former officers, directors and financial associates of the company. There were advance indications within the committee, although not corroborated by Steuer, that he would remain as counsel to the committee without taking part in its investigation of Paramount.

Garsson said that Meyer Kraushaar, former attorney for the committee, would serve as its counsel if the resumed Paramount hearings got under way before Steuer had made a decision.

Rappaports Lose Jewels

Baltimore, May 31. — Isador M. Rappaport, proprietor of the Hippodrome, and his wife have lost jewels insured for $8,000 including three diamond bracelets, two diamond rings and a diamond pin. All were in a case which had been placed in the pocket of one of Rappaport's coats.

De Mille Addresses Club

Providence, May 31.—William de Mille addressed the Elmwood Woman's Club here, contrasting the new and old order in Hollywood.

Flash Previews

"A Woman Alone"—A British production, the work of Garrett Klement Pictures, Ltd., this has Anna Sten in a Russian story of romance between a peasant girl and an army officer.

"Broken Blossoms"—Another from London—this time from Twickenham—tells of the affection of a Chinese for a mistreated girl of the slums.

These films will be reviewed in full in a coming issue of Motion Picture Daily.

Para. Balance for Quarter $718,921

(Continued from page 1)

tables. That amount of the reserve, therefore, was credited to the operations of the quarter reported on. The $718,921 balance for the first three months of the year has been transferred to surplus.

Operating earnings after applying the $800,000 reserve for the quarter amounted to $1,058,627. Earnings after the inclusion of $174,749 in dividends from non-consolidated subsidiaries and $21,766 for foreign exchange adjustments amounted to $1,255,143. Interest on the company's debentures for the quarter amounted to $392,544 and estimated Federal income taxes are $143,677, leaving a balance of $718,921, transferred to surplus.

The statement reports that Paramount's net interest as a stockholder in the combined undistributed earnings of partially owned companies for the quarter, amounted to approximately $480,000, available to Paramount if, when and to the extent that dividends are declared by such companies. The companies referred to are understood to be partially owned Paramount theatre companies.

Ostrer Supervision 'Titular'—Bernerd

(Continued from page 1)

here in America; and the other half in England. This is to be my policy from now on.

"I shall return to London at the end of August for conferences and a survey of conditions, and shall then return here. The United States is too important a market to be served from long distance. Hence my decision to spend at least half my time here.

"There are no changes in the sales setup planned either here or abroad."

Wall Street

Substantial Gains on Board

	High	Low	Close	Net Change
Columbia, pfd	42½	42½	42½	.....
Consolidated	4⅞	4⅞	4⅞	— ¼
Consolidated, pfd.	17	17	17	.....
Eastman	161½	161½	161½	+1
Loew's, Inc.	46⅞	46¼	46¼	— ¾
Loew's, Inc., pfd.	107¾	107¾	107¾	....
Paramount	8	7¾	8	+ ¼
Paramount 1 pfd.	63½	62⅜	63½	+1¼
Paramount 2 pfd.	9	8⅝	9	+ ¼
Pathe Film	7⅝	7⅜	7⅜	— ⅛
RKO	6	5⅞	5⅞	.....
20th Century-Fox.	23½	23	23	— ¾
20th Century, pfd.	33¼	33	33	— ½
Universal, pfd ...	101½	100	101½	+1¾
Warner Bros.	9¾	9⅝	9⅝	.....

Technicolor Up ⅞ on Curb

	High	Low	Close	Net Change
Sonotone	2¾	2⅝	2¾	.....
Technicolor	30	29⅛	30	+ ⅞
Trans-Lux	4½	4⅜	4⅜	.....

RKO Bonds Drop 3 Points

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ..	24	24	24	.....
General Theatre Equip. 6s '40 ctf	24¼	24	24	.....
Loew's 6s '41 ww deb rights	97½	97¼	97¼	— ¼
Paramount Pict. 6s '55	87	85¼	87	+1⅜
RKO 6s '41 pp....	66¾	64½	65	—3
Warner Bros. 6s '39 wd	91⅞	91½	91¾	— ½

(Quotations at close of May 29)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

'OL. 39. NO. 129 NEW YORK, TUESDAY, JUNE 2, 1936 TEN CENTS

20th-Fox Has 52 Stories in Work--Zanuck

Tells Convention Studio Is Ahead of Schedule

CHICAGO, June 1.—That stories for 2 of the company's 69 features for next season have been bought and writers assigned to their screen treatment so they can be fitted into the production schedule was one of the acts revealed to the Twentieth Century-Fox sales forces by Darryl F. Zanuck, production head.

Zanuck also told the conventioneers hat seven features had been finished, r nearly so, and that the company was ahead of schedule. He was the irst speaker at the afternoon session yesterday. He admitted that the death of Will Rogers was a box-office loss as well as a personal loss, and hat he had been in a "tough spot."

"We are not an organization that lives or dies on one picture," he continued. "We are one of the two greatest companies in Hollywood."

In discussing the recent Screen Writers' Guild upheaval and its demands for a closed shop, he said that some of the writers had stuck with he company and that the guild is now a dead issue.

Zanuck tossed a bouquet in S. R. Kent's direction by saying: "I am amazed at the strength of our dis-

(Continued on page 6)

58 in 1, 42 in 2 Reels for 20th-Fox

CHICAGO, June 1.—Twentieth Century-Fox's short subject lineup next season will include 42 two-reel comedies and 58 one-reelers, aside from 104 issues of Fox Movietone News. Educational will, as usual, furnish the entire program of two-reel comedies, while Educational and Fox Movietone will both contribute to the one-

(Continued on page 7)

Paramount's Sales Heads Go Tomorrow

Paramount's home office delegation to the sales convention to be held in Chicago June 5-6 will leave New York Wednesday by train. It will be headed by Neil F. Agnew.

Others in the party will be: J. J. Unger, Charles Reagan, R. M. Gillham, Don Velde, Herman Lorber, Arthur Dunne, Jack Roper, Fred LeRoy and G.B.J. Frawley. Milton Ku-

(Continued on page 7)

Allied Convention to Open At Cleveland Tomorrow

CLEVELAND, June 1.—Cleveland is set for the Allied convention which opens at the Hollenden Wednesday and concludes Friday afternoon. The hotel today reported 250 reservations. What with local exhibitors and others looking in, total attendance of between 500 and 600 is being forecast.

The meeting of the Allied board originally scheduled for Tuesday has been postponed to Wednesday morning. The change was made because some of the Allied leaders could not be here on Tuesday.

In addition to a program of business and entertainment for the delegates, a complete program has been arranged for the women. This includes special tours of interest, a dinner-dance at the Mayfair Casino, a luncheon given by the Variety Club with its feminine contingent as hostesses and a golf match.

A last minute announcement of interest is that William M. James of Columbus, former exhibitor and for nine successive years president of the state exhibitor organization, has accepted an invitation to act as toastmaster at the banquet.

Local independent exhibitors have

(Continued on page 15)

U.A. Meet on Coast June 30, July 1-2

United Artists' sales convention will be held in Hollywood June 30 and July 1 and 2. The meeting place has not been decided as yet. Home office executives, district and branch managers and representatives of producers will attend. Canadian representatives also will be present.

A special train will leave New York June 26 with the home office contingent and will pick others on the way across the country, reaching the coast June 29.

The home office contingent will include George J. Schaefer, Harry D.

(Continued on page 7)

Groups Leaving for Republic Meetings

Members of the executive, sales and distribution staffs of Republic Pictures Corp. are converging on Chicago where the company's annual convention will be held for three days at the Hotel Drake starting next Thursday. The first two days will be devoted to general sessions while Saturday will be given over entirely to sectional meetings.

Edward M. Finney, advertising and publicity head; John S. Harrington, in charge of accessories and prints,

(Continued on page 7)

Selznicks Retitle

Hollywood, June 1.—The David O. Selznicks have given their 10-day-old son the name of Daniel Mayer Selznick and at the same time changed the name of his three-year-old brother from Geoffrey to Louis David in honor of his paternal grandparent.

Sabath Probe To Resume Its Para. Studies

The Sabath Congressional committee will resume its study of the Paramount reorganization and the company's current status in open hearings scheduled to get under way Thursday in Washington. The hearing was arranged following several hours of questioning of John E. Otterson, Paramount president, in a closed session at the committee's headquarters here yesterday.

Numerous directors and officers of Paramount are being subpoenaed for the Washington hearing, among them Otterson, John D. Hertz, Edwin Weisl, Floyd B. Odlum, H. A. Fortington and S. A. Lynch. Several bankruptcies in addition to Paramount's are on the committee's schedule beginning tomorrow, with that company being reached the day following. In all likelihood the hearings will continue for several days as the House marks time while the Senate

(Continued on page 16)

Lustberg Opening Argentine Studio

BUENOS AIRES, June 1.—Jack Lustberg, Argentine representative for RCA Victor and distributor of Liberty Pictures, is opening a sound film studio here under the name of Fotofono Argentina.

Lustberg is now preparing his first Argentine independent production, with shooting scheduled to start about the end of June.

The Argentine industry has an ambitious plan for 30 features next year and a contingent bill is now before the Senate for study.

New Contract Form Is Asked By Kuykendall

Seeks Condensed Version Of 1932 NRA Pacts

A short form of standard exhibition contract, based entirely on the condensed optional standard license agreement of 1933 specified in the NRA code for the industry, was submitted to national distributors yesterday by the M. P. T. O. A. with a recommendation for its adoption for immediate use in deals with members of that organization and any other exhibitors preferring a simplified contract form.

Ed Kuykendall, M. P. T. O. A. president, said in a letter accompanying copies of the short contract form, that the 1933 optional agreement was being recommended in response to requests from "several distributors" for a definite plan or proposal for such a contract form as sought in the M. P. T. O. A.'s current 10-point trade practice program. Kuykendall points out that "long and tedious" negotiations would be required to revise the contracts now in use, but that the pact suggested could be adopted and placed in use without delay.

His letter states that "in effect, this form of exhibition contract was approved by over 9,000 exhibitors who filed written assents to the code with the Code Authority." He adds that

(Continued on page 16)

Fox Held Liable on Claim for Million

William Fox was held liable for a $1,000,000 judgment in favor of the Chicago Title & Trust Co. in a final report filed with the N. Y. Supreme Court yesterday by Referee Sol Stroock. The report held, however, that Fox is entitled to a judgment in a like amount from Fox Theatres Corp.

Fox's liability arises from a personal

(Continued on page 16)

Rogers Fund Total May Reach $300,000

The total of collections for the Will Rogers Memorial Fund, which completed its week's drive last week, is expected to reach $300,000, it was estimated yesterday by the fund committee on the basis of incomplete returns from independents and circuits. An earlier estimate had placed the to-

(Continued on page 7)

MOTION PICTURE
DAILY

(Registered U. S. Patent Office)

Vol. 39 June 2, 1936 No. 129

Martin Quigley
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

FWC-Tally-Corbar Case to Be Reheard

Los Angeles, June 1.—The Fox West Coast bankruptcy case will be reopened under a judgment handed down today by the U. S. Circuit Court of Appeals in San Francisco granting to T. L. Tally and Corbar Corp. a rehearing in the case. The court's decision overruled that of Judge James Alger Fee of Oregon who denied a rehearing.

The rehearing, which is scheduled for some time in October—probably at Los Angeles—will be under the jurisdiction of the Federal District Court.

Postpone Club Luncheon

The first of the series of "Table of Esteem" luncheons planned by the Cinema Club, with Will Hays as the initial guest of honor, has been postponed until June 9. At the following luncheons figures prominent in the fields of radio, finance and politics will be guests.

Mayer, Strickling West

Hollywood, June 1.—Louis B. Mayer arrived here by plane today. Howard Strickling got in on the night train.

Philadelphia Spots Talk Sunday Closing

Philadelphia, June 1.—A survey of the local field indicates that sentiment is favorable to Sunday closing for the summer among the smaller independent exhibitors. With the coming of warm weather grosses have fallen off in all spots except the most densely populated and many exhibitors believe that the extra playing day is not returning its share of the overhead.

Summer weather has started earlier than usual in this territory and most Sundays have been particularly favored by the temperature. The result is that the seashore resorts got off to a good start, but local theatre patronage has suffered.

There will probably be little change in the situation as far as the first runs are concerned. The Earle, a stage show house, has already stopped its Sunday shows. The others, however, probably will continue, depending on the out-of-town trade. The Aldine, dropped for the season by United Artists, is still continuing under straight Warner management, but may close later for the summer.

Roxy-G. B. Deal for Product Is Approved

Judge Caffey in Federal court yesterday signed an order approving an agreement made on May 26 between Howard S. Cullman, trustee of the Roxy, and G.B., whereby the latter agrees to supply the Roxy with 24 features during the year beginning Aug. 1, 1936, which Gaumont British, Ltd., of England authorizes for release in the United States.

The order noted that Cullman had agreed to spend at least $2,500 per week on the advertising of each of the G.B. features, which will be first runs in the New York metropolitan area.

Capitol Gets $7,000

"Three Wise Guys" at the Capitol garnered $7,000, a new low for the theatre.

"It's Love Again" last Saturday netted about $10,600 at the Roxy, the largest Saturday's gross under the present management. The first four days of "The King Steps Out" took in around $65,000 at the Music Hall and is being held a second week.

M. H. Leading League

Games played in the M. P. Baseball League during the past week resulted as follows: RKO, 10—Loew's-M-G-M, 9; Music Hall, 16—United Artists, 1; Consolidated, 9—NBC, 8; Columbia, 11—RKO, 3. The Music Hall Team is still leading the league.

Draw Fox Realty Bonds

Fox Film Realty Corp. six per cent sinking fund gold bonds due Jan. 1, 1942, in the amount of $8,800 have been drawn for redemption for the sinking fund, July 1, 1936, at 101½ per cent of their principal amount. Halsey, Stuart & Co. is agent.

Lyons, Madden Combine

The Lyons Agency, artists' representatives, has joined forces with the Richard Madden Play Co. Margaret Linley, formerly with the Theatre Guild as casting director, has resigned from her post and joined the Lyons Agency in a similar capacity.

Film Cases Figure In High Court List

By BERTRAM F. LINZ

Washington, June 1.—Ruling on several cases of interest to the film industry, the U. S. Supreme Court today concluded its work for the 1935-36 term and adjourned until next October.

The court granted a petition of the Southeastern Express Co. for review of a decision of the South Carolina courts holding it liable to the Pastime Amusement Co., Charleston exhibitor, for failure to make prompt delivery of films, and will hear the case in the fall.

The case involves the liability of the carrier for damages resulting from the interruption of business due to the former's neglect to make prompt delivery of films entrusted to its care by distributors in Jacksonville. The films were sent to Charlotte, N. C., by mistake, leaving the theatre without product for several days, forcing it to close. The state courts had awarded damages of $1,500.

The court dismissed for want of jurisdiction the appeal of Thomas J. Parker, administrator, against James Grainger, Inc., and the Tanner Motor Livery for damages arising out of the death of Kenneth H. Hawks and others in a plane collision near Santa Monica in 1930 during the making of a Fox film.

Review of a decision of the N. Y. Supreme Court holding valid the imposition of the state income tax on income from patents and copyrights, sought by Elmer Rice, playwright, was refused by the court.

Personal Firms Hit In Senate Tax Bill

Washington, June 1.—Rates ranging up to 53 per cent are to be applied against personal holding companies under the draft of the tax bill prepared by the Senate Finance Committee, it was disclosed tonight as the committee prepared to submit the measure to the Senate for debate tomorrow.

The taxes would be in addition to the regular corporation taxes and would run from 13 per cent of the undistributed adjusted net income not in excess of $2,000 to 53 per cent of the amount in excess of $1,000,000.

Film and other corporations engaged in business would be subject to taxes ranging from 15½ per cent on incomes not in excess of $2,000 to 18 per cent on incomes in excess of $40,000, plus a surtax of seven per cent on undistributed net income.

GTE Hearing Wednesday

Wilmington, June 1.—An adjourned hearing on decree of the sale of assets of General Theatres Equipment, Inc., has been set down for Wednesday in Chancery Court here. Assets were sold to the reorganization committee of the corporation recently for $4,039,000. U. S. Senator Danield O. Hastings is receiver for the estate.

Boettiger Coming Back

Hollywood, June 1.—John Boettiger, who has been on assignment in the Hays office here, has completed his detail and will entrain for New York tomorrow morning.

Employment Pacts Upheld on Appeal

Albany, June 1.—The validity of executive employment contracts was upheld by the Court of Appeals in a decision handed down here today which has widespread significance in the film industry.

The state's high court held in the case of Abbott vs. Stern that while officers of a corporation holding employment contracts can be removed from their powers at will by the board of directors officers so removed have a cause of action for damages under their contracts. Three of the four judges concurred in the opinion.

The Court of Appeals decision on employment contracts is held by attorneys here to have a special significance at the moment in connection with the settlement of several employment contracts of former officers of Paramount, who filed claims against the company in its bankruptcy proceedings for the unexpired terms of their contracts. Among these was Sam Katz, whose claim for $265,000 was contested by counsel for the Paramount trustees on the ground that the board of directors had the right to terminate employment contracts at will.

Sam Spring, attorney for Katz, said that decision obligates the Federal courts, in which the claim was filed, to follow the state law in cases in kind.

Legion Approves All Of 14 New Picture

All of the total of 14 new picture reviewed and classified by the National Legion of Decency in its lis for the current week were approve as unobjectionable either for genera patronage or adults. Eight were i the first group and six in the second The new films and their classification follow:

Class A-1, Unobjectionable fo General Patronage—"The Last of th Warrens," "Love Begins at 20," "Th Mine with the Iron Door," "Nobody Fool," "Rio Grande Romance, "Rogue of the Range," "Three of Kind," "Trouble for Two." Cla A-2, Unobjectionable for Adults- "Bullets or Ballots," "The Case of tl Velvet Claws," "Human Cargo "The King Steps Out," "Reckle Roads," "Reckless Way."

A. T. & T. Films Up For F. C. C. Hearin

Washington, June 1.—"Instit tional" films and "educational acti ties" of A. T. & T. will be studied the resumption of the Federal Co munications Commission probe tod The investigation has been in rec for several weeks.

Witnesses will be E. S. Wils A. T. & T. vice-president in charge public relations; R. E. Marburg vice-president of the Ohio Bell Te phone Co. in charge of public relatio and J. M. Hamilton, A. T. & T. dir tor in charge of the film bureau.

"Ziegfeld" Dates 201

Twenty-two new roadshow d have been set by M-G-M on " Great Ziegfeld," bringing the total date up to 201.

Flash!

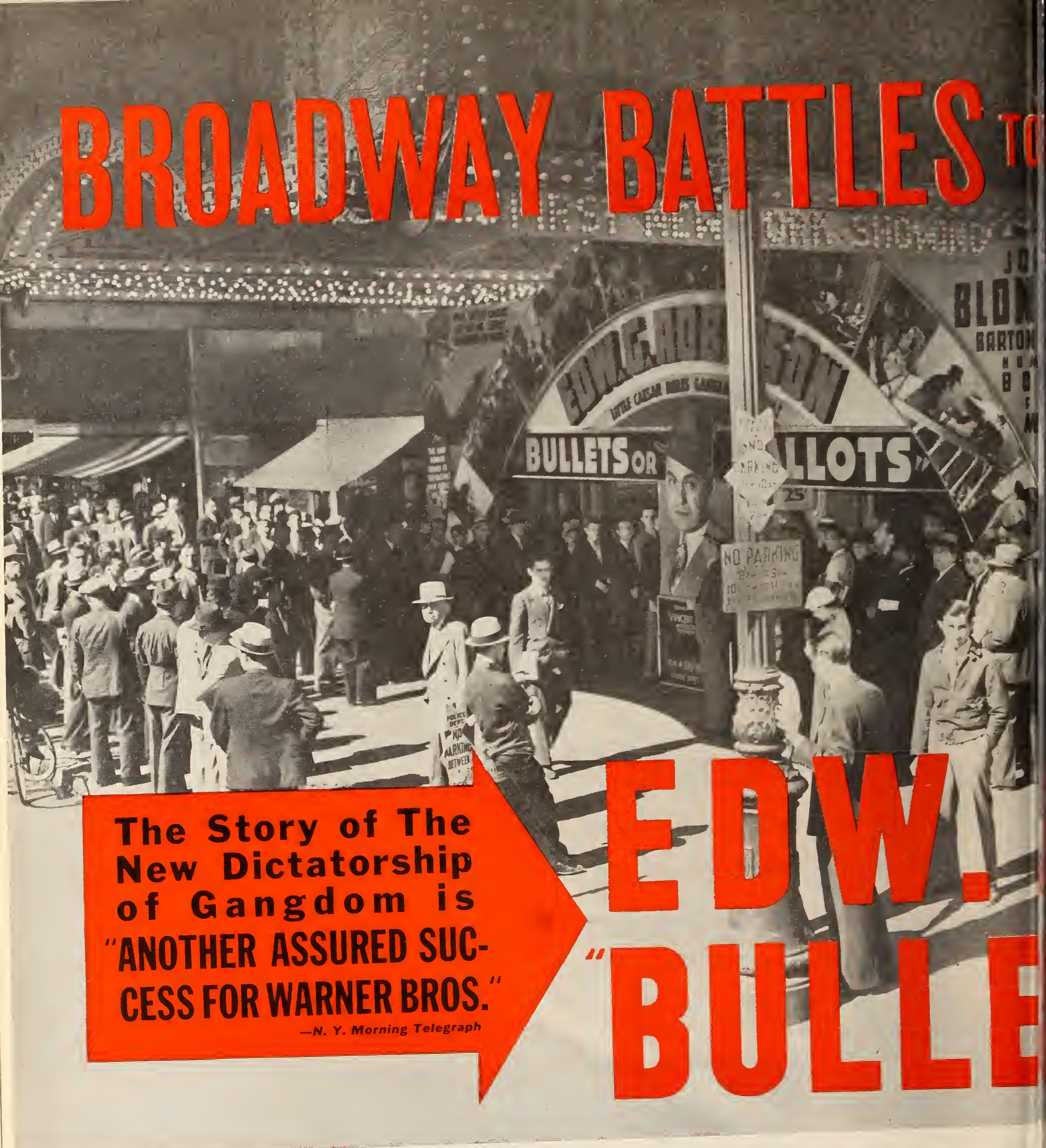
THE NEW UNIVERSAL HAS SIGNED

JEROME KERN

Mr. Kern wrote the deathless melodies of "Show Boat." He also composed: "Smoke Gets In Your Eyes" and other "Roberta" hits; "Music In The Air," "Sunny," "Sally", and numerous other musical shows.

FULL SPEED AHEAD WITH
THE NEW UNIVERSAL!

BROADWAY BATTLES TO


EDW. G. ROBINSON
LITTLE CAESAR RIDES AGAIN
BULLETS OR BALLOTS
JO
BLON
BARTON
NO PARKING
25¢
POLICE DEPT.
NO PARKING BETWEEN

The Story of The New Dictatorship of Gangdom is "ANOTHER ASSURED SUCCESS FOR WARNER BROS."

—N. Y. Morning Telegraph

EDW.

"BULLE

FAST FLASHES FROM FIRST REVIEWS

(More Later!)

"Hot as headlines in a midnight 'extra'!" . . . . N. Y. American

"Robinson at his best! Tensely thrilling!" . . . . N. Y. Journal

"Packs a thrill in every foot of film!" . . . N. Y. World-Telegram

"A knockout! Rousing, red-meat melodrama!" . . . N. Y. Mirror

JOAN BLOND

Humphrey Bo

Joseph King • Richard Purcell •

A First Na

EE"BULLETS OR BALLOTS"

*Jammed Mobs Join Critics Celebrating 'G-Men' Anniversary**

FIRST WEEK'S TAKE BIGGEST IN A YEAR AT N. Y. STRAND

Held Over, Of Course!

. ROBINSON

S OR BALLOTS"

L • Barton MacLane

rt • Frank McHugh

ge E. Stone • Joseph Crehan • Henry O'Neill

ure Directed by William Keighley

*** 'FRISCO'S JUST JOINED IN THE SPORT WITH BIGGER OPENING DAY THAN 'G-MEN'!**

And the fun's just started! Boston's rarin' to go June 4, Memphis and St. Louis June 5, Detroit June 12, Dallas June 13, etc., etc.

20th-Fox Has 52 Stories in Work--Zanuck

(*Continued from page 1*)

tribution organization. I have been with three companies, but ours is the greatest. When I have asked for more money for pictures Joseph M. Schenck and Kent have upped the figures. They want product."

He introduced his assistants, William Dover, William Goetz, Jason Joy, and Sol Wurtzel. He also praised Nunnally Johnson, Raymond Griffith, Kenneth MacGowan, Buddy DeSylva and Gene Markey, and predicted that stars who would go places would be Simone Simon, Michael Whalen, Robert Kent and Sonja Henie. He told the salesmen that he had already been offered $50,000 for a loan of Don Ameche for one picture by another company, although Ameche has appeared in only one film for Twentieth Century-Fox. He said he expected great things next year from Warner Baxter, Alice Fay, Loretta Young, Jean Hersholt and Tyrone Power, Jr., and remarked jestingly that Schenck's talent for poker made it possible for the company to borrow big names from other studios.

Lauds Kent

Zanuck said that Kent had pushed through this year as no one else ever had. If all John D. Clark's sales force were like Herman Wobber, whom he knew best, be said, they were the tops.

Clark opened the convention with an address of welcome, and was followed by W. J. Hutchinson who talked on foreign sales and predicted that the British sales total would be higher than ever before.

Sol Lesser told about three Zane Grey and three Harold Bell Wright stories he will make next season.

William Sussman discussed the need of following through on contracts. Earle W. Hammons, Educational president; Jack Skirball, sales manager, and William Clark went into detail on short subject plans, both from the production and sales standpoints.

W. J. Kupper, western division manager, accepted the eastern division's challenge in the sales drive.

McCarthy Talks Advertising

Charley E. McCarthy, director of advertising and publicity, opened the morning meeting with a talk about plans in his department for the coming year. McCarthy revealed that the advertising budget for newspapers and trade papers would be materially increased and said that present production tendencies warranted this increase.

Following McCarthy's talk, Harry Brand, west coast publicity chief, talked to the members and told them what the studio press department had in store. Arch Reeve of the home office talked about a new form of press book material and Earl W. Wingart told of the plans for newspaper and magazine publicity service on coming productions. Lee Balsly also told of plans for advertising accessories.

Following this, Herman Wobber, west coast district manager, told the sales force of the fine work the studios were doing. He praised Zanuck and other members of production forces and said that the salesmen could rely on the production end to deliver good pictures.

William C. Gehring, in charge of the S. R. Kent sales drive, then announced the prize winners in the last contest. Gehring, incidentally, was elected to head the S. R. Kent drive for the coming year. This drive will start Aug. 1.

No changes in sales policy were promised by Jack Sichelman and Nat Finkler.

Spyros Skouras, who was scheduled to speak was not in attendance.

The Fox Movietonews gang took the rostrum. Truman H. Talley, Laurence Stallings, Lew Lehr, Jimmie Fidler, Ed Thorgersen, Ed Sullivan and Lowell Thomas addressed the delegates in turn. Each told intimate details of his particular phase of the work in making up the Fox Movietonews and how the news was gathered. Talley and Thomas gave the more serious talks and told the members of the way in which the newsreel was compiled.

The session then adjourned for 15 minutes.

After the intermission Schenck revealed the manner in which the new Twentieth Century-Fox company was formed. His signing of Darryl Zanuck and the progress the company had made under Zanuck's leadership were told. He gave the inside workings of the merger plans and how they were effected and what they meant.

Kent Talks at Length

After Schenck's address, Kent took the platform and behind guarded doors, gave a complete picture of the company and its workings. He stressed the importance of the relationship that should exist between the production and the distribution departments and said that he hoped the cooperation that had existed in the past would continue.

Kent paid particular attention to the foreign sales meeting in Paris several weeks ago. He said that the International aspect of the business was greater than ever before and that special attention should be paid to the company's foreign product. He told of the five foreign pictures which the company would release, which were, or would be, made abroad and told of their relative importance.

One highlight of his speech was his discussion of how the sales convention in Paris was handled.

Following Kent's address the convention was adjourned and except for screenings and sales group sessions the convention meetings were at an end.

The New York contingent will leave tomorrow afternoon.

Fire to Cause No Delay

Chicago, June 1.—There will be no delay in the production schedule as a result of the week-end fire in the studio administration building, S. R. Kent told the Twentieth Century-Fox sales force here.

The fire caused no serious loss he said and the damage was mostly from water and will not exceed $10,000. No important records were destroyed, he stated.

Cash Prizes Awarded

Chicago, June 1.—Charlotte won first place in the short subject division in the Third Sidney R. Kent Drive, prizes for which were one of the features of the Twentieth Century-Fox convention which closed here tonight.

In the short classification, the winners were:

1.—Charlotte: Phil Longdon, manager.

2.—New Orleans: E. V. Landaiche, manager.

3.—Washington: Sam N. Wheeler, manager.

4.—Atlanta: Paul Wilson, manager.

Dividing the $5,000 offered by Sol Lesser, producer of action pictures for the company, were these:

1.—Minneapolis: Moe A. Levy,

(*Continued on page 7*)

On the Chatty Side

Chicago, June 1.—Following the Sunday morning session, which lasted until the middle of the afternoon, the Hollywood contingent left for the coast by chartered plane. On board were Darryl Zanuck, Joseph M. Schenck, Bill Dover, William Goetz, Sol Wurtzel and Sol Lesser.

✚

Bill Sussman was up at 6 o'clock Saturday morning, not to celebrate Decoration day but to polish up his initial convention speech. He said he was a bit nervous early in the morning, but by the time it came to deliver the address he was all over his anxiety and spoke like a veteran. The gang almost wore his arm out with handshaking and congratulations.

✚

The Fox Movietone News gang consisting of Truman Talley, Laurence Stallings, Lew Lehr, Ed Thorgerson, Jimmy Fidler and Lowell Thomas dropped over to the Palace theatre to see their co-worker, Ed Sullivan do his stuff on the stage.

✚

Assisting Eckhardt in welcoming and playing host to the visitors, were: A. M. Van Dyke, E. P. Grohe, H. Loeb, H. Goodamote, F. Sliter, M. Simon, Jack Eckhardt, H. Wise, G. Benson, F. Wagner and Selma Hackman, all of the local office.

✚

Original paintings used for posters on "Poor Little Rich Girl" and "The Road to Glory" were part of the display at the Gold Room entrance. Joseph Maturo, George Winfield, Fredric and Alec Luders made the originals.

✚

Clark Rodenbach, film editor of the *Chicago Daily News* was a convention visitor. He renewed acquaintances with a number of the delegates he hadn't seen for many years.

✚

Lowell Thomas said the radio audience was greater than that of the newsreel audience until Lew Lehr challenged him. The newsreel audience weekly is near the 40,000,000 mark, said Lehr.

✚

All delegates present were glad to hear of the business "Private Number" is doing at the Chicago. The picture did a very heavy weekend business.

✚

The news story which broke Saturday morning about William Fox filing suit for bankruptcy caused a great stir of interest among most of the delegates present.

✚

Col. Jason Joy, filled with enthusiasm over plans for the coming season, revealed that stories for 1937-38 product for the most part had been bought already.

✚

Sol Lesser's six action outdoor pictures will get a lot of contracts this coming season. Sol gave all the members of the sales staff a lapel watch and the boys are for him 100 per cent.

✚

Those who arrived early either attended the races at Hawthorne or went to the ball game. The cold weather gave the horseraces the bigger draw.

✚

Clyde Eckhardt attended his 21st convention. He missed one 22 years ago by joining the company three weeks after the meeting had been held.

✚

Ed Sullivan attended the convention piecemeal. He is appearing at the RKO Palace with a stage revue and attended meetings between shows.

✚

Charlie Blake, who wrote the story for "The Country Doctor" was a convention visitor. Charlie is on the *Chicago American.*

✚

Laurence Stallings' story telling drew a packed house after screenings. The tales he told about Hollywood in the old days were gems.

✚

No one was allowed to enter or leave the convention hall while Sidney Kent made his speech. Strict orders from the front.

✚

Much enthusiasm was displayed over "The Sins of Man." How to sell this picture is what the boys are trying to figure out.

✚

C. V. Hake of the foreign department was besieged by delegates who wanted to know all about the Japanese film business.

✚

B. & K. carried ads in all dailies welcoming the conventioneers. They also gave the men passes to all B. & K. theatres.

✚

Darryl Zanuck visited with his friend, Eddie Silverman of Essaness, until the wee small hours Friday night.

✚

Col. Spaggett's fine work in charge of all hotel arrangements won the sincere praise of the conventioneers.

✚

Herman Wobber made a hit with his peppy speech. He got rounds of applause several times.

✚

Roger Ferri made the rounds greeting the personnel. He knew all by their first names.

✚

Felix A. Jenkins made a tour of the hotel noon, renewing acquaintances.

✚

Joe Pincus spent part of his time interviewing potential talent.

20th-Fox Has 52 Stories in Work--Zanuck

(*Continued from page 6*)

manager; first prize, $1,500.

2.—Pittsburgh: Ira H. Cohn, manager.

3.—Salt Lake City; Charles L. Walker, manager.

4.—St. Louis: Ben Reingold, manager.

5.—Oklahoma City: Raymond A. Higdon, manager.

6.—Dallas: Herman R. Beiresdorf, manager.

7.—Des Moines: Stanley J. Mayer, manager.

In the ad sales department, winners were:

1.—Salt Lake City.

2.—Oklahoma City.

3.—Memphis: Tom W. Young, manager.

4.—Denver: R. James Morrison, manager.

5.—Des Moines.

Prizes in the S. R. Kent drive for the various exchanges resulted in the following classification:

1.—Atlanta.

2.—Charlotte.

3.—San Francisco: George H. Ballentine, manager.

4.—New Orleans.

As seen by the records, the southern offices were ahead in the ratings by a considerable margin. Western offices suffered this year from Will Rogers' death, as his pictures had given them considerable boost in years past.

As district manager of the Atlanta division, Harry Ballance won a special prize of a fine watch as a personal gift from Kent. In the foreign field, J. Steedman of Singapore was the winner of a similar prize and his award will be sent to him by C. V. Hake of the foreign department who accepted for Steedman.

Donlevy with Gaynor

Hollywood, June 1.—20th Century-Fox plans to team Janet Gaynor and Brian Donlevy in Miss Gaynor's next. No story has been decided upon.

Venable Resumes Work

Hollywood, June 1.—Evalyn Venable will have a lead in "The Holy Lie" at 20th Century-Fox, her first part since the birth of her child. Miss Venable is the wife of Hal Mohr, cameraman.

Henie Deal for Five Years

Hollywood, June 1.—Sonja Henie, Norwegian Olympic skating champion, holds a five year optional agreement with 20th Century-Fox. Her first will be "Peach Edition," a story by Mark Kelly. Paramount and several other studios had also been negotiating for her services.

DeSylva Has 3 to Go

Hollywood, June 1.—B. G. DeSylva, 20th Century-Fox producer, will vacation in Europe when he completes the three remaining pictures on his contract. He now has "Sing, Baby, Sing" in work and has scheduled "Ladies in Love" and "Sunbonnet Sue" for production early in July.

De Sylva told Motion Picture Daily that he will not consider a new contract until after his return.

Robinson Turns Instructor

Hollywood, June 1.—Bill Robinson has already started the picture education of Sonja Henie. He is instructing the skater in "truckin'." Miss Henie will eventually try the dance on skates.

"Ramona" Under Schedule

Hollywood, June 1.—The "Ramona" company stays for two weeks more on location. The company and crew of 300 worked through the holiday and Sunday. The first Technicolor film for 20th Century-Fox is well under schedule after three weeks of shooting.

Rogers Fund Total May Reach $300,000

(*Continued from page 1*)

tal at $250,000. The Music Hall here collected $3,863.

Among reports received at headquarters here was one from Pittsburgh's zone chairman, John H. Harris, which estimated a total of $15,000 for the drive. New Haven collections are expected to amount to $5,000, with $2,300 collected by first run houses alone. A $20,000 total is expected to be received from the state of Connecticut. Frank Drew, general chairman of the Cleveland area, reported that Loew's led the local circuits with a total of $4,000, with RKO houses reporting more than $3,000. The complete tabulation of collections will not be available for several days.

Paramount Sales Heads Go Tomorrow

(*Continued from page 1*)

sell, William Erbb and P. A. Block, eastern district managers, also will be in the party.

In addition to this group, the convention will be attended by Harry Goldstein, Oscar Morgan, Jack Dugger, J. E. Fontaine, R. C. LiBeau, Hugh Braly and M. H. Lewis, district managers, and Ben Blotcky and M. A. Milligan of Canada.

M-G-M Says Patent No Cause for Worry

Exhibitors throughout the country playing M-G-M product who have received letters from Ralph Gordon Fear, warning that the showing of this company's output constitutes an infringement of a patent developed by the engineer, have nothing to fear, according to J. Robert Rubin, head of M-G-M's legal department.

In his letters to theatre owners, Fear claims that the patent No. 1,891,225, dated Dec. 20, 1932, and dealing with an apparatus for driving film through projectors, is his. The notice orders exhibitors to cease exhibition of M-G-M films and make an accounting before June 8, 1938. Threats of action in Federal Courts are made as an alternative.

"M-G-M has a contract with Fear by which we have a right to use the machine," Rubin stated. "It was made at our studios." 2

"We believe the matter will be ironed out shortly," the head counsel of M-G-M declared. "I'm not greatly disturbed about it."

More Slogans

Hollywood, June 1.—Paul Snell, that demon publicity director for Pioneer, is coining slogans for Technicolor again.

Here are three of the latest:

Black and White—Harlem in a snowstorm.

Technicolor—A field of spring flowers.

Black and White—A julep without green mint.

Even the Gay White Way uses colored lights.

U.A. Meet on Coast June 30, July 1-2

(*Continued from page 1*)

Buckley, Arthur W. Kelly, Harry Gold, Paul Lazarus, Haskell Masters, Jack Schlaifer, Charles M. Steele, N. A. Thompson, Monroe W. Greenthal, Morris Helprin and Sam Cohen, Charles Stern, Ben Fish and Jack Goldhar will board the train while it is en route.

Producers' representatives at the convention will be James A. Mulvey for Samuel Goldwyn, Lowell Calvert for Selznick International, Emanuel Silverstone for Alexander Korda, John Flinn and Emil Jensen for Pickford-Lasky.

Maurice Silverstone, chairman and managing director in England and Europe, will also attend.

Producers' publicity representatives will sit in. They are: Jock Lawrence for Goldwyn, Russell Birdwell for Selznick, Lincoln Quarberg and Mark Larkin for Pickford-Lasky, Dan Thomas for Walter Wanger, Paul Snell for Pioneer, Sam B. Cohen for Reliance and Hal Sloane for Walt Disney.

Groups Leaving for Republic Meetings

(*Continued from page 1*)

and Al Adams left last night for the Windy City to make preliminary arrangements.

Leaving this evening at 6:30 are: W. Ray Johnston, president; E. H. Goldstein, vice-president; J. J. Milstein, general sales manager; Edward Schnitzer, eastern district manager; N. K. Loder, head of the contract department; Norton Richey, head of the foreign department; Jerry Kessler, director; L. E. Kalker, Republic's representative in the British Isles; J. W. Coffman, and Madeleine White, secretary to Johnston.

Republic and British Lion Set

Los Angeles, June 1.—Republic has arranged a five-year deal with British Lion for British distribution of all Republic pictures. The details of the contract were outlined by Nat Levine at a dinner tendered the company's studio executives over the weekend. Samuel Smith, chairman of the board of the English company, attended the affair.

The contract, which is reported to be a five-year optional deal, includes the current Republic program of 32 features.

Levine leaves either tomorrow or Wednesday for the Republic convention in Chicago.

58 in 1, 42 in 2 Reels for 20th-Fox

(*Continued from page 1*)

reel lineup. The comedy product breaks down as follows:

6 Buster Keaton comedies.
6 Buster West-Tom Patricola comedies.
10 Musical comedies, including four "Gags and Gals" pictures, written by Jefferson Machamer and featuring this writer-artist with his company of girls.
6 Tim and Irene comedies.
8 All-star comedies, featuring various comics.
6 Novelty comedies.

The one-reelers will be divided into five series. Educational will furnish three of these series as follows:

26 TerryToons by Paul Terry.
10 Treasure Chest productions.
10 "Song and Comedy Hits."

The remaining two series will come from Fox Movietone. They will be:

6 Adventures of the Newsreel Cameraman. Produced by Truman Talley and edited by Lew Lehr.
6 Along the Road to Romance on the Magic Carpet of Movietone. Produced by Truman Talley. Edited by Lew Lehr. Narrated by Ed Thorgersen.

Educational's comedy stars, already signed and working on next year's product, include Buster Keaton, Buster West and Tom Patricola, Bert Lahr, Tim and Irene, Pat Rooney 3rd and Herman Timberg, Jr., and Jefferson Machamer. Machamer and the Rooney-Timberg team are the latest to be signed.

David Freedman on Staff

Three two-reel comedies have already been completed. Al Christie, working at the Astoria studios, will finish camera work on three or four more before the summer studio vacation, E. W. Hammons, president of Educational, told the convention.

Addition of David Freedman to Educational's writing staff gives this organization six writers at Astoria including Charlie Williams and Marcy Klauber, collaborating; Arthur Jarrett and William Watson, working together, and Jefferson Machamer, who will write the stories for his own "Gags and Gals" productions.

The TerryToon cartoon series is being produced by the recently reorganized Paul Terry unit which will, within a few weeks, introduce several new cartoon characters.

The Treasure Chests will embrace a variety of novelty subject material including several "Krazi-Inventions" by Juliet Lowell, originator of the Dumbbell Letters; one release featuring women in sports, and several subjects featuring animals. The Song and Comedy Hit series will continue to combine music and humor, featuring Henry King and His Orchestra; Dario and Diane, dancers; the five Cabin Kids, and a number of other musical entertainers.

F. W. C. Heads Go West

Arch Bowles, San Francisco division head for Fox West Coast, and Mike Rosenberg, head of Principal Theatres, F.W.C. affiliate, have returned to the coast after a series of product conferences with Sypros Skouras.

THE NEW GI
PICTURE OI

HIT THE *2
DAY IN THE
RADIO CITY

HELD OVEI

AND HELD OVER A

** The business of that Saturday has been exceeded o*

GRACE MOORE IN THE KING STEPS

ACE MOORE
SATURDAY

D BIGGEST
HISTORY OF
MUSIC HALL

2ND WEEK!

OSS THE COUNTRY!

. . and then by only $200 on Washington's Birthday!

T FRANCHOT TONE

WITH WALTER CONNOLLY • MUSIC BY KREISLER • DIRECTED BY JOSEF VON STERNBERG

COLUMBIA PICTURES

Short Subject

"The Phantom Rider"

(Universal)

A serial that is definitely for the smaller houses that feature serials on week-ends for children's trade. The story is quite too far-fetched to merit any attention by their elders.

The first three chapters, reflecting on the excitement content of the remainder, are given to Buck Jones' adventures curtailing the activities of a gang which intends to drive the population of a small western community from its land holdings so the gang can take over and sell to railroad interests.

Much shooting and many runaways, death scenes, riding, stampeding cattle, dynamite laden wagons, all of which Jones heroically figures in as he pursues his duty as a state ranger in white-robed disguise, follows.

In the cast are Marla Shelton, the romantic interest; Diana Gibson, Joey Ray, Harry Woods, Eddie Gribbon, Frank LaRue, Charles King and Charles Regas running the gamut of roles from an Indian chief to a judge.

Production Code Seal, No. 2,171. Running time, each chapter approximately 20 mins. "G."

Kay Kamen to Take Hal Horne Magazine

Kay Kamen, who handles Walt Disney's commercial enterprises, has closed a deal with Hal Horne and Cuneo Press whereby he will publish the *Mickey Mouse Magazine*, starting with the July issue, which goes to press this week.

Horne has been publisher of the magazine since its first issue.

New Denver Competitor

Denver, June 1.—Another spot of competition to the local film houses will be offered when the city of Denver completes its 10,000-seat amphitheatre in the park of the Red Rocks. Full plans as to the admission charge and the number of shows each season have not been announced. The big outdoor theatre, which will be located about 12 miles west of Denver, is expected to attract national stars of music and drama.

Warner List to 3 More

Three more circuits have signed for the entire Warner-First National and Cosmopolitan product for 1936-37. They are: M. & P. Circuit of New England; Durkee of Maryland, and the M. A. Shea circuit. A. W. Smith, Jr., acted for Warners in the negotiations.

Hagen Forms New Unit

London, June 1.—Julius Hagen of Twickenham Film Studios, Ltd., is forming a special production unit to make two pictures a year starring Dolly Haas under the direction of Hans Brahm. This is the combination which made "Broken Blossoms."

Joe Goetz in Hospital

Cincinnati, June 1. — Joe Goetz, assistant division manager and booker for RKO Midwest, is in Christ Hospital recovering from an emergency appendicitis operation.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Navy Born"

(Republic)

Hollywood, June 1.—Nicely balanced, with fine performances, direction and cutting, this is an excellent dual bill film packing an audience wallop from the first chuckle to the windup chase. The picture stands out as a fine example of low-budget product and should thoroughly satisfy the neighborhood patrons for which it is aimed.

The plot centers around three navy flyers playing nursemaid to a diapered baby. After the wife of Addison Randall, a flyer, dies in childbirth and Randall has a mishap which results in his death, William Gargan, another flyer, promises to act as guardian to the child. He and his fellow flyers, William Newell and Douglas Fowley, go into the diaper-changing business with a dramatic high point reached when Claire Dodd and Claudia Coleman, relatives of the dead flyer's wife, try to obtain custody of the child. Gargan and Miss Dodd soon go romantic, with the love interest jelling when the kidnaping of the baby from a hospital leads to a chase involving navy planes.

Nate Watt scores on his first directorial job, indicating a fine evaluation of story and box-office values and forecasting a future as a directorial asset. Excellent performances are contributed by Gargan, Miss Dodd, Fowley and Miss Coleman, also by George Irving as an admiral and Georgia Caine as the child's aunt. The screen play of Albert Demond and Olive Cooper successfully blends comedy and drama to advantage, while the adaptation of Maurice Goodrich from Mildred Cram's original is intelligently done. Dick Fantl edited.

Production Code Seal, No. 2,230. Running time, 69 minutes. "G."

Overseas Preview

"Broken Blossoms"

(Twickenham Prod.)

London, May 26.—This sound edition of the famous D. W. Griffith-Lillian Gish-Barthelmess silent masterpiece is a thoroughly efficient and artistic piece of work. With a close general resemblance in form to the original as one of its virtues, undoubtedly it gains in dramatic force and in pathos from the addition of dialogue. Well directed by Hans Brahms, as his first picture, it is also well cast and technical qualities are good.

The tragedy of the Limehouse waif, brutally ill-used by her prize-fighter father, and finding refuge in the idealistic love of a young Chinaman, is one which depends almost entirely on good acting for its impressiveness as screen material. Definitely the work of Dolly Haas as the girl, Arthur Margetson as the villainous Battling Burrows and Emlyn Williams as the Chinaman is on an extremely high level.

Few exhibitors are unacquainted with the Thomas Burke story or with the fact that it offers an exceptional sob appeal in its picture of a slum child to whom a young Chinaman gives shelter, dressing and the respect due a princess. With a mob behind him, the father carries her back to the slum, leaving the Chinaman's house ablaze. In a sadistic fury, he beats her to death. The Chinaman, too late to save her, kills the father and carries the dead girl back to the burning house, himself dying in the flames.

There is an atmosphere of sincerity throughout this film which makes it very appealing and intensely moving. It is tragedy without qualification, but no one who appreciates good acting, dramatic realism and suspense developed to a painful degree can fail to appreciate. Twickenham has far surpassed the best of its previous work.

Running time, 80 minutes. "G."

Allan.

Derby Filmed in Color

London, June 1.—Robert T. Kane and Glenn Tryon, producer and director of "Wings of the Morning," first British all-Technicolor feature, for Twentieth Century-Fox, took racing scenes in color throughout the four days of the Epsom meeting. The Derby, big event of the week, was a feature of the film. It had never previously been filmed in color. The Kane unit had two technicolor cameras on it.

Turley Is Reelected

Dallas, June 1.—Clarence M. Turley, who is associated with the Skouras Brothers in St. Louis, has been reelected president of the National Association of Building Owners and Managers at the annual convention of the body held here. Turley manages the Ambassador Theatre Bldg. in St. Louis among other properties. He also was one of the Government's witnesses in the suit against Para., RKO and Warners.

FitzPatrick Troupe Leaves for England

James A. FitzPatrick, who will produce 12 features in England next season, has sailed on the *Franconia* with his production crew. In the party were Phillip Brandon, assistant director; Frank Madden, film editor; Frank Goodliffe, cameraman; Percy Marmont, Daphne Wilson, Myra Lynd, Hugh McDermott and Thelma Paige.

Upon the arrival of the crew in London production will be started on "David Livingstone" and "The Private Life of Shakespeare." The first two features are expected to be available for release in August when FitzPatrick will return to these shores with the complete subjects.

James H. Smith, production manager of the Technicolor units of FitzPatrick Traveltalks, will leave June 10 for Yellowstone Park, where he will make a short for M-G-M release next season.

Weymouth Drive-In Theatre Is Opened

Weymouth, Mass., June 1.—The Weymouth Drive-In Theatre, has been opened by Thomas DiMaura. It is an eight-acre affair accommodating some 500 automobiles on one of the busiest roads in Massachusetts.

The enterprise is said to be the largest of its kind. Seven ramps, running from 700 feet to 350 feet, furnish parking spaces for the machines. The staff of 20 ushers is mounted on bicycles. The ampitheatre slants upgrade. The projection room is subterranean. Sixteen loudspeakers, slanted at different angles, are used. The venture cost about $70,000. James Guarino is manager.

The management says that thunder and lightning storms may heighten the atmosphere of war pictures, but that fog will make it just too bad.

Pickford-Lasky Resume

Hollywood, June 1. — Pickford-Lasky will start production of their second picture, "The Gay Desperado," on June 3. Nino Martini, Ida Lupino and Leo Carrillo will head a cast which will also include James Blakely, Harold Huber and Mischa Auer. The picture will have an eight-week shooting schedule. Rouben Mamoulian will direct.

Cohen Starts June 15

Hollywood, June 1. — Emanuel Cohen will start production of "Pennies From Heaven," his Bing Crosby picture for Columbia release, on June 15. Edith Fellows has just been added to the cast.

Indiana House Damaged

Mitchell, Ind., June 1.—The New Orpheum was damaged at an estimated loss of $30,000 as a result of an explosion in the projection room. Clyde Tidd, the operator, suffered burns.

Arthur Field Returns

Arthur Field, assistant to Laudy Lawrence, head of M-G-M's activities in Europe, has returned from a trip to Hollywood and plans to sail for Paris, his headquarters, in about a week.

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ROCKEFELLER CENTER NEW YORK

"Show Boat" Frisco Lead; Pulls $8,000

San Francisco, June 1.—"Show Boat" did the only important business here last week by garnering $8,000 at the Orpheum. This was $1,200 over normal.

"Fatal Lady" and "Ring Around the Moon" went slightly on the profit side of the ledger with a take of $6,500 at the Fox. "Under Two Flags" held up to par, $15,000, at the Warfield in its second week. "The Great Ziegfeld" was still strong in its sixth week at the Geary with a take of $10,000.

Elsewhere business fell off sharply.

Total first run business was $74,300. Average without "The Great Ziegfeld" is $72,800.

Estimated takings:

Week Ending May 19:

"DANCING PIRATE" (Radio)

GOLDEN GATE—(2,850), 15c-30c-35c-40c, 7 days. Stage, band. **Gross:** $9,000. (Average, $14,500)

Week Ending May 20:

"SHOW BOAT" (Univ.)

ORPHEUM — (2,440), 15c-30c-35c-40c, 7 days. **Gross:** $8,000. (Average, $6,800)

"SONS O' GUNS" (F.N.)
"CHAMPAGNE CHARLIE" (20th-Fox)

PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $10,000. (Average, $11,500)

"THESE THREE" (U.A.)

UNITED ARTISTS—(1,200), 15c-25c-40c-55c, 8 days, 3rd week. **Gross:** $6,000. (Average, $9,000)

Week Ending May 21:

"GIRL FROM MANDALAY" (Republic)
"COMING 'ROUND THE MOUNTAIN" (Republic)

EMBASSY—(1,400), 15c-25c-35c, 7 days. **Gross:** $2,500. (Average, $3,000)

"FATAL LADY" (Para.)
"RING AROUND THE MOON" (Chesterfield)

FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $6,500. (Average, $6,000)

"CAPTAIN JANUARY" (20th-Fox)
"COUNTRY BEYOND" (20th-Fox)

ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $7,000)

"UNDER TWO FLAGS" (20th-Fox)

WARFIELD — (2,680), 15c-30c-35c-40c, 7 days, 2nd week. **Gross:** $15,000. (Average, $15,000)

Week Ending May 22:

"THREE WOMEN" (Amkino)

CLAY—(400), 15c-35c, 7 days. **Gross:** $1,300. (Average, $1,000)

Week Ending May 24:

"GREAT ZIEGFELD" (M-G-M)

GEARY — (1,400), 55c-85c-$1.10-$1.65, 9 days, 6th week. **Gross:** $10,000. (Average, $10,000)

Seek Muni for Lead

London, June 1.—Soskin Prod. is negotiating with Paul Muni for the lead in "The Shadow on the Wall," spy story by Llewellyn Hughes. The film will be made at a cost of $400,000 at the new Amalgamated Studios, Elstree, in September. Wanda Tuchok will write the screenplay.

To Film "Black Legion"

Hollywood, June 1.—Warner Bros. has in preparation "Black Legion," a film based on the secret organization now in the public eye because of its activities in Michigan. Shooting will probably start within a month.

Re-Sign Thyra Winslow

Hollywood, June 1.—Thyra Sampter Winslow, writer, has been signed to a long term contract by Radio. The William Morris office set the deal.

Lottery Bill Stirs New Orleans Smiles

New Orleans, June 1.—That bill to prohibit Bank Night as a lottery in this state has caused many a broad grin in some sections and a bit of half-suppressed anger in others.

Gambling isn't exactly prohibited here. On some portions of St. Charles and Royal Sts. passers-by are invited in to "buck the tiger." In other sections the system is more dignified. Customers walk in without an invitation. Policy slips are openly distributed all over the city.

To Use Screeno Daily

San Francisco, June 1.—"Screeno Every Night" is the catch-line under which the President will operate here when it opens on June 4. Rene T. LaMarre will manage the house for Lawrence Borg and Irving Ackerman.

The house policy will be double bills daily with admissions scaled at 20 cents for adults and 10 cents for children. With the exception of Saturday and Sunday, the house will not be opened until 6 P.M.

Sweepstakes Ruling June 8

Cincinnati, June 1. — Municipal Judge A. L. Luebbers has set June 8 as the date upon which he will render a decision on the local Sweepstakes case, based on the briefs recently filed by Albert Weinstein, attorney for defendants, Thomas Reilly, owner of the Rialto; Nicholas Russo and Bert Leder, ushers, and Jack Pendleton, promotor. Inasmuch as this is a test case, it is being watched with interest by exhibitors.

Country Store Upheld

Portland, June 1.—"Country Stores" conducted in suburban theatres are not lotteries in the opinion of Judge Woodley, on the ground that the holders of the tickets do not pay a valuable consideration for a chance to win a prize. The defendant in the case was Mrs. Rose Moyer, Sellwood Theatre.

Screeno in 2 New Spots

Screeno has been adopted at Consolidated's Mt. Eden and Ogden in the Bronx.

Close Burroughs Deals

Hollywood, June 1. — Burroughs-Tarzan have closed with the Hollywood Film Exchange of Philadelphia and Washington for the release of their product in eastern Pennsylvania, southern New Jersey, West Virginia, Maryland, Delaware and the District of Columbia. They have also awarded a franchise to the Monarch Film Corp. of Detroit for the lower peninsula of Michigan.

Ben S. Cohen, president of the company, leaves for New York this week to confer with Harry Rathner, sales manager, and to negotiate for foreign distribution.

Al Rackin Rejoins Radio

Hollywood, June 1.—Al Rackin, formerly in charge of Radio studio publicity, and more recently with Eckels & Ford, agents, returned to the studio here today. He will work under Howard S. Benedict, publicity director.

Everything Free

From Walter Reade to Myron Sattler of the New York Paramount Exchange:

"My Dear Myron:

"With reference to your complaint of May 25th, in connection with the distribution of service passes for the Savoy, would say that we are now giving away ice boxes, giving away $50 on bank night and also giving away free tickets.

"On or about July 1, we shall give away the theatre."

Hearings Ordered on "Zombie" Film Title

Justice Wasservogel in the N. Y. Supreme Court has appointed Attorney Herman Hoffman to conduct hearings in the injunction and accounting proceedings brought by Amusement Securities Corp. against the Academy Pictures Distributing Corp. and others over the use of the word "zombie."

The order stated that the law firm of Krellberg & Fitzsimmons had withdrawn the motion for a temporary injunction with the consent of the attorneys for both sides and that the plaintiff may serve an amended complaint at any time prior to the commencement of the hearings by Referee Hoffman.

These hearings will be conducted just as if the case were actually being tried in the Supreme Court. At the conclusion Hoffman is to report to Justice Wasservogel. On Thursday Justice Wasservogel denied an injunction from the bench, but in making his ruling ordered that the matter proceed immediately to trial.

Wanger Predicts All Films in Color Soon

All pictures will be made in color in five years, Walter Wanger, new U.A. producer, stated prior to his sailing on the *Rex* for a five-week vacation in Italy and France.

The cost of all-color features will be about the same as black and white, Wanger asserted. He pointed out that the production budget of his first color film, "Trail of the Lonesome Pine," amounted to less than $750,000. About twice the amount of time for an ordinary black and white film was consumed in the making of "Trail of the Lonesome Pine," but with the developments being made it is anticipated that no additional time will be required for photographing all color pictures.

Presently, Wanger hasn't any color films lined up on his first year's schedule for U.A. This pact runs for 10 years and the producer hopes to make six annually.

Roach Pact to Quartet

Hollywood, June 1.—The Avalon Four have been signed by Hal Roach to a term contract and assigned to "Girls, Go West," which features Patsy Kelly, Lyda Roberti and Rosina Lawrence. The quartet is composed of Chill Wills from the University of Texas, Walter Trask from U. S. C., Don Brookins from U. C. L. A., and Art Green from the University of Montana.

"Show Boat" $19,600 Hit In St. Louis

St. Louis, June 1.—"Show Boat" was the best draw in a week of plus business, grossing $19,600 at the Fox, $7,600 better than average for the big house. It was held over.

"A Message to Garcia" and "Moonlight Murder" at Loew's did $11,400, or $2,400 above house average. "Forgotten Faces" and "Times Square Playboy" at the Shubert-Rialto were the third ranking attraction of the week with a take of $7,600 compared with a $6,500 house average, although "The Ex-Mrs. Bradford" and March of Time at the Orpheum did more business, $8,900. However, the Orpheum's average gross is $8,500.

Weather of the week was generally favorable, although somewhat warm near the close. There were no outstanding rival attractions.

Total first run business was $53,800. Average is $42,000.

Estimated takings for the week ending May 21:

"AND SO THEY WERE MARRIED" (Col.)
"CHAMPAGNE CHARLIE" (20th-Fox)

AMBASSADOR — (3,018), 25c-35c-40c, 7 days. **Gross:** $6,300. (Average, $6,000)

"SHOW BOAT" (Univ.)

FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $19,600. (Average, $12,000)

"A MESSAGE TO GARCIA" (20th-Fox)
"MOONLIGHT MURDER" (M-G-M)

LOEW'S — (3,162), 25c-35c-55c, 7 days. **Gross:** $11,400. (Average, $9,000)

"THE EX-MRS. BRADFORD" (Radio)
MARCH OF TIME

ORPHEUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $8,900. (Average, $8,500)

"FORGOTTEN FACES" (Para.)
"TIMES SQUARE PLAYBOY" (W.B.)

SHUBERT-RIALTO — (1,725), 25c-35c-55c, 7 days. **Gross:** $7,600. (Average, $6,500)

Grosses Off in K. C. Since Spring Chills

Kansas City, June 1. — Theatre business here hasn't recovered from the doldrums into which it was dragged by the two-month cold snap last winter, according to first and subsequent run exhibitors.

First runs, though doing nicely on occasional outstanding films, haven't been doing the level of business they should. The report from subsequent runs is that grosses are off from a year ago.

The slump doesn't affect outstate Kansas and Missouri theatres. Exhibitors there are feeling the effect of improved general conditions, which is due largely to rains and prospects for a bumper wheat crop.

Study "Dinsmore" Yarns

Hollywood, June 1. — Paramount will make a survey to determine whether or not the "Elsie Dinsmore" stories would be popular as screen material. The stories by Martha Stanley were considered juvenile classics early in the century. If made, the studio will star Virginia Weidler, child actress, in the series.

Melton-Keeler Paired

Hollywood, June 1.—Ruby Keeler has replaced Joan Blondell for the lead opposite James Melton in "Let's Pretend" for First National.

Cleveland Set For 500-600 Allied Guests

(Continued from page 1)

been drafted en masse to assist the committees in welcoming the guests and in caring for them after their arrival.

Unusual interest is being shown in the exhibit displays, space for which has been oversold to such an extent that some of the late arrivals will be placed in the convention room proper. There will be 30 units of display. Those who have bought space include National Carbon, National Theatre Supply Co., Independent Supply Co., National Screen Advertising, Revelation Pictures, Air Kure, Republic Pictures, Carrier Engineering Co., Alexander Film Co., International Projector Co., General Register Co., Oliver Theatre Supply Co., American Seating Co., Neon Electric Clock Co., Ticket Issuing Co., Hertner Electric Co., Emerling and Kahn Window Craft, Chesterfield Pictures and "Bonus Nite."

Leave for Cleveland

George R. Batcheller, president of Chesterfield; Maury Cohen, head of Invincible, and Edward Golden, general sales manager for both companies, have left for Cleveland to attend the three-day Allied convention which gets under way tomorrow.

Nathan Yamins, president of Allied, who was in New York with Max Levinson, Boston exhibitor, last week will leave today from Fall River, Mass., for the Ohio sessions.

Weeks, Wilson on Way

George W. Weeks, general sales manager of G.B., left for Cleveland yesterday where he will address the Allied convention tomorrow afternoon.

Reg Wilson, special sales representative, left last night for Cleveland and Pittsburgh. He will also look in on the Allied deliberations.

McCarthy Leaves Tonight

Frank J. A. McCarthy, eastern sales manager of Universal, leaves for Cleveland tonight to sit on the sidelines of the Allied convention. Sig Wittman also may attend.

Van Keuren to Head Roach's Production

HOLLYWOOD, June 1.—S. S. Van Keuren has been made production manager in complete charge of all production for Hal Roach Studios, according to Mat O'Brien, general manager.

L. A. French will continue to handle Laurel and Hardy under Van Keuren, with Lawrence Tarver continuing as Van Keuren's assistant. Van Keuren was formerly in charge of technical construction.

Postpone Sound Meeting

HOLLYWOOD, June 1.—The joint meeting of the Academy Technicians' Branch and the Pacific Coast Section of the S.M.P.E., originally scheduled for tomorrow night at the M-G-M studio, has been postponed to Thursday evening. Douglas Shearer, sound head at M-G-M, will preside.

Seek to Halt M-G-M Short on Bank Night

DENVER, June 1.—Affiliated Enterprises, Inc., owner of Bank Night, is negotiating to halt the showing of the two-reel Charles Chase comedy, "Neighborhood House," which was produced by Hal Roach and is scheduled for M-G-M release. The film concerns Bank Night, and Affiliated claims that the showing of it would cast "irreparable reflections" and do damage to the chance game plan.

According to Emmett Thurman, Affiliated attorney, the story of the film shows several attempts to defraud theatres using the plan, and might leave such ideas in the minds of theatre patrons. The film was originally titled "Bank Night," but was changed on the request of Affiliated, it is understood.

Missouri Test Aug. 31

KANSAS CITY, June 1.—Judge Waltner has set Aug. 31 as the date for the trial of R. W. McEwan, local Bank Night distributor, in connection with the sale of the promotion to the Ashland last year. The action is a test case to determine whether Bank Night is in violation of the Missouri lottery laws.

There will be no interference with the operation of Bank Night until after the determination of the action. No matter which side loses, the case will be appealed to the state Supreme Court, it was indicated.

Jay Emanuel Feted By 200 Exhibitors

PHILADELPHIA, June 1.—Two hundred exhibitors and film men attended the luncheon to Jay Emanuel held today at the Hotel Warwick. The speakers pretended to represent the countries which he is to visit on his European trip, with amusing results. The affair was climaxed by the presentation of a gift to Emanuel.

Out-of-towners included Isidore Rappaport of Baltimore and Sig Wittman of the Universal home office.

Wires of greeting were received from Ned E. Depinet, George J. Schaefer, Jules Levy, William F. Rodgers and others.

To Build Miss Weidler

HOLLYWOOD, June 1.—Because of the reception accorded Virginia Weidler at the preview of "Girl of the Ozarks," Paramount will build the actress with a national campaign. She will appear next in "Three Married Men" with Roscoe Karns, Lynn Overman and William Frawley. Later she will appear with Benny Bartlett in "Tom Sawyer, Detective."

Supply Men to Chicago

Joe Hornstein, a member of the board of directors, and Joe Robin, secretary of the Independent Theatre Supply Dealers' Ass'n., left for Chicago yesterday afternoon. En route they will pick up Ken Douglas, vice-president, at Albany, and Oscar Neu at Buffalo.

"Accused" New Title

"Accused" has been picked as the release title of Douglas Fairbanks, Jr's., Criterion film previously called "To You My Life."

May Revive Tax on Admission in N. J.

TRENTON, June 1.—Revival of the amusement tax appeared probable today as New Jersey legislators realized there is virtually no chance of either a general sales or income tax obtaining approval. The amusement levy, which passed the Assembly but was defeated twice in the Senate by three votes, exempts tickets up to 10 cents. A tax of one cent is imposed on admissions from 11 to 25 cents and one cent on each additional 25-cent bracket or fraction thereof.

For a time the amusement tax, with its bracketed cigarette and cosmetic levies, appeared dead. The anti-sales and income planks before the Republican and Democratic state conventions, however, brought a revival of the amusement levy.

May Drop Malden Plans

BOSTON, June 1.—Although the Loew circuit plans to build a new $250,000 theatre in Malden indications are that the venture may be abandoned.

Loew home office officials would not comment yesterday on reports that the Malden project will not materialize.

Col. Raises 4 Writers

HOLLYWOOD, June 1.—Four Columbia scenarists, Howard J. Green, Edward Chodorov, Jack Kirkland and Sidney Buchman, have been promoted to the rank of producer. Thomas Mitchell, New York stage player and author, has been named a writer-actor-director.

Music Hall's Staff Holds Annual Party

Following the last show at the Music Hall last night, the theatre staff went to the roof, seven stories above the street, and gave the annual show which officially opens the recreation space.

The corps de ballet did "sister acts," the Rockettes a number of dramatic playlets and the symphony orchestra musicians bravely stood by listening to harmonica virtuosos. The place was gayly bedecked with lights, and comfortably scattered about were beach chairs, card tables, and the other trimmings, including six barrels of beer.

The playground was outfitted two years ago by W. G. Van Schmus, director of the theatre, to be used as a recreation place by the theatre employes.

Supply Men's Board To Fill Rizzo Post

Directors of the Independent Theatre Supply Dealers' Ass'n., meeting at the Edgewater Beach Hotel, Chicago, starting today, will elect a successor to the late Clem Rizzo, treasurer. The directors' session is preliminary to the annual convention which is to be held at the same hotel for three days, starting June 5.

When the general membership meeting gets under way on Friday, a tribute to the memory of Rizzo and E. E. Oliver will be paid by a two-minute silence during the morning.

Standardization of equipment in an effort to eliminate bootleg apparatus will highlight the general conclave.

"Nice work if you can get it . . . friends . . . and all part of the wonder picture of the ages . . . Paramount's newest enterprise . . . 'POPPY'"

New Contract Form Is Asked By Kuykendall

(*Continued from page* 1)

"after the discontinuance of the film code this form of contract continued to be generally used."

The 1933 optional contract embodies all of the important provisions of the longer contract form, as well as the terms and conditions agreed upon by bargaining which are ordinarily written into the schedule. The short form, however, does away with what Kuykendall describes in his letter as "the numerous provisions of the long contract that seldom need be referred to in the actual performance of the contract and which provide for remote contingencies and possibilities." Such provisions are covered in the short form by reference and, although just as much a part of the agreement as though they were printed therein, they avoid much of the phraseology that makes for a "clumsy and confusing form of contract."

"In other words," Kuykendall's letter concludes, "the active provisions are all in the short form, while standardized trade customs are set forth in the long form and made a part of the short one only by reference. The step is urged," he says, "as a beginning towards a simpler contract."

The short contract form is one of the 10 principal concessions being sought from distributors by the M. P. T. O. A. trade practice committee which has held meetings with six national distributors during the past two weeks. Kuykendall is scheduled to arrive here late this week to set meetings with four additional companies and define concessions already obtained from the others.

Sabath Is Resuming Paramount Studies

(*Continued from page* 1)

considers the new tax bill. No decision has been made as to whether the committee will function after Congress adjourns, but it is expected that little will be done during the campaign period.

Max D. Steuer, special counsel for the committee, is not expected to take an active part in the Paramount hearings in view of his position as counsel for defendants in a pending action instituted some time ago by the Paramount trustees. Steuer said yesterday he expected to make a decision tomorrow concerning his future activities with the committee.

Expect More Delay For Skouras Action

The Skouras product action against the RKO 81st St. was marked ready on the N. Y. Supreme Court trial calendar yesterday although a further postponement is anticipated before the case goes to trial, as efforts to settle the action out of court have not been abandoned.

The suit alleges a breach of the Fox Film franchise held by Skouras in the sale of that product to the 81st St., day and date with competing Skouras houses.

Purely Personal

SIDNEY KINGSLEY, the playwright, entered Lindy's yesterday with a cane accompanied by **Lou Blumenthal** and several friends. **Marco Wolff** and **Jack Parkington** take a window location. **Marco** insists he will leave for St. Louis tonight with his wife and dog. **John L. Day, Jr.**, head of Paramount's activities in South America, is coupled with **Jacob Glucksman**. **Alex Gottlieb** of Columbia passes out the cigars. He became a daddy Sunday, a seven-pound, eight-ounce boy at the Polyclinic. **Morris Kinzler** kids **Gottlieb** along and he proves he can take it.

At the Tavern **Charles Moskowitz**, **Leopold Friedman**, **Marvin Schenck** and **Joe Phillips** are grouped at one table. **Phillips** says he's leaving for the coast the end of the week. **Jack D. Trop** is coupled with **Jack Barnstyn**. **Trop** advises he will leave for Cleveland tomorrow and from there he will go to Chicago to meet **Harry Sherman** and attend the Paramount sales sessions. **Gordon White**, **Ray Gallagher** and **Marvin Kirsch** discuss Ampa matters. **George Dembow** and **Bob Wolff** have guests. **J. J. Milstein**, **E. H. Goldstein** and **Edward Schnitzer** say they're leaving in the afternoon for Chicago and the Republic convention. **Freddie Schwartz**, **Charles Moses**, **Mitchell Klupt**, **Edward Hyman** and **Harvey Newins** confer on Century Circuit matters, while at an adjourning table ex-judge **Al Hovell** has a session of his own. **Arthur Lee** and **Charles Paine** finish early and leave for a walk around the block for exercise. **Dave Chatkin** has a chat with them before they leave. **Irving Wormser** visits a few of the tables. **Leo Justin** enters late and says he's not giving a party. Ditto **Billy Brandt**.

•

N. L. Nathanson arrived from Toronto yesterday with **Arthur Lee**, who spent the week-end there. **Nathanson** will sail on the *Queen Mary* on its return voyage.

•

Max Milder and **D. E. Griffiths**, Warner executives in England, are expected here on their annual visit sometime this month. They do not plan to attend either the eastern or western company sales conventions.

•

Sam Forgotson, assistant to **Bill O'Brien** at the M-G-M advertising department, will marry **Ann Rogers** Sunday. **Sid Glaser**, assistant to **Forgotson**, will marry **Rose Diamond** on Saturday.

•

Gladys Swarthout, accompanied by her husband, **Frank Chapman**, left Sunday on the Commodore Vanderbilt for the coast. Miss Swarthout's next will be "Champagne Waltz."

•

Jerry Cowan, who had one of the writers in "Boy Meets Girl," left the cast Saturday for a two-week vacation, following which he will report in Hollywood for Samuel Goldwyn.

•

Buddy Cantor will interview **William Montague, Jr.**, news editor of Paramount News, tonight, over WMCA at 7:30.

•

R. Altman, M-G-M talent executive, leaves for the coast today.

ROY E. LARSEN, **Ralph Rolan**, **A. K. Mills**, **Al Sindlinger**, **Beverly Jones**, **Reavis O'Neil**, **James Shute** and **Charles Findley** of the March of Time have returned from the Shawnee on Delaware where they attended the annual convention of Time, Inc.

•

Edward Selzer, studio publicity head for Warners, is due to arrive today in advance of the annual sales conventions which he will attend here and in Chicago.

•

Maurice Sigler, **Al Goodhart** and **Al Hoffman**, song writers, sail on the *Washington* tomorrow, bound for the G.B. studio, to which they are under contract.

•

Roy H. Haines, metropolitan exchange manager for Warners, is due to return from the coast today. He left for Los Angeles about 10 days ago to visit his wife.

•

Joe Moskowitz returned from the coast and the 20th Century-Fox convention in Chicago with a badly wrenched shoulder. It's painful, but not serious.

•

John W. Hicks, Jr., head of Paramount's foreign activities, and **Roger Clement** of the company's legal department, will return from Europe next week on the *Normandie*.

•

Sid Blumenstock, publicity director of Warner Atlantic City houses, has been married to **Consuelo Hill** of Ventnor, N. Y., at Belair, Md.

•

Howard S. Cullman, trustee for the Roxy, says there are outstanding $250,000 worth of receiver's certificates, and not $450,000 as reported.

•

J. Cheever Cowdin and **Willard McKay** of Universal have returned from the coast studio. **R. H.** and **P. D. Cochrane** are due in today.

•

Harry Brand is in town from the 20th Century-Fox convention. He and his wife sail for Los Angeles via the canal Saturday.

•

Van Nest and **Mrs. Polglase** sailed over the week-end on the *Pennsylvania* for the coast, via the Panama Canal.

•

Harold S. Dunn, supervisor for Warners in China and Japan, has arrived for conferences. He'll be here several weeks.

•

Harry Rice and **Bob Horter** are back after advance work on "The Great Ziegfeld" at Pittsburgh and Cleveland.

•

Helen Ferguson, star of the silent screen, will be interviewed on the air by **Sam Taylor** over WOR tonight.

•

Sig Wittman of Universal arrived in Philadelphia yesterday for a two-day visit.

•

Peter B. Kyne's "Without Orders" has been acquired by Radio.

•

Robert Taylor, M-G-M player, is in from the coast.

Fox Held Liable on Claim for Million

(*Continued from page* 1)

guarantee of a $1,000,000 indebtedness of Fox Theatres, given March 4. 1932, in connection with the issuance of a large block of Roxy Theatre stock to Herbert Lubin. Chicago Title & Trust Co. is Lubin's assignee. Stroock's report makes the provision that Fox Theatres Corp. does not become liable to Fox on the judgment against it until the former film executive has paid up the Chicago Title & Trust's judgment against him. The report also allows interest from March 4, 1932, and costs of litigation in recommending judgment liabilities against both Fox and Fox Theatres.

The referee's report, which must be confirmed by the state court before the judgments can be entered, dismisses counter actions in the claim litigation which were brought by Fox against Fox Film Corp., Chase National Bank, Chase Savings Corp. and others. The hearings before Stroock were begun more than a year ago. Fox Theatres is now in receivership.

Court Finds Fox Bankrupt

Camden, N. J., June 1.—William Fox, a resident of Atlantic City, was adjudged bankrupt here today by Federal Judge William Clark.

Fox listed his liabilities as $9,535,201, his assets as $1,590,100 and stated that his cash on hand amounted to exactly $100. He listed all lawsuits pending against him as liabilities.

Services for Chaney

Baltimore, June 1.—Funeral services were held here today for Norman Chaney, who played the fat boy in "Our Gang" comedies. He was 17.

Chase, Roach Separate

Hollywood, June 1.—Charles Chase has reached a settlement agreement with Hal Roach on his contract and has severed a connection of 17 years.

Wall Street

Fair Gains Mark Board

	High	Low	Close	Net Change
Columbia, pfd ...	42⅝	42½	42⅝	+ ⅛
Consolidated. pfd.	16½	16½	16½	— ½
Eastman	162½	162½	162½	+1
K.-A.-O., pfd.....	91½	91½	91½	+ ½
Loew's, Inc.	46⅜	45¾	45¾	— ½
Paramount	8½	8¼	8¼	+ ¼
Paramount 1 pfd.	65	64½	65	+1½
Paramount 2 pfd.	9¼	9	9	.....
Pathe Film	7½	7⅜	7⅜	.....
RKO	6	5⅞	5⅞	.....
20th Century-Fox.	23¼	22½	22¾	— ¼
20th Century, pfd	33⅜	32¾	33⅝	+ ⅝
Warner Bros.	10⅜	10	10	+ ⅜
Warner Bros., pfd.	47½	47½	47½	+3½

No Curb Change

	High	Low	Close	Net Change
Sonotone	2¾	2¾	2¾	.....
Technicolor	30	30	30	.....

Warner Bonds Head Gain

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ctf	24	24	24	.....
Keith B. F. 6s '46	93	93	93	.....
Loew's 6s '41 ww deb rights	97¼	97⅛	97⅛	— ⅛
Paramount Pict. 6s '55	87⅞	87⅛	87⅞	+ ⅞
Warner Bros. 6s '39 wd	93¼	92	93	+1¼

(Quotations at close of June 1)

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

VOL. 39. NO. 130 NEW YORK, WEDNESDAY, JUNE 3, 1936 TEN CENTS

Allied, Scrappy, Makes It a Buying Convention

Warners Are Expected to Announce 60

Eastern Meeting Opening Today in New York

Warners are expected to announce total of 60 features for the 1936-37 eason at the annual three-day eastern nd Canadian sales convention which tarts here today. The product will e the combined output of Warners, irst National and Cosmopolitan. The ompany announced the same number f features for the season just endng. The 1936-37 production program ill be revealed tomorrow at the Ritz owers.

A. W. Smith, Jr., eastern and Candian sales manager, will preside at e meeting opening today. The westrn and southern sales group will meet t the Blackstone Hotel, Chicago, June 5-17, with Gradwell L. Sears, westrn and southern sales manager, preding.

Among the executives who will atend, headed by H. M. Warner, presient, will be Albert Warner, viceresident in charge of distribution; am E. Morris, vice-president in

(*Continued on page* 6)

Fox Judgments for $1,251,704 Filed

A judgment for $1,251,704 was filed n N. Y. Supreme Court yesterday n behalf of the Chicago Title & Trust Co. against William Fox and judgment for a similar amount vas filed on behalf of William Fox gainst the Fox Theatres Corp. The atter judgment was designated as a rovisional judgment, meaning that William Fox cannot collect against he Fox Theatres Corp. until he has atisfied the judgment of the Chiago Title & Trust Co.

This suit is based on a financing lan involving the Roxy whereby Fox and other defendants executed a urchasing contract in the name of

(*Continued on page* 31)

Charnas Joins Moss; Will Run Criterion

Harry L. Charnas yesterday resigned as managing director of Warners metropolitan theatres, a post he has held for nine years, to join B. S. Moss in the operation of the new Criterion on Broadway. When queried about the reports linking him with Moss, Charnas last Thursday denied there was any truth to them.

Under the new affiliation, Charnas

(*Continued on page* 31)

Neely Bill Gets Favorable Report

By BERTRAM F. LINZ

WASHINGTON, June 2.—A favorable report on the Neely block booking bill was ordered today by the Senate Interstate Commerce Committee, despite the apparent impossibility of obtaining any action on the measure during what remains of the present session of Congress.

On the House side the Interstate and Foreign Commerce Committee met this morning to consider the Pettengill Bill and other measures, but found it impossible to obtain a quorum and adjourned without action. No date has been fixed for another meeting, and members of the committee tonight said it is unlikely that the group would meet again this year unless the session is prolonged.

Members of the House committee were little interested in the Senate committee's action, pointing out that

(*Continued on page* 31)

New Ad Campaigns Under Discussion

Plans for conducting an annual national advertising campaign to inaugurate the new production season and stimulate late summer and early fall theatre attendance are being considered in a series of meetings of advertising and publicity heads of member companies of the M.P.P.D.A. The second of the series of meetings was held yesterday, but no definite plans for the campaign have been devised yet.

Consideration is being given to the

(*Continued on page* 31)

RKO Will Have 106 Shorts Next Season

RKO will have 106 short subjects, 12 to 24 Walt Disney cartoons and 104 issues of Pathe News on its new season schedule.

The short subject list includes approximately 36 two-reelers to be made in Hollywood, 33 subjects from Van Beuren, 13 March of Times, the Major Bowes Amateur series, 12 Pathe Reviews and seven Pathe Topics. The 33 from Van Beuren compares with 46 which RKO has taken from this producer every sea-

(*Continued on page* 31)

Store Television New British Plan

By BRUCE ALLAN

LONDON, May 26, via the *Queen Mary*.—The British Broadcasting Corp. is considering a plan of breaking in the public to the idea of televised screen programs by means of demonstration sets in radio and other stores. It is expected that the previous plan, to open a television theatre in Broadcasting House in Portland Place here, will be abandoned.

It is seen as likely also that the B. B. C. may use for the new plan the Trans-Lux British theatres expected to be inaugurated during the current visit here of Percy N. Thurber, chairman of the board of Trans-Lux.

The programs are expected to start about July 15, with the transmission on an experimental basis for some time. The public will not have available receiving sets capable of taking the new service.

It is pointed out in connection with

(*Continued on page* 31)

City's Sales Tax Extended for Year

The city's two per cent sales tax and other emergency relief levies were extended for another year from July 1 by the Board of Estimate at a special meeting yesterday.

The city has ruled that the sales tax applies to film rentals received by New York exchanges, but the ruling is being contested in a test case brought by United Artists and scheduled for hearing tomorrow or Friday in the Appellate Division of the state court.

Sabath's Bankruptcy Probe Resumes Today

WASHINGTON, June 2.—The Sabath bankruptcy committee will resume hearings here tomorrow, but it is not expected to take up the Paramount case until Thursday.

Representatives of Paramount were said to be seeking a further postponement of the hearings, but it was indicated that this will probably be refused, members of the committee taking the attitude that it has already been postponed over a period of two or three months and should not be further delayed.

Seeks Data on Lineups, Better Deals, Theatre Aggression Check

By RED KANN

CLEVELAND, June 2.—Allied's powwow this year will be a buying convention. Its leaders want light thrown on what is being offered and plenty of it.

They also will seek a curb on producer aggression in the theatre field; the revision of selling terms which they charge are ruining hundreds of independent exhibitors. Individual leaders in the organization which starts its three-day convention at the Hollenden Wednesday go beyond and seek more.

There is, for instance, W. A. Steffes, regional vice-president for the Northwest whose voice in Allied conclaves has been slightly stilled in the last couple of years. He returns with something akin to a roar, tied to that hardy perennial, "Hays Must Go."

There is, also, Harry A. Cole, regional vice-president for the Southwest and president of Allied's Texas unit, who proposes that the organization abandon every other activity during the coming year for concentration on one or two basic court actions to go as high up the line as the Supreme

(*Continued on page* 32)

B. F. Keith Reports $9,033,895 Intake

WASHINGTON, June 2.—Box-office admissions of the B. F. Keith Corp. last year totaled $6,250,814 and those of Keith and its subsidiaries totaled $9,033,895, according to the company's annual report to the Securities and Exchange Commission, made public today.

K-A-O, also filing a report, showed

(*Continued on page* 31)

M. P. Daily First

Cleveland, June 2.—The airmail edition of Motion Picture Daily arrived late this afternoon and was avidly seized by the early arrivals at the Allied convention. It was the only national trade paper in evidence.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 3, 1936 No. 130

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: 4 Golden Square, London, W, 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative: Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Duffy Plans to Call Up Copyright Treaty

WASHINGTON, June 2.—Senator Duffy of Wisconsin today served notice upon the Senate that he will call up the copyright treaty for consideration at the earliest opportunity.

The treaty is at the head of the Senate's executive calendar and will be called first at the first executive session the Senate holds.

Australia Deal Signed

LONDON, June 2.—Ernest Turnbull, managing director of British & Dominions in Australia, declared before sailing for Australia tomorrow that contracts have been signed by Dominions Film Distributors, Ltd., of Australia, to distribute the product of Gaumont British and affiliated companies in the Dominion. The deal actually was completed during April, with Dominions formed for the deal. Alan Williamson, Gaumont British Australian representative, has joined the B. & D. board of directors.

Columbia Meet June 22

Columbia has finally decided on its convention details. The annual sales meet will be held at the Drake, Chicago, the week starting June 22.

◂ Purely Personal ▸

PAUL LAZARUS, HASKELL MASTERS and CHARLES STERN gathered at the Tavern yesterday afternoon, STERN spending a few hours with his confreres prior to his return to Atlanta where he guides the southern division sales for U. A. HARRY GOLD is at another table flanked by HARRY and BILLY BRANDT. MOE STREIMER, local U. A. manager, finds the table with HARRY H. THOMAS, LEO JUSTIN, IRVING WORMSER and MORRIS EPSTEIN more to his liking. KAY KAMEN and IRWIN KLEEBLATT discuss the *Mickey Mouse Magazine* when PAUL BENJAMIN interrupts to congratulate KAMEN on the deal he made with HAL HORNE, who has been publishing the monthly. The F. & M. triumvirate, HARRY C. ARTHUR, MARCO WOLFF and JACK PARTINGTON, are grouped together, as usual. MAX WEISFELDT, LOU WEINBERG and A. J. KEARNEY talk about Columbia product. CHARLES MOSES and HARVEY NEWINS arrive late and join AL HOVELL and MITCHELL KLUPT. A. P. WAXMAN is another late comer and ferrets out MARVIN KIRSCH. ARNOLD VAN LEER passes by and stops for a brief conversation. BUDD ROGERS has a guest and HERB EBENSTEIN makes the rounds, sitting at various tables and chatting.

•

IRENE DUNNE will sail Friday on the return trip of the *Queen Mary* for an extended tour of England and the continent. She will be accompanied by her mother and her husband, DR. FRANCIS GRIFFIN.

•

LESLIE PIERCE, who has been directing films in England for the past two years, arrives in New York today. He will be here three weeks and will make his headquarters at EMIL JENSEN'S office.

•

SAM E. MORRIS, head of Warners' foreign activities, will leave for the coast today to confer with JACK WARNER and IRVING ASHER on foreign production plans.

•

MILDRED KELLY, secretary to HARRY RAPF, and GOLDIE APPELBY, secretary to IRVING THALBERG, will leave for Washington today.

•

W. S. MCDONALD of Warners is due back from a three-week visit on the coast late this week.

•

JEROME SAFRON, west coast division sales head for Columbia, will head for the coast Saturday.

•

JOE COOK, JR., son of the comedian, on Friday will start headlining the Roxy stage show.

•

FRANK F. KOLBE of Pathe arrives on the *Europa* tomorrow from a European vacation.

•

H. J. MORLEY, G. B. newsreel cameraman, is in New York from England.

•

JOHN BOETTIGER of the M.P.P.D.A. is due in from the coast Friday.

•

JOHN KIRKPATRICK'S "Ada Beats the Drum" has been acquired by M-G-M.

R. H. and P. D. COCHRANE arrived yesterday following production conferences at the studio. CHARLES R. ROGERS, Universal production head, comes in next week for the company's annual sales meeting, June 15, at the Astor.

•

D. W. MAY, district radio sales manager for G. E., will play host to about 1,500 metropolitan New York dealers at the French Casino on June 12. Several film stars have been lined up for appearances.

•

MEYER BECK, of U. A. will sail June 17 for a six-week vacation abroad. He intends to spend most of his time in Spain. He also plans to visit Morocco for the fun of it.

•

SID RECHETNICK has booked passage on the *Ponce,* which sails June 29 for a Caribbean cruise. ARNOLD ALBERT, RECHETNICK'S side kick, also will be on the tramp steamer.

•

JAMES WHALE, who sails on the *Queen Mary* Friday for a two-month vacation in England, is spending the few days before sailing attending stage shows.

•

WALTER CASTLE, baritone, recently signed to fill the LANNY ROSS spot on the Maxwell House radio hour, has been optioned by Twentieth Century-Fox.

•

LUDWIG LANDY, president of Garrison Film Distributors, Inc., will sail on the *Queen Mary,* June 5. He will visit the principal European capitals.

•

GEORGE BARNETT, president of Modern Film Sales Corp., will get back from a trip through Europe on June 9.

•

ROBERT MINTZ, president of Stage and Screen Prod., is in Cleveland for the Allied convention.

•

ED SELZER, head of Warners coast publicity, arrived Monday for the conventions.

•

SOL A. ROSENBLATT was in Washington two days last week on a secret mission.

•

LELAND HAYWARD will leave for the coast by plane tomorrow.

•

E. STERN, Warner stage director, arrives tomorrow on the *Normandie.*

•

PAUL ASH will start an engagement at the Roxy, June 5.

•

JOE BRANDT is due to arrive from the coast today.

B. I. P. Layoff Temporary

LONDON, June 2.—The layoff of half of the staff at the B. I. P. studio here was declared by Walter Mycroft, director of production, to be merely temporary. The production recess followed the completion of "The Tenth Man," but a long list of big pictures is scheduled.

Columbia to Pay 25c

Columbia has declared a quarterly dividend of 25 cents per share on the common stock, payable July 1 to stockholders and voting trust certificate holders of record June 18.

New Writers' Group Seeks Incorporation

SACRAMENTO, June 2.—Screen Playwrights, Inc., has offered articles for incorporation. The filing is awaiting a check on a requested tax exemption for a non-profit statement.

Eleven directors are named in the statement. They are Bess Meredyth, Sonya Levien, Rupert Hughes, Grover Jones, Waldemar Young, William Slavens McNutt, Kubec Glasmon, William Conselman, Frank Butler, Tom Reed and Gerald Geraghty, who state that the articles "seem necessary to maintain a position of dignity, importance and prosperity."

Alperson, McKinney West on Production

Edward L. Alperson, head of Grand National Films, and Robert M. McKinney, a Pathe vice-president, left for the coast by plane last night to conclude production arrangements there for Grand National's initial release schedule. The two will be gone a week or 10 days. They were accompanied by Robert Goldstein, a New York agent.

Carl Leserman, general sales manager of Grand National Distributing Corp., took up his duties with the new company yesterday after recuperating from a recent operation.

20th-Fox Salesmen En Route from Meet

CHICAGO, June 2.—All Twentieth Century-Fox men left here tonight following the sales convention. John D. Clark, in charge of sales, left by plane, declaring he was much enthused over the meeting, which he thought was very satisfactory.

The sales policy for the coming year will be the same as last year's, he said. The sales executives anticipate bigger sales since the new schedule is so far advanced. The majority of the eastern party left on the Commodore Vanderbilt this afternoon.

Seeks Justice Dep't Aid on Hawaii Film

Charles Franklin, attorney, has appealed to Attorney General Cummings to take action on an investigation which he says the Dep't of Justice has been making for the past 20 months on the theatre situation in the Hawaiian Islands.

Franklin charges the Consolidated Amusement Co. is overbuying from majors for the purpose of forcing out of business houses controlled by Franklin Theatrical Enterprises.

T. R. Williams Injured

Theodore R. Williams, treasurer o Educational, is in Nassau County Hospital suffering from injuries h sustained in an automobile acciden near Port Washington, L. I., over th week-end. Williams and members o his party were hurt when their ca had a blowout after being stuck in th mud. His injuries are said not to b serious.

Roy Norr in Hospital

Roy Norr is in the Flower Hospita with a fractured collar bone and cut and abrasions which he suffered Monday in a taxicab crash with a truc He was on his way to meet the *Quee Mary* when the accident happened.

"START THE BALL ROLLING!"

The Biggest Showmanship opportunity since Barnum brought over Jenny Lind!

Keep rolling along to next page!

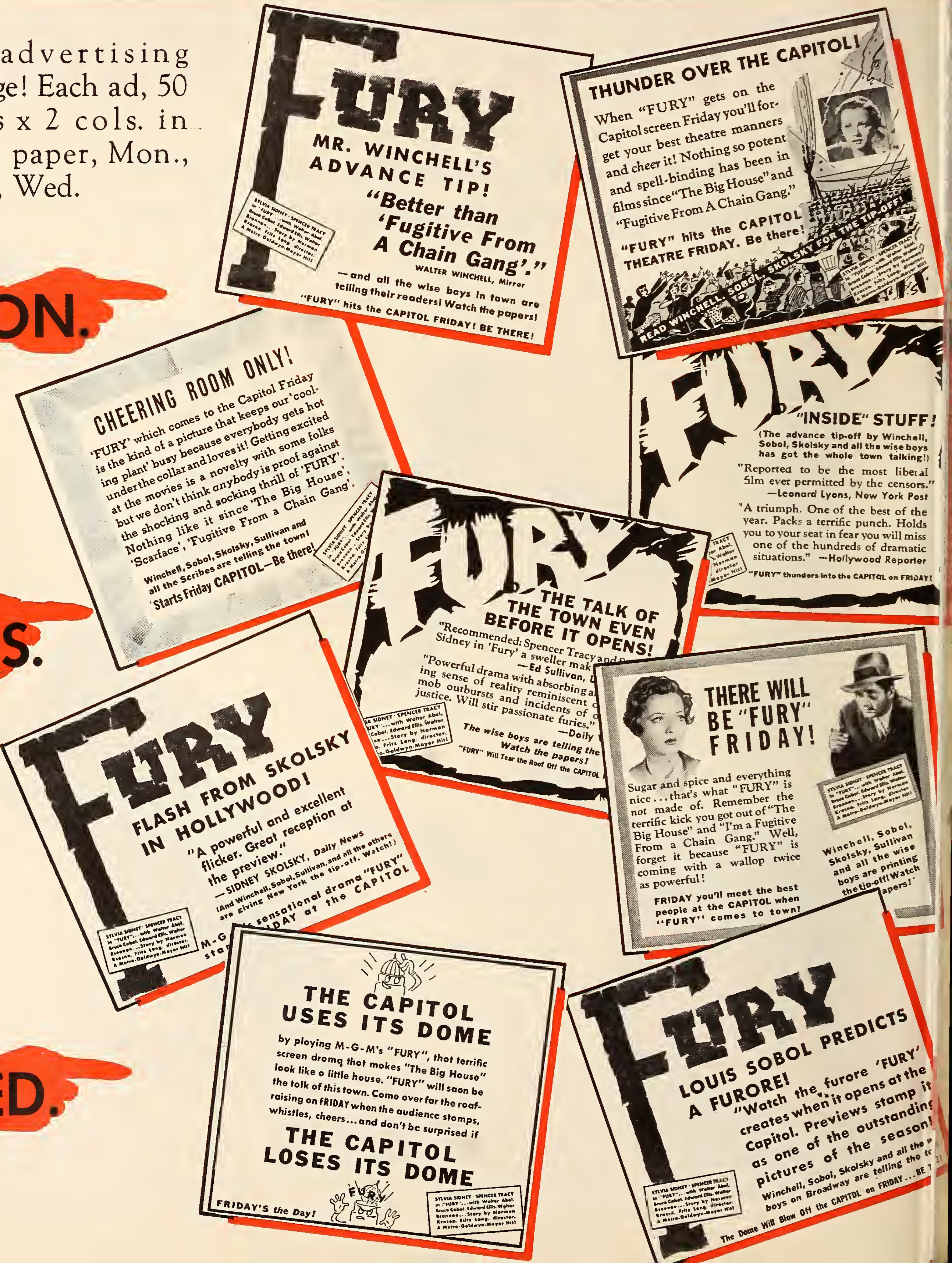
HERE'S HOW NEW

An advertising barrage! Each ad, 50 lines x 2 cols. in every paper, Mon., Tues., Wed.

MON.

TUES.

WED.



FURY

MR. WINCHELL'S ADVANCE TIP!

"Better than 'Fugitive From A Chain Gang'."

WALTER WINCHELL, Mirror

—and all the wise boys in town are telling their readers! Watch the papers!

"FURY" hits the CAPITOL FRIDAY! BE THERE!

SYLVIA SIDNEY · SPENCER TRACY in "FURY"... with Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan... Story by Norman Krasna. Fritz Lang, director. A Metro-Goldwyn-Mayer Hit!

THUNDER OVER THE CAPITOL!

When "FURY" gets on the Capitol screen Friday you'll forget your best theatre manners and *cheer* it! Nothing so potent and spell-binding has been in films since "The Big House" and "Fugitive From A Chain Gang."

"FURY" hits the CAPITOL THEATRE FRIDAY. Be there!

READ WINCHELL, SOBOL, SKOLSKY FOR THE TIP-OFF!

SYLVIA SIDNEY · SPENCER TRACY in "FURY"... with Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan... Story by Norman Krasna. Fritz Lang, director. A Metro-Goldwyn-Mayer Hit!

CHEERING ROOM ONLY!

'FURY' which comes to the Capitol Friday is the kind of a picture that keeps our 'cooling plant' busy because everybody gets hot under the collar and loves it! Getting excited at the movies is a novelty with some folks but we don't think *anybody* is proof against the shocking and socking thrill of 'FURY'. Nothing like it since 'The Big House', 'Scarface', 'Fugitive From a Chain Gang'.

Winchell, Sobol, Skolsky, Sullivan and all the Scribes are telling the town!

Starts Friday CAPITOL—Be there!

SYLVIA SIDNEY · SPENCER TRACY in "FURY"... with Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan... Story by Norman Krasna. Fritz Lang, director. A Metro-Goldwyn-Mayer Hit!

FURY

"INSIDE" STUFF!

(The advance tip-off by Winchell, Sobol, Skolsky and all the wise boys has got the whole town talking!)

"Reported to be the most liberal film ever permitted by the censors." —Leonard Lyons, New York Post

"A triumph. One of the best of the year. Packs a terrific punch. Holds you to your seat in fear you will miss one of the hundreds of dramatic situations." —Hollywood Reporter

"FURY" thunders into the CAPITOL on FRIDAY!

TRACY
er Abel.
Walter
Norman
director.
Mayer Hit

FURY

THE TALK OF THE TOWN EVEN BEFORE IT OPENS!

"Recommended: Spencer Tracy and S
Sidney in 'Fury' a sweller mak
—Ed Sullivan,

"Powerful drama with absorbing a
ing sense of reality reminiscent o
mob outbursts and incidents of o
justice. Will stir passionate furies."
—Daily

The wise boys are telling the
Watch the papers!

"FURY" Will Tear the Roof Off the CAPITOL

A SIDNEY · SPENCER TRACY
URY"... with Walter Abel,
Cabot, Edward Ellis, Walter
ae... Story by Norman
. Fritz Lang, director.
o.Goldwyn-Mayer Hit

THERE WILL BE "FURY" FRIDAY!

Sugar and spice and everything nice... that's what "FURY" is not made of. Remember the terrific kick you got out of "The Big House" and "I'm a Fugitive From a Chain Gang." Well, forget it because "FURY" is coming with a wallop twice as powerful!

FRIDAY you'll meet the best people at the CAPITOL when "FURY" comes to town!

Winchell, Sobol, Skolsky, Sullivan and all the wise boys are printing the tip-off! Watch the apers!

SYLVIA SIDNEY · SPENCER TRACY in "FURY"... with Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan... Story by Norman Krasna. Fritz Lang, director. A Metro-Goldwyn-Mayer Hit!

FURY

FLASH FROM SKOLSKY IN HOLLYWOOD!

"A powerful and excellent flicker. Great reception at the preview."

—SIDNEY SKOLSKY, Daily News

(And Winchell, Sobol, Sullivan, and all the others are giving New York the tip-off. Watch!)

M-G
sensational drama "FURY"
sta
DAY at the CAPITOL

SYLVIA SIDNEY · SPENCER TRACY in "FURY"... with Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan... Story by Norman Krasna. Fritz Lang, director. A Metro-Goldwyn-Mayer Hit!

THE CAPITOL USES ITS DOME

by playing M-G-M's "FURY", that terrific screen drama that makes "The Big House" look like a little house. "FURY" will soon be the talk of this town. Come over for the roof-raising on FRIDAY when the audience stomps, whistles, cheers... and don't be surprised if

THE CAPITOL LOSES ITS DOME

FRIDAY'S the Day!

SYLVIA SIDNEY · SPENCER TRACY in "FURY"... with Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan... Story by Norman Krasna. Fritz Lang, director. A Metro-Goldwyn-Mayer Hit!

FURY

LOUIS SOBOL PREDICTS A FURORE!

"Watch the furore 'FURY' creates when it opens at the Capitol. Previews stamp it as one of the outstanding pictures of the season!

Winchell, Sobol, Skolsky and all the w
boys on Broadway are telling the to

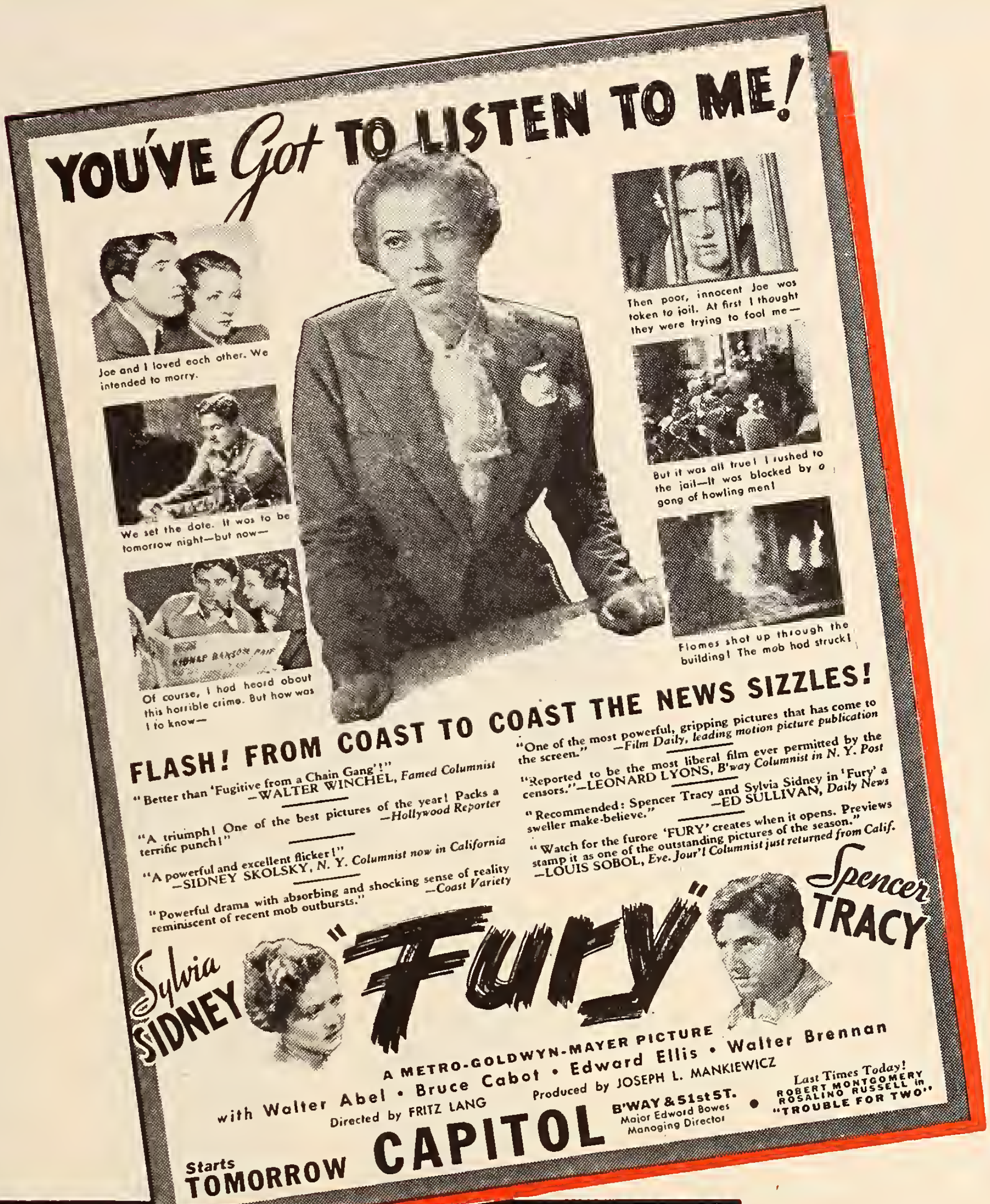
The Dome Will Blow Off the CAPITOL on FRIDAY... BE T

SYLVIA SIDNEY · SPENCER TRACY in "FURY"... with Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan... Story by Norman Krasna. Fritz Lang, director. A Metro-Goldwyn-Mayer Hit!

YORK PUT IT OVER!

On the day before, and the opening day two smash ads to climax the campaign that had the whole town talking!

THURS.



YOU'VE Got TO LISTEN TO ME!

Joe and I loved each other. We intended to marry.

We set the date. It was to be tomorrow night—but now—

Of course, I had heard about this horrible crime. But how was I to know—

Then poor, innocent Joe was taken to jail. At first I thought they were trying to fool me—

But it was all true! I rushed to the jail—It was blocked by a gang of howling men!

Flames shot up through the building! The mob had struck!

FLASH! FROM COAST TO COAST THE NEWS SIZZLES!

"Better than 'Fugitive from a Chain Gang'!" —WALTER WINCHEL, *Famed Columnist*

"A triumph! One of the best pictures of the year! Packs a terrific punch!" —*Hollywood Reporter*

"A powerful and excellent flicker!" —SIDNEY SKOLSKY, *N. Y. Columnist now in California*

"Powerful drama with absorbing and shocking sense of reality reminiscent of recent mob outbursts." —*Coast Variety*

"One of the most powerful, gripping pictures that has come to the screen." —*Film Daily, leading motion picture publication*

"Reported to be the most liberal film ever permitted by the censors."—LEONARD LYONS, *B'way Columnist in N. Y. Post*

"Recommended: Spencer Tracy and Sylvia Sidney in 'Fury' a sweller make-believe." —ED SULLIVAN, *Daily News*

"Watch for the furore 'FURY' creates when it opens. Previews stamp it as one of the outstanding pictures of the season." —LOUIS SOBOL, *Eve. Jour'l Columnist just returned from Calif.*

Sylvia SIDNEY "Fury" Spencer TRACY

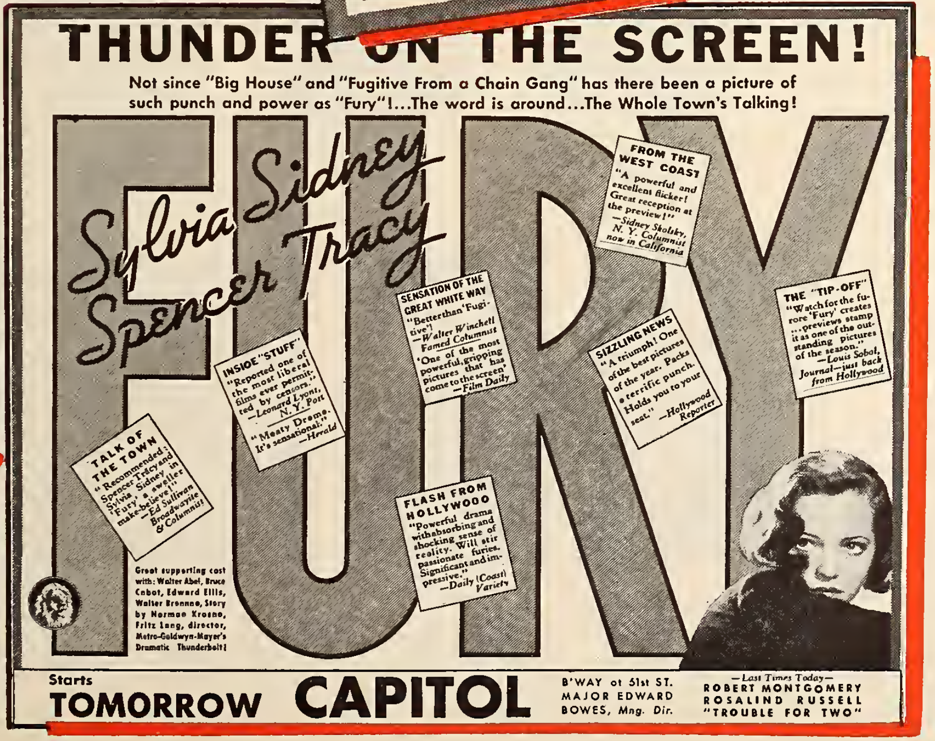
A METRO-GOLDWYN-MAYER PICTURE

with Walter Abel • Bruce Cabot • Edward Ellis • Walter Brennan

Directed by FRITZ LANG Produced by JOSEPH L. MANKIEWICZ

Starts TOMORROW **CAPITOL** B'WAY & 51st ST. Major Edward Bowes Managing Director • Last Times Today! ROBERT MONTGOMERY ROSALIND RUSSELL in "TROUBLE FOR TWO"

FRI.



THUNDER ON THE SCREEN!

Not since "Big House" and "Fugitive From a Chain Gang" has there been a picture of such punch and power as "Fury"!...The word is around...The Whole Town's Talking!

FURY

Sylvia Sidney Spencer Tracy

TALK OF THE TOWN "Recommended: Spencer Tracy and Sylvia Sidney in 'Fury,' a sweller make-believe!" —Ed Sullivan Broadwayite & Columnist

INSIDE "STUFF" "Reported one of the most liberal films ever permitted by censors." —Leonard Lyons, N. Y. Post "Meaty Drama. It's sensational." —Herald

SENSATION OF THE GREAT WHITE WAY "Better than 'Fugitive'!" —Walter Winchell Famed Columnist 'One of the most powerful, gripping pictures that has come to the screen' —Film Daily

FLASH FROM HOLLYWOOD "Powerful drama with absorbing and shocking sense of reality. Will stir passionate furies. Significant and impressive." —Daily (Coast) Variety

FROM THE WEST COAST "A powerful and excellent flicker! Great reception at the preview!" —Sidney Skolsky, N. Y. Columnist now in California

SIZZLING NEWS "A triumph! One of the best pictures of the year. Packs a terrific punch. Holds you to your seat." —Hollywood Reporter

THE "TIP-OFF" "Watch for the furore 'Fury' creates ...previews stamp it as one of the outstanding pictures of the season." —Louis Sobol, Journal—just back from Hollywood

Great supporting cast with: Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan, Story by Norman Krasna, Fritz Lang, director, Metro-Goldwyn-Mayer's Dramatic Thunderbolt!

Starts TOMORROW **CAPITOL** B'WAY at 51st ST. MAJOR EDWARD BOWES, Mng. Dir. —Last Times Today— ROBERT MONTGOMERY ROSALIND RUSSELL "TROUBLE FOR TWO"

Warners Are Expected to Announce 60

(*Continued from page* 1)

charge of foreign distribution; Joseph Bernhard, general manager of Warner Theatres; S. Charles Einfeld, director of advertising and publicity; Norman H. Moray, in charge of Vitaphone shorts and trailers; Robert Mochrie, assistant eastern and Canadian sales manager; Sam Sax, head of the Vitaphone studio in the east; J. S. Hummel, general foreign sales manager; Karl MacDonald, district manager for Latin America; Jacob Wilk, story editor; Ed. Selzer, publicity director of the coast studio; A. W. Schwalberg, director exchanges; Arthur Sachson and Mike Dolid.

Divisional Managers Attend

The company's eastern and Canadian district and branch managers who will attend include:

Robert Smeltzer, eastern district manager, with headquarters in Washington, and branch managers Ray S. Smith of Albany; Thomas B. Spry, Boston; Harry A. Seed, Buffalo; Nat Furst, New Haven; W. G. Mansell, Philadelphia; Charles Rich, Pittsburgh; Fred E. North, central district manager with headquarters in Detroit, and branch managers Al Shmitken, Cincinnati; M. Mooney, Cleveland; Oscar Kuschner, Indianapolis; R. H. Haines, metropolitan district manager, and branch managers Harry Decker, New York and Brooklyn, and Harry Hummell of New Jersey; H. O. Paynter, Canadian district manager with headquarters in Toronto, and branch managers L. Geller, Calgary; M. J. Isman, Montreal; L. McKenzie, St. John; J. Plottel, Vancouver; W. Cohen, Winnipeg.

Western, Southern Men to Chicago

The following district and branch managers from the south and west will attend the convention in Chicago:

Fred M. Jack, southern district manager with headquarters in Dallas and branch managers H. J. Ochs, Atlanta; R. L. McCoy, Charlotte; W. E. Callaway, Dallas; Byron Adams, Memphis; L. Conner, New Orleans; J. O. Rohde, Oklahoma City; Leo Blank, midwest district manager with headquarters in Chicago and branch managers T. I. Gillian, Chicago; E. J. Tilton, Des Moines; William Warner, Kansas City; R. T. Smith, Milwaukee; Rud Lohrenz, Minneapolis; C. K. Olson, Omaha; Hall Walsh, St. Louis; N. H. Brower, west coast district manager with headquarters in Los Angeles, and branch managers E. A. Bell, Denver; Newt Levi, Los Angeles; Vete Stewart, Portland; W. F. Gordon, Salt Lake City; Charles Muehlman, San Francisco, and Al Oxtoby, Seattle.

Today's session will be devoted to screenings. Following each screening, informal business meetings will be held with Smith and Mochrie. "The White Angel" will be shown this morning, "The Green Pastures" this afternoon and "Anthony Adverse" this evening.

The regular business sessions will be resumed at the Ritz Towers tomorrow.

"God's Country" Script Finished

HOLLYWOOD, June 2.—Peter Milne and Charles Belden have completed the screen adaptation of the James Oliver Curwood novel, "God's Country and the Woman." First National will start production shortly in Technicolor. Bette Davis and George Brent will be starred.

Allen to View "Adverse"

Hervey Allen, author of "Anthony Adverse," will be a guest today at the Warner home office projection room, where he will see, for his first time, a screening of his story.

Vitaphone Cutting 25

Twenty-five Vitaphone shorts are in the hands of the cutters at the Brooklyn Vitaphone studios, according to Sam Sax, production chief. Twelve of these are two-reelers, while 13 are one-reelers.

Planning "Kid Galahad"

HOLLYWOOD, June 2.—Warners have purchased Francis Wallace's *Saturday Evening Post* serial, "Kid Galahad," and will start work on it at once. The cast will be named within two weeks.

Finishing "Light Brigade"

HOLLYWOOD, June 2.—The latter part of this week will mark the completion of "The Charge of the Light Brigade" in which Warners are starring Errol Flynn and Olivia de Havilland under the direction of Michael Curtiz. Patric Knowles, English actor, will make his American debut in the film.

Warner-ites in Convention

H. M. WARNER
President

A. L. WARNER
Vice-President

A. W. SMITH, Jr.
Eastern, Canadian Sales Manager

G. L. SEARS
Western Sales Manager

NORMAN H. MORAY
Shorts Sales Manager

JOSEPH BERNHARD
General Manager Theatres

SAM E. MORRIS
Foreign Sales Manager

JACOB WILK
Head of Story Department

S. CHAS. EINFELD
Director, Advertising Publicity

ROBERT MOCHRIE
Assistant Sales Mgr. East, Canada

SAM SAX
Vitaphone Studio Head

Entire Warner List Signed for by RKO

The complete list of Warner, First National and Cosmopolitan features, including Vitaphone shorts and trailers, will play all RKO metropolitan "A" houses under the terms of a deal negotiated by A. W. Smith, Jr., Warner manager of eastern and Canadian distribution.

The following 34 houses are involved: 81st Street, 23rd Street, 58th Street, 86th Street, Regent, 125th Street, Hamilton, Coliseum, Fordham, Franklin, Royal, Chester, Yonkers, Mt. Vernon, New Rochelle, White Plains, Alhambra, Colonial, Academy, Jefferson, Crotona, Park Plaza, Alden, Kenmore, Prospect, Greenpoint, Bushwick, Tilyou, Madison, Richmond Hill, Dyker, Orpheum, Flushing and Far Rockaway.

Line Up Four for Flynn

HOLLYWOOD, June 2.—Warners have four pictures lined up for Errol Flynn. They are, "Another Dawn," in which Bette Davis and Ian Hunter are also to appear, "Robin Hood," a remake of Rafael Sabatini's "The Sea Hawk," and "The White Rajah," Flynn's original story, which Warners have purchased. They will be produced in the order named.

Warners Set Release

HOLLYWOOD, June 2.—Warners will release "Give Me Your Heart," the new Kay Francis picture, under the Cosmopolitan banner. The studio also has purchased "Return from Limbo," a *Saturday Evening Post* story by A. H. Z. Carr, as the next picture for Miss Francis.

The Sun Never Sets
on GB

THEATRES
PRODUCTION
DISTRIBUTION
NEWSREELS
VAUDEVILLE THEATRES
LEGITIMATE THEATRES
STAGE PRODUCTIONS
RADIO STATIONS
RADIO SETS
PHONOGRAPH SETS
EDUCATIONALS
16 MM PROGRAMMES
HOME PROJECTORS
THEATRE SUPPLIES
RECORDING EQUIPMENT
SOUND EQUIPMENT
CONSTRUCTION CO.
BUILDING ENGINEERS
HOTELS
CATERERS
RESTAURANTS
CAFES
DANCE PALACES
TELEVISION

The largest employers of man-power in the entertainment world.

●

15,000 people on the permanent payroll (52) weeks in the year; outside of production . . . . .

24 FOR 1936-'37

JESSIE MATTHEWS
GEORGE ARLISS
CONSTANCE BENNETT
VICTOR † McLAGLEN
SYLVIA ★ SIDNEY
EDMUND LOWE
HELEN VINSON
RICHARD ARLEN
CONSTANCE CUMMINGS
CLIVE BROOK
CICELY COURTNEIDGE
NILS ASTHER
NOVA PILBEAM
CEDRIC HARDWICKE
DOUGLASS MONTGOMERY
JACK HULBERT
NOAH BEERY
ROLAND YOUNG
GINA MALO
DESMOND TESTER
OSCAR HOMOLKA
JOHN GIELGUD
WILL HAY
GORDON HARKER
JOHN MILLS
ERNEST TRUEX
BARRY MACKAY
RICHARD TAUBER

★Courtesy of WALTER WANGER †Courtesy of 20th CENTURY-FOX

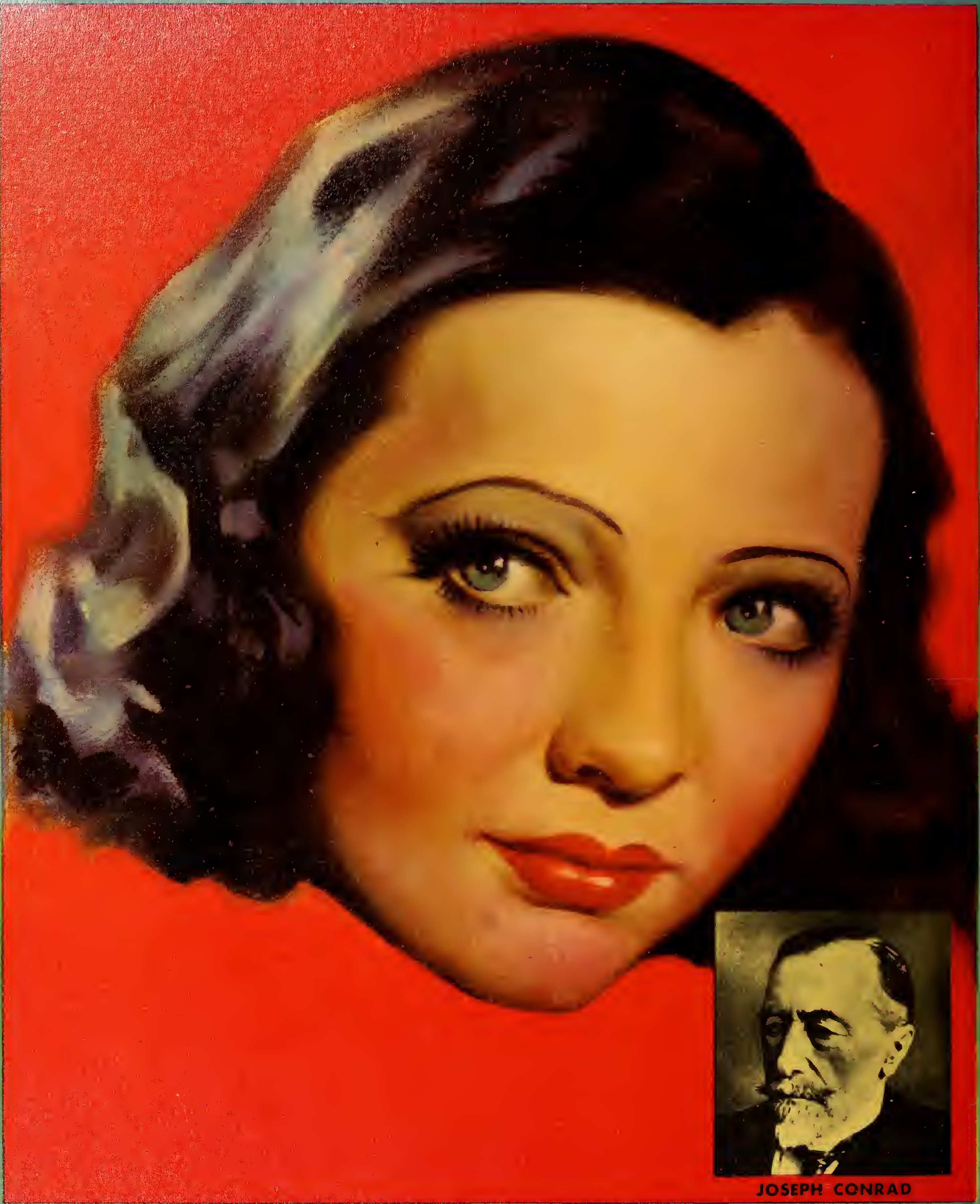
TOPS 'EM ALL

GB

24 FOR 1936-'37

PHYSICAL DISTRIBUTION • 20th CENTURY-FOX • CANADA, EMPIRE FILMS, LTD.

Announcing THE NEWEST AND GREATEST ROMANTIC TEAM IN MOTION PICTURES



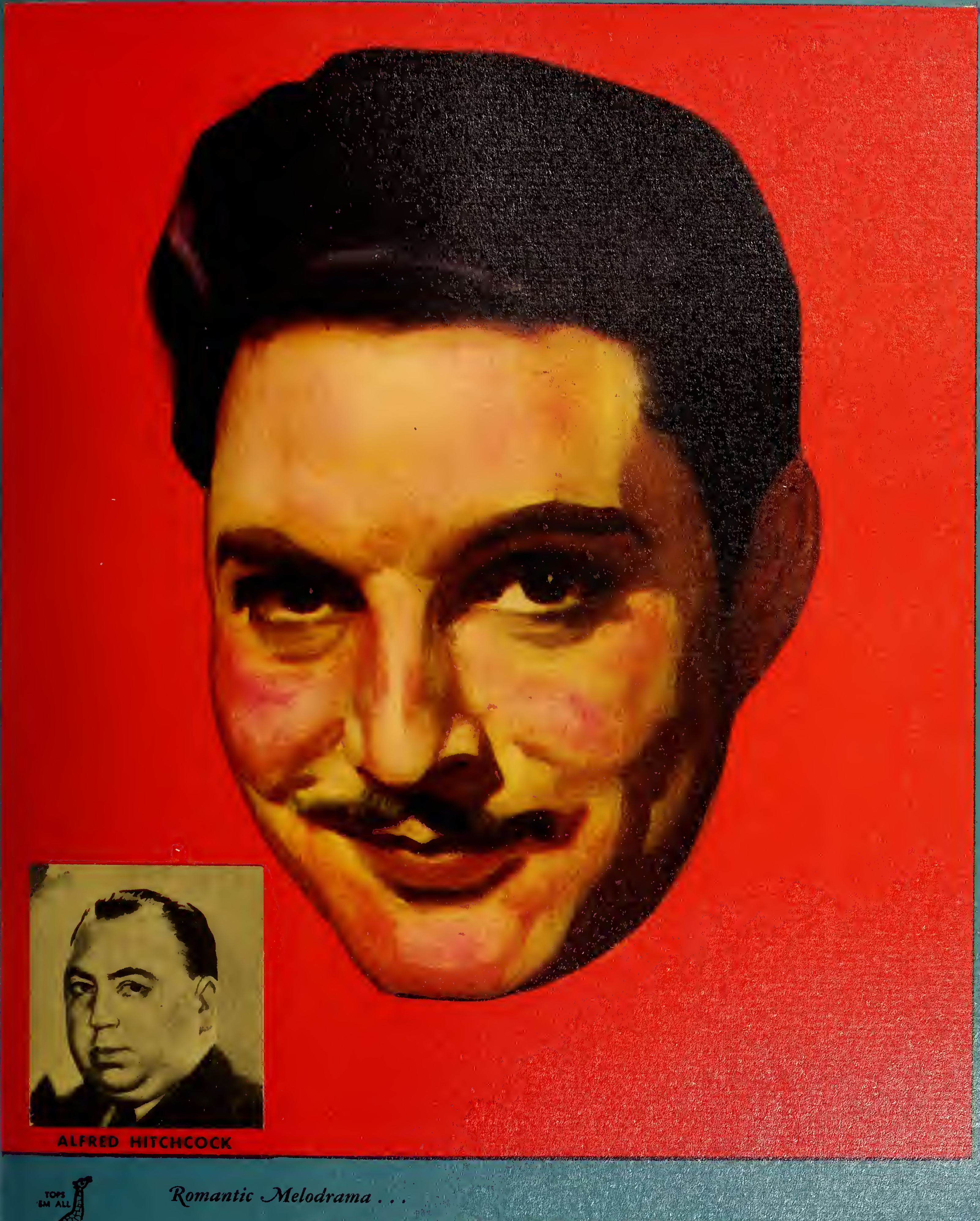
TOPS 'EM ALL

Romantic Melodrama . . .

*SYLVIA SIDNEY ROBERT DONAT
THE HIDDEN POWER

Director, Alfred Hitchcock Author, Joseph Conrad *Courtesy of Walter Wanger

Hitchcock (director of "The 39 Steps" and "Secret Agent") follows with another vast production.



ALFRED HITCHCOCK

TOPS 'EM ALL

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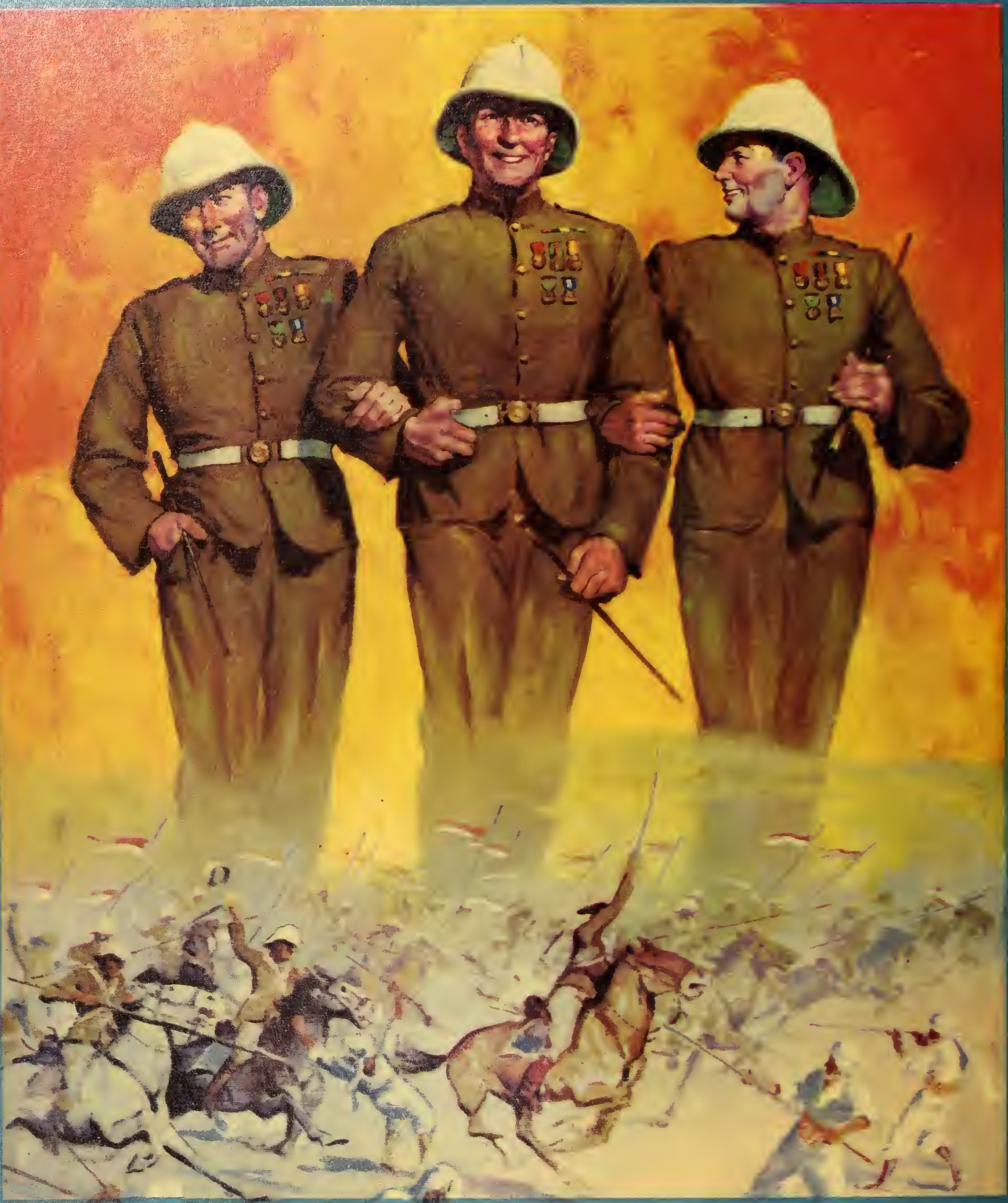


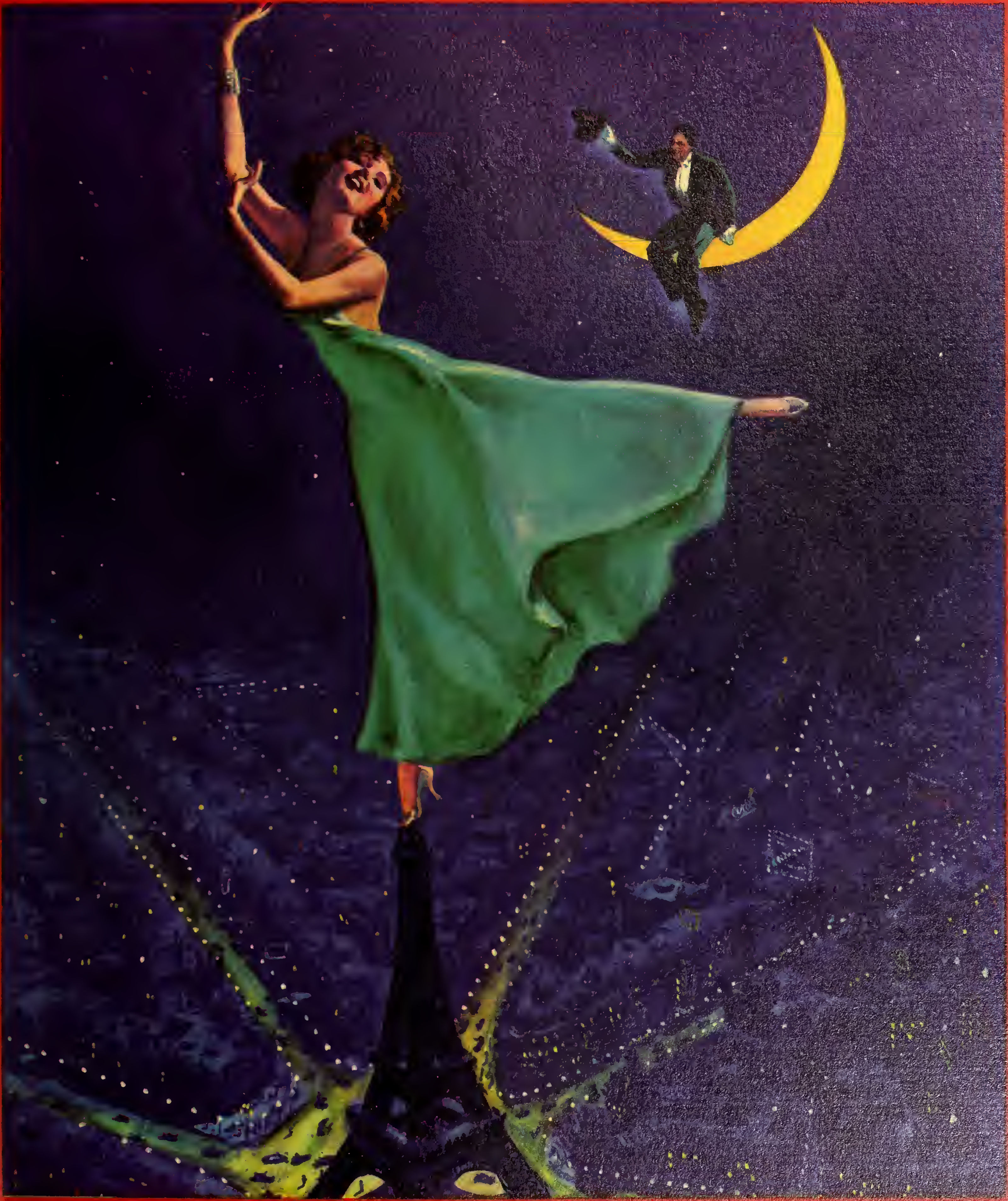
TOPS 'EM ALL

Adventure Drama . . .

*VICTOR McLAGLEN in KIPLING'S SOLDIERS THREE

Director, Raoul Walsh · Scenes in India, Directed by Geoffrey Barkas
Author, Rudyard Kipling

*Courtesy, 20th Century-Fox.

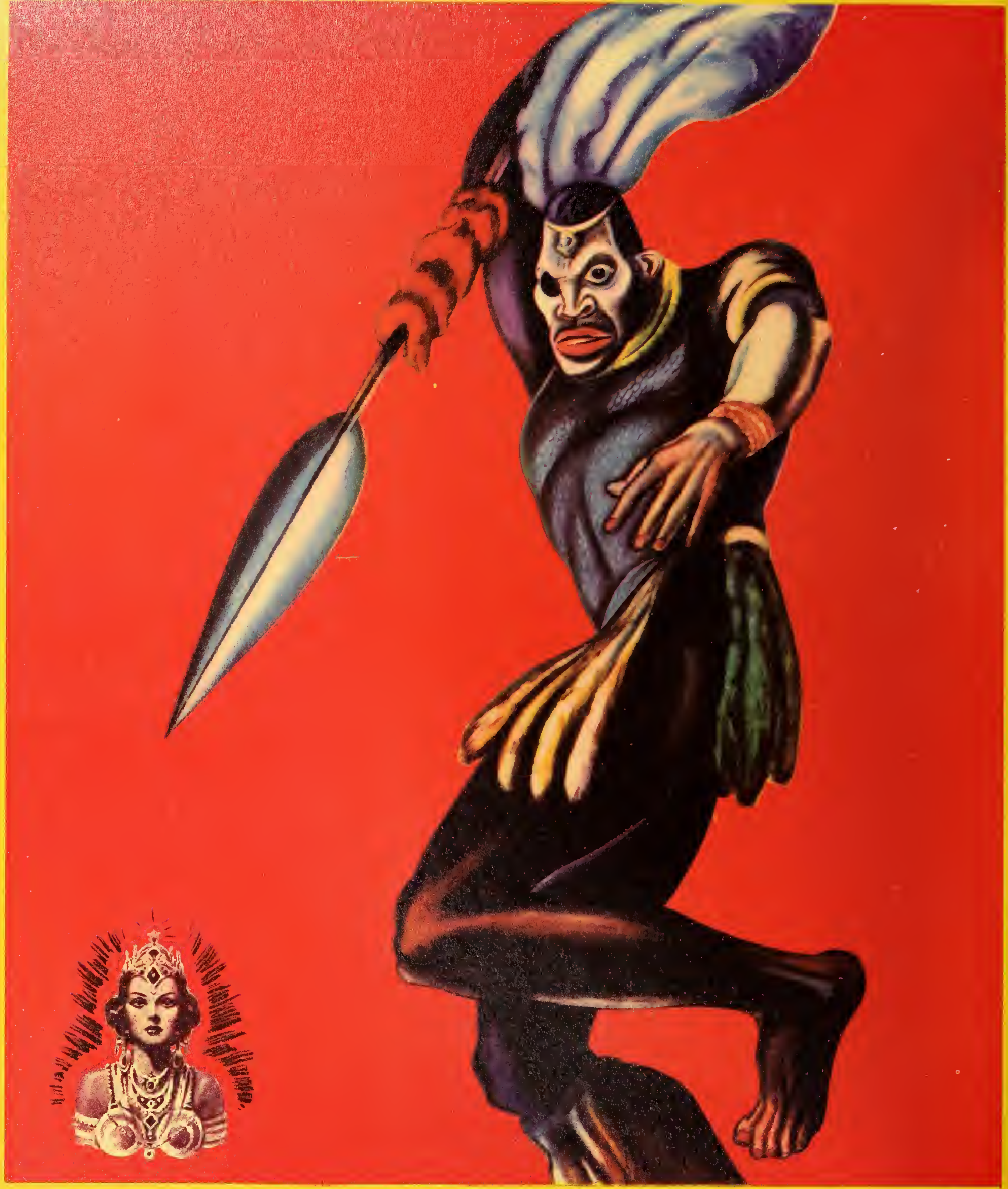


Dancing Musicals . . .

JESSIE MATTHEWS in (2). First, PARIS LOVE SONG

Director, Sonnie Hale. Author, Francois de Croisset. Song hits by Gordon & Revel.

The dancing divinity has danced her way into the hearts of all America. Second subject untitled.



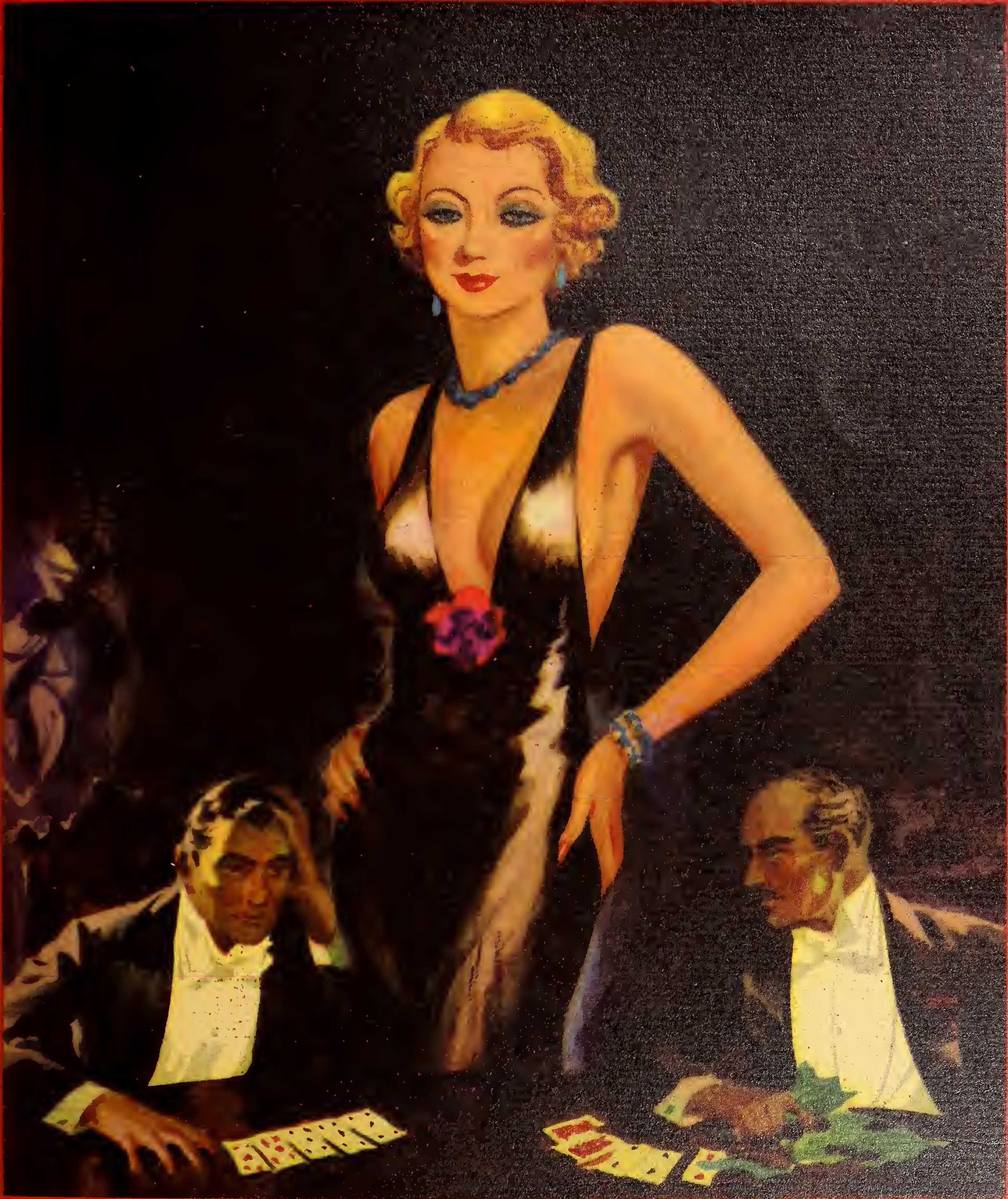
TOPS 'EM ALL

Adventure Thriller . . .

KING SOLOMON'S MINES   ROLAND YOUNG

Author, Sir H. Rider Haggard

Treasure hunting through Africa's darkest jungles. Picturized on a stupendous scale.



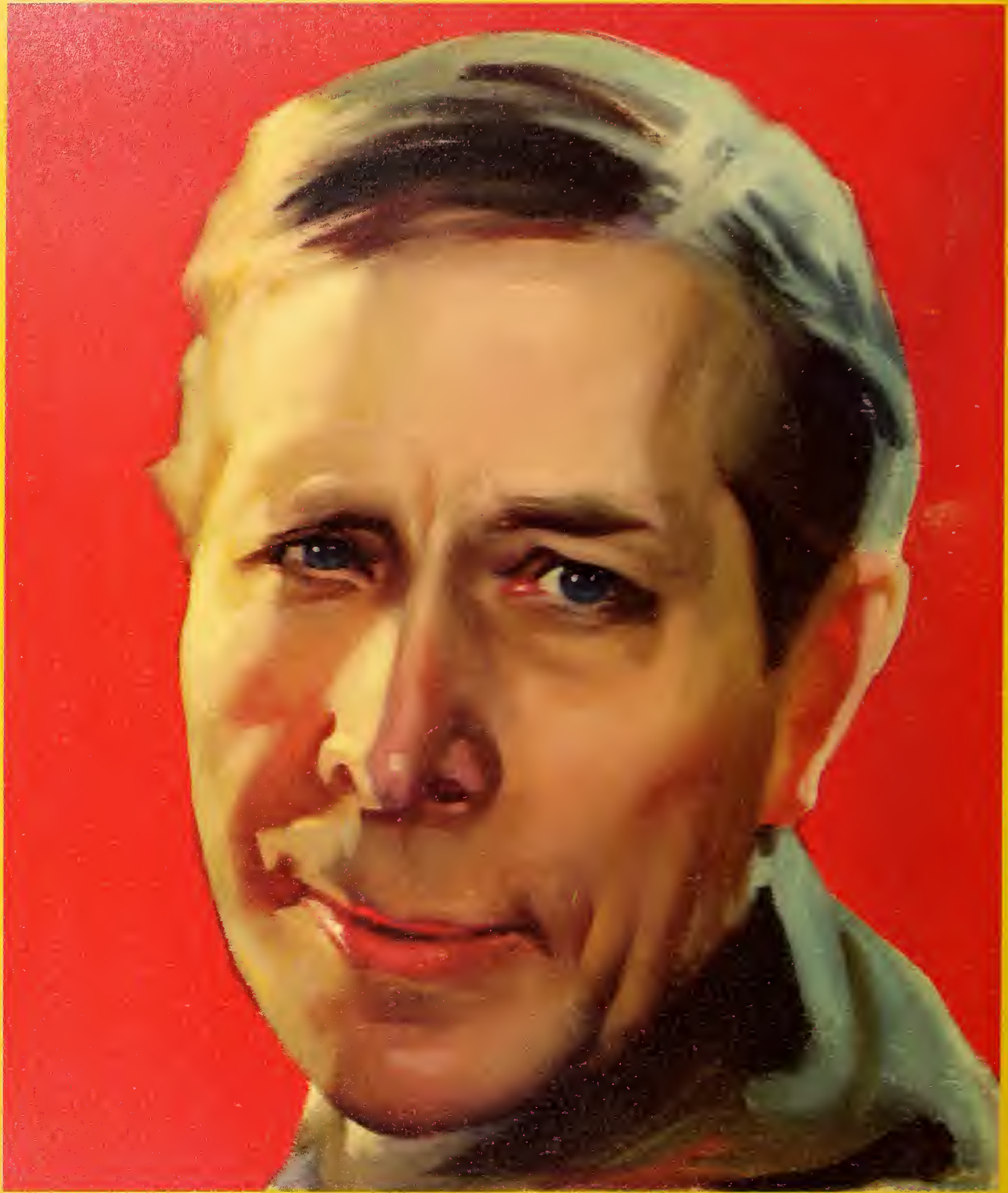
TOPS 'EM ALL

Ultra-Modern Drama . . .

CONSTANCE BENNETT in THE HAWK

From the play by Francois de Croisset

Glamorous decoy for international card sharks falls in love with victim, and crosses double crossers



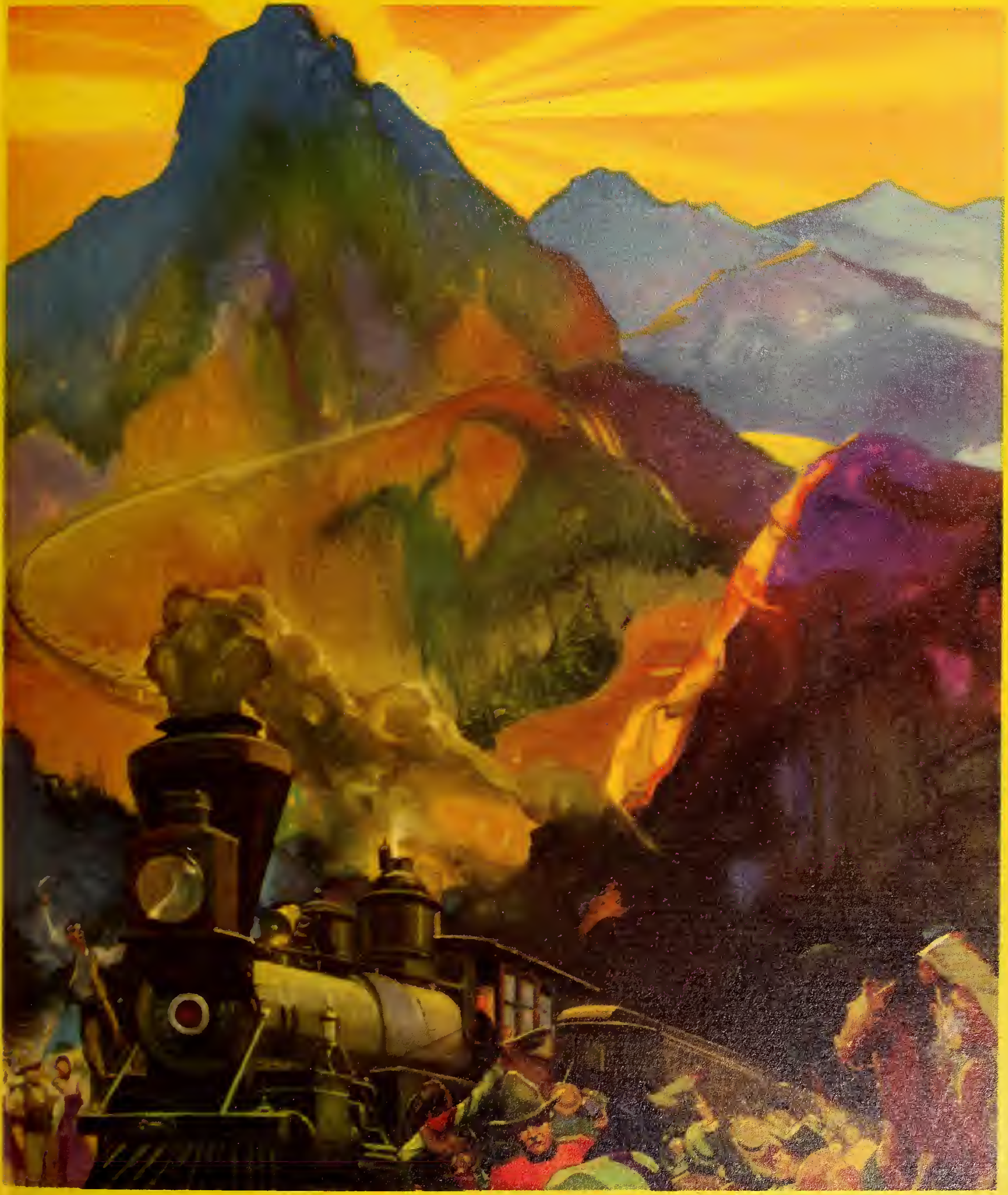
TOPS 'EM ALL

Mystery Drama . . .

GEORGE ARLISS in (2) First, THE NELSON TOUCH

From the play by Neil Grant

Arliss in a new role. A modern Jekyll and Hyde. Second—untitled.



TOPS 'EM ALL

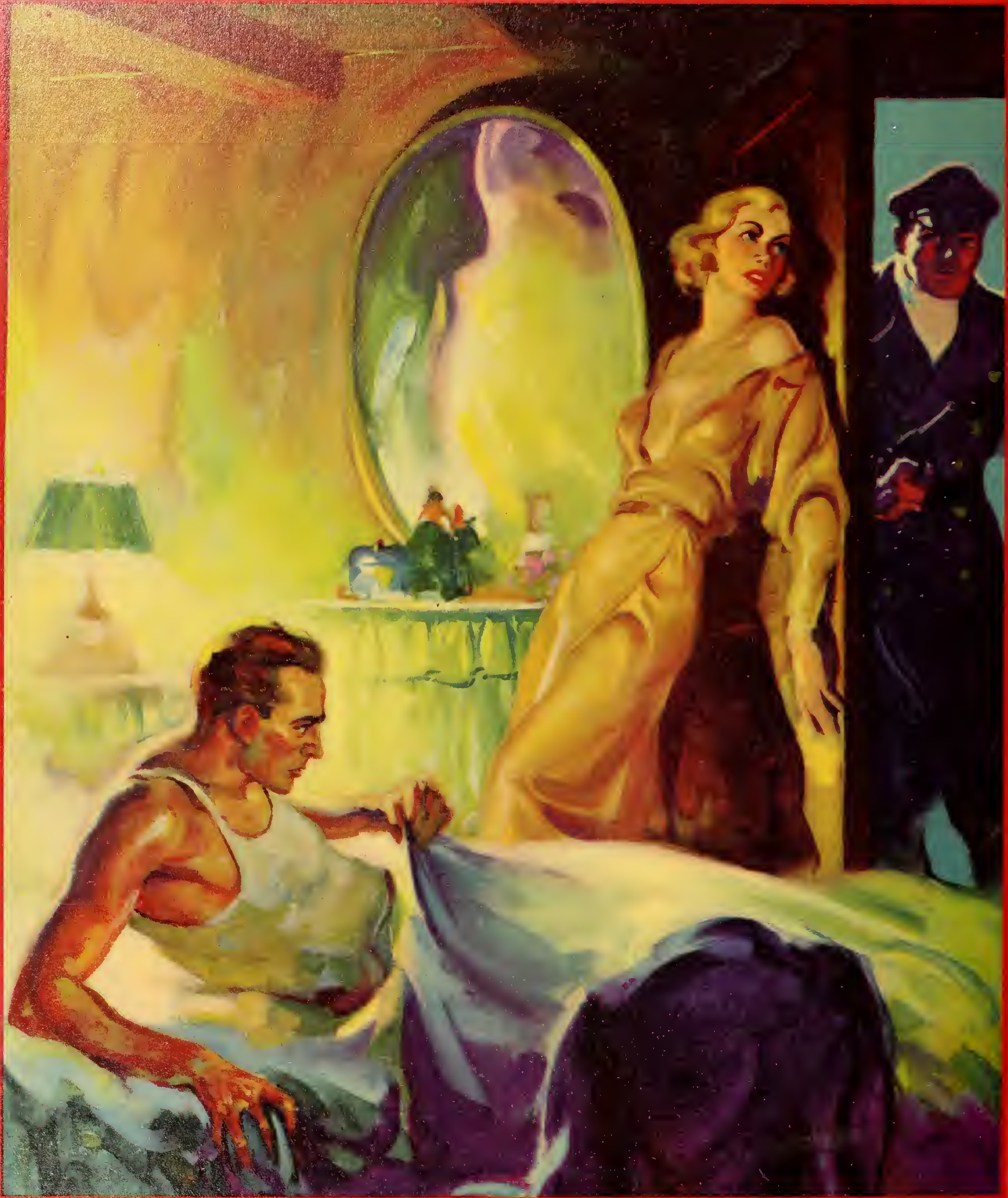
Adventure Drama . . .

THE GREAT BARRIER RICHARD ARLEN, LILLI PALMER, BARRY MACKAY, BARBARA GREENE

Director, Geoffrey Barkas

Based on a story by Alan Sullivan

Remember "The Iron Horse"? Remember "The Covered Wagon"? This saga of the C.P.R. will be bigger.

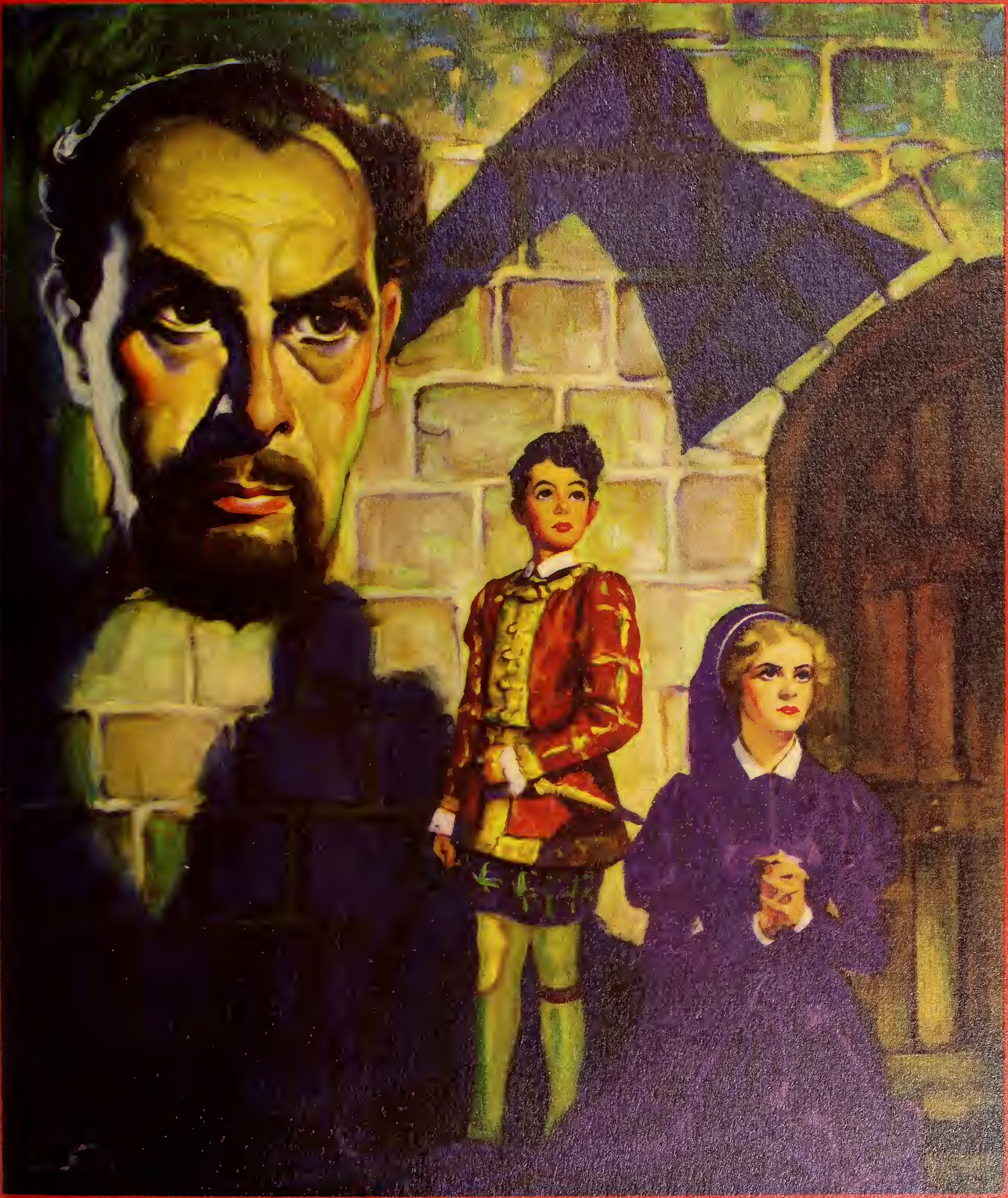


Romantic Melodrama . . .

CONSTANCE BENNETT. EVERYTHING IS THUNDER. DOUGLASS MONTGOMERY

OSCAR HOMOLKA ('KRUGER' OF 'RHODES').

Director, Milton Rosmer
Author, Jocelyn Lee Hardy



TOPS 'EM ALL

GB

Drama . . .

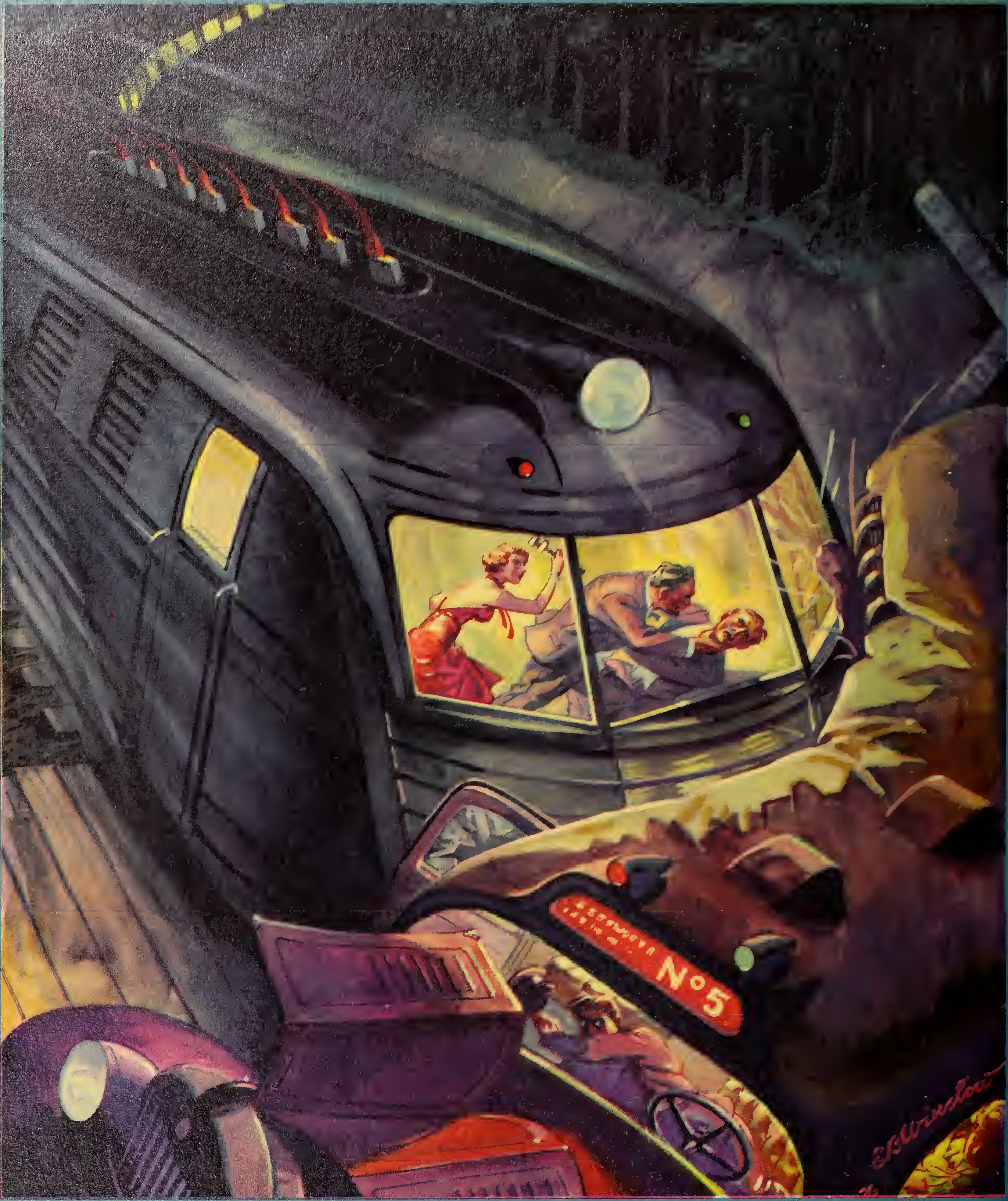
NINE DAYS A QUEEN

(The story of Lady Jane Grey)

CEDRIC HARDWICKE **John Mills** **Nova Pilbeam** **Desmond Tester**

Director-Author, Robert Stevenson

Nothing short of a miracle will prevent this from being selected as the best picture of the year.



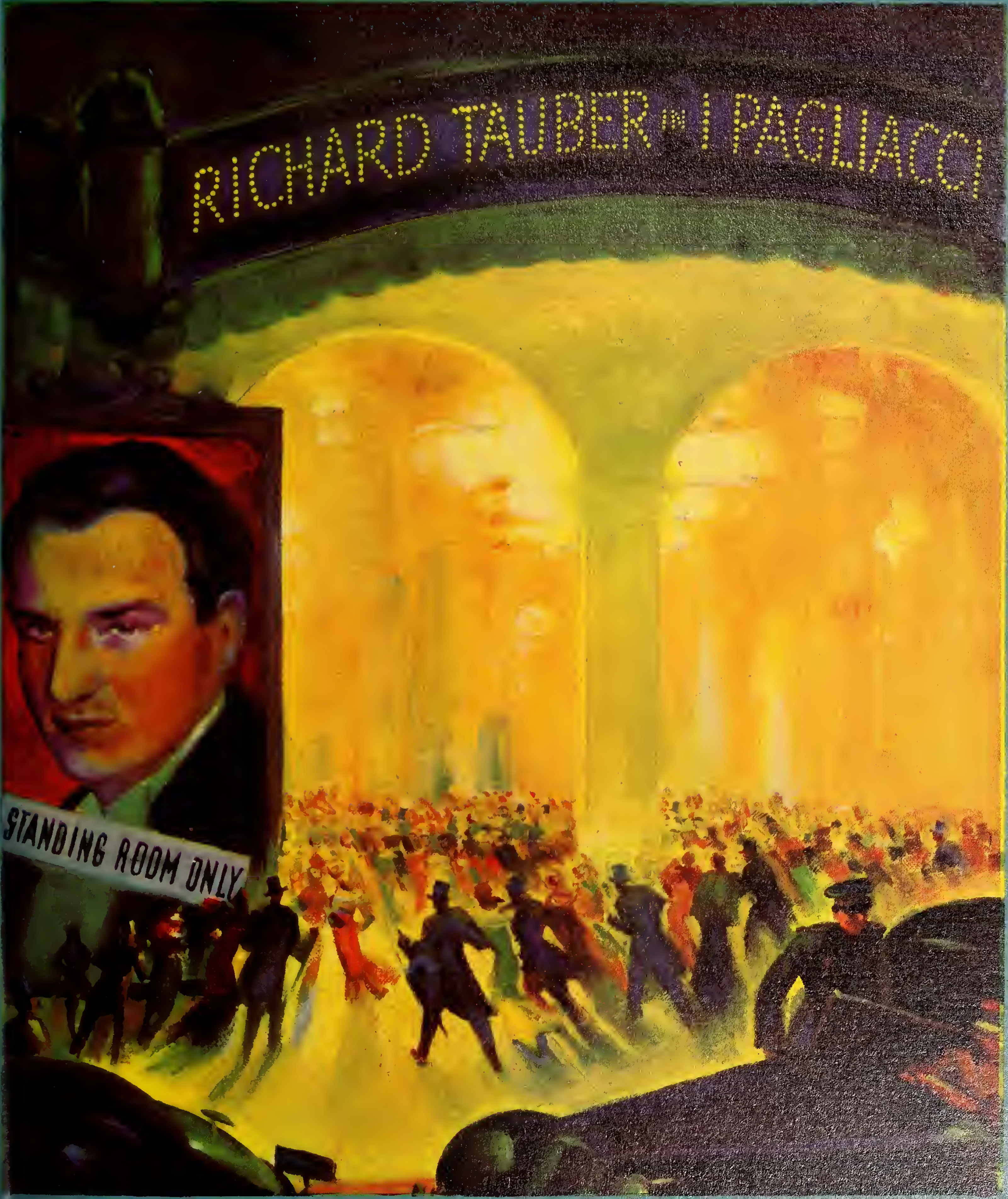
TOPS 'EM ALL

Action Melodrama . . .

EDMUND LOWE. CONSTANCE CUMMINGS. DOOMED CARGO

Director, Albert de Courville. Authors, Arnold Ridley and Bernard Merivale.

Blue Blood Bandits working a new racket on transcontinental trains.


RICHARD TAUBER in I PAGLIACCI
STANDING ROOM ONLY

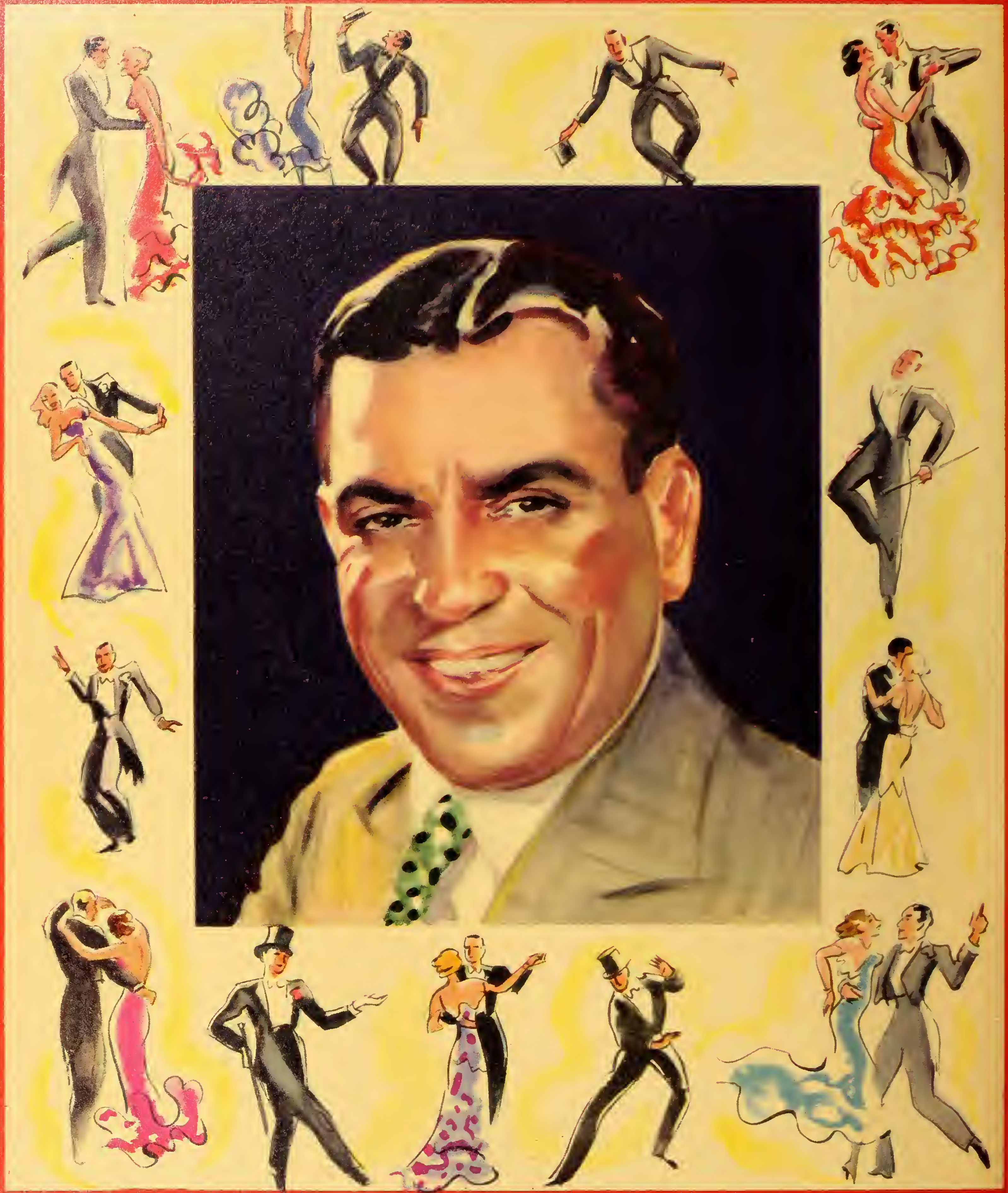
TOPS 'EM ALL

Romantic Drama . . .

RICHARD TAUBER in A MUSICAL ROMANCE

Tauber is Europe's reigning favorite. As a singer. As an actor. This will be his masterpiece.

A Capitol Film

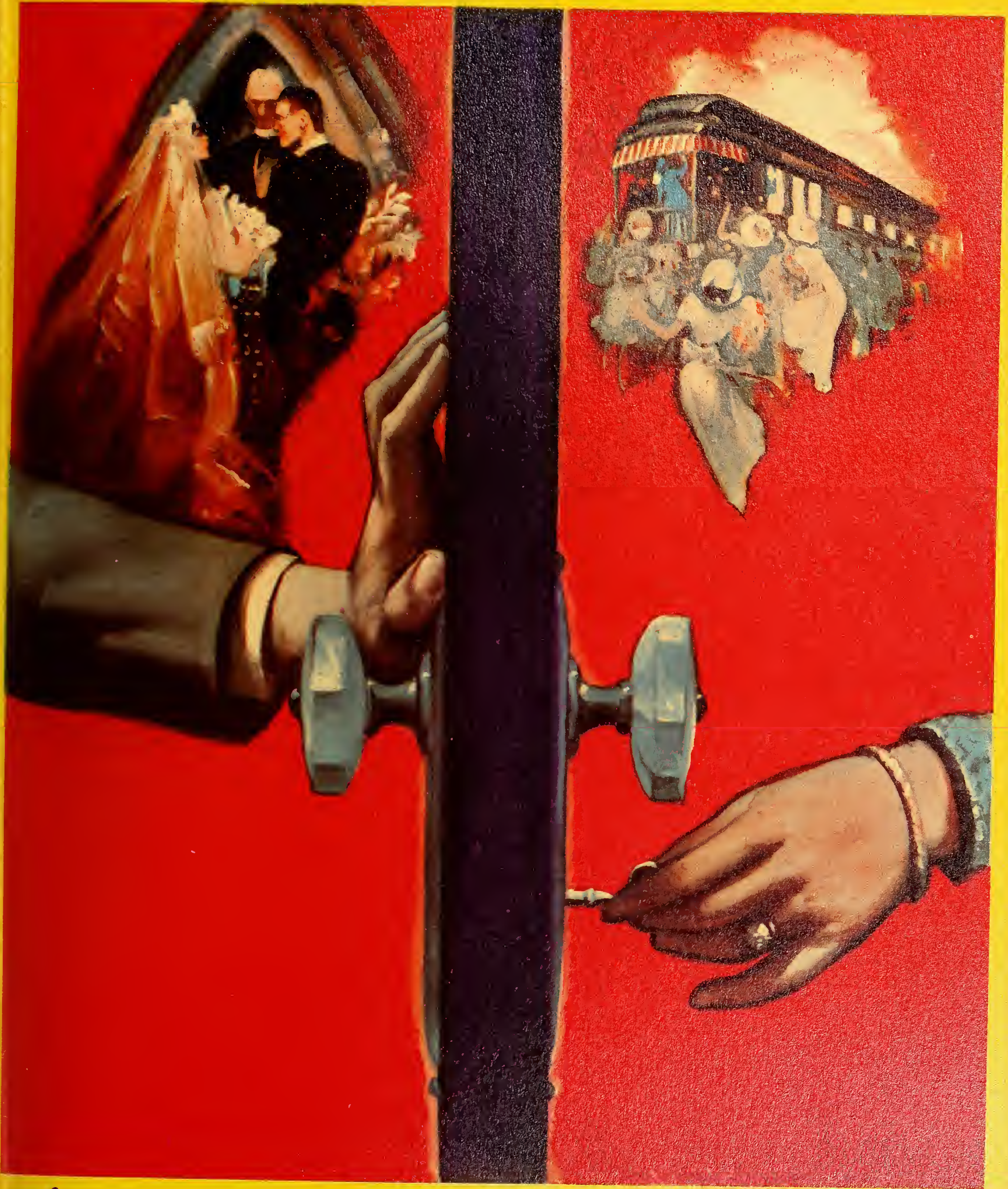


Fast Stepping Musicals . . .

CHARLES "CHUCK" REISNER PRODUCTIONS (2). First, EVERYBODY DANCE

Story by Ralph Spence, Leslie Arliss. Music by Gordon and Revel

Reisner directed Chaplin's, Dressler's biggest hits. Second subject untitled.



TOPS 'EM ALL

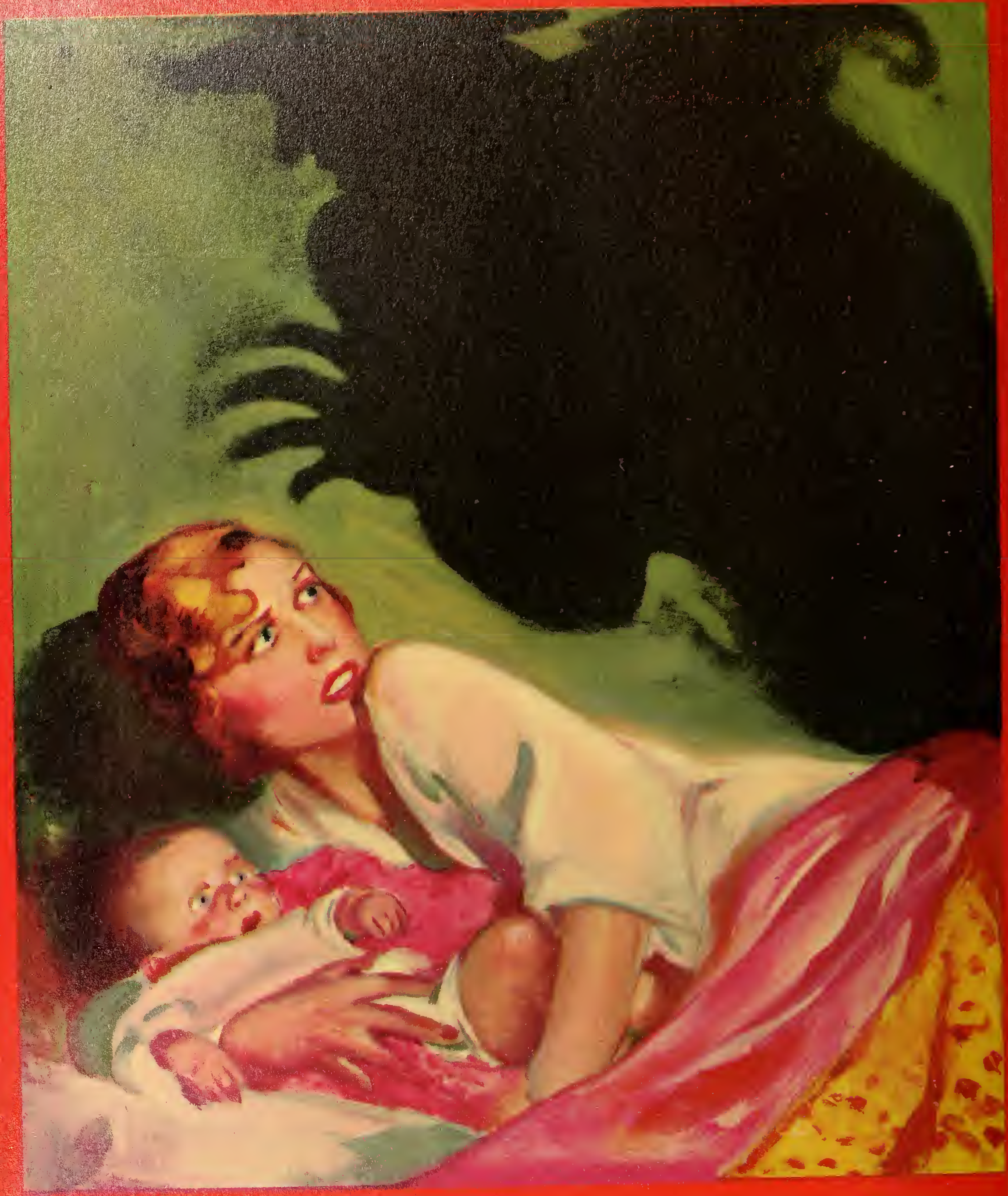
Romantic Melodrama . . .

STRANGERS ON A HONEYMOON

CONSTANCE CUMMINGS HUGH SINCLAIR

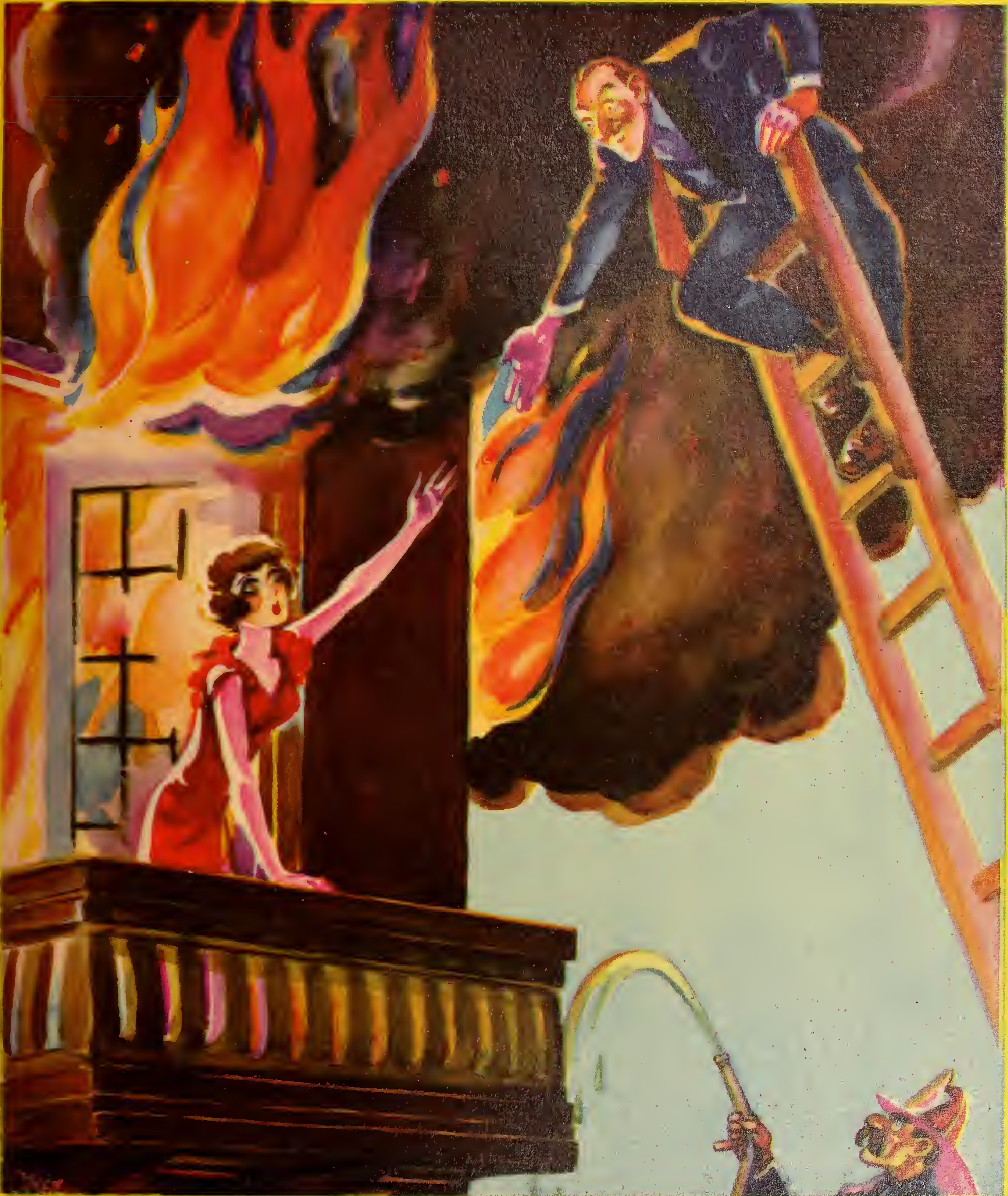
Director, Albert de Courville Author, Edgar Wallace

A combined "It Happened One Night"—"39 Steps". Edgar Wallace's best seller.



Action Melodrama . . .

THE THREAT



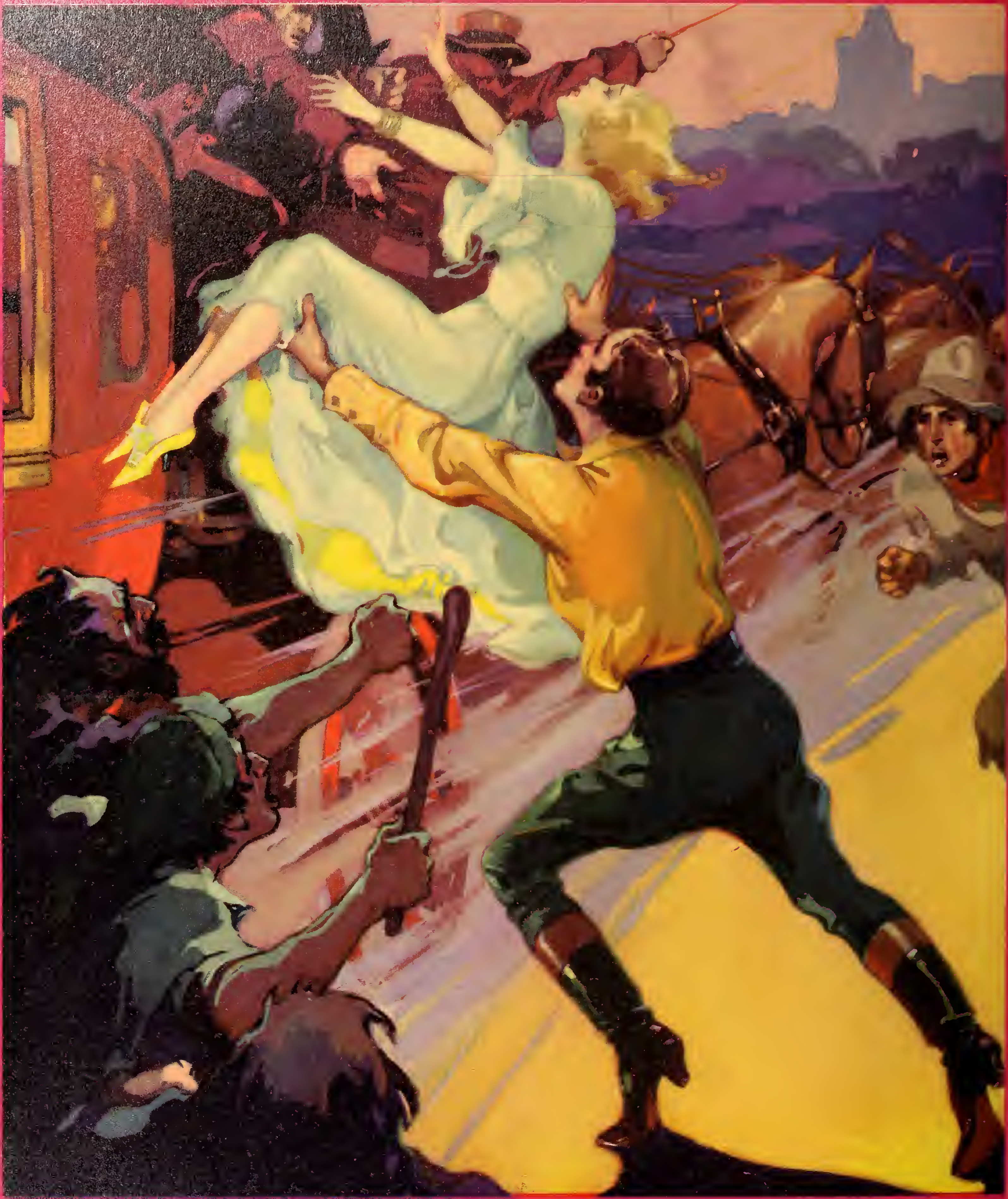
TOPS 'EM ALL

Dancing Musical . . .

JACK HULBERT in THE TWO OF US. GINA MALO

Directors, Jack Hulbert, Robert Stevenson. Music by Sigler, Goodhart, Hoffman

From the play, "Youth at the Helm" by Paul Vulpius, which holds all recent long run records in London.



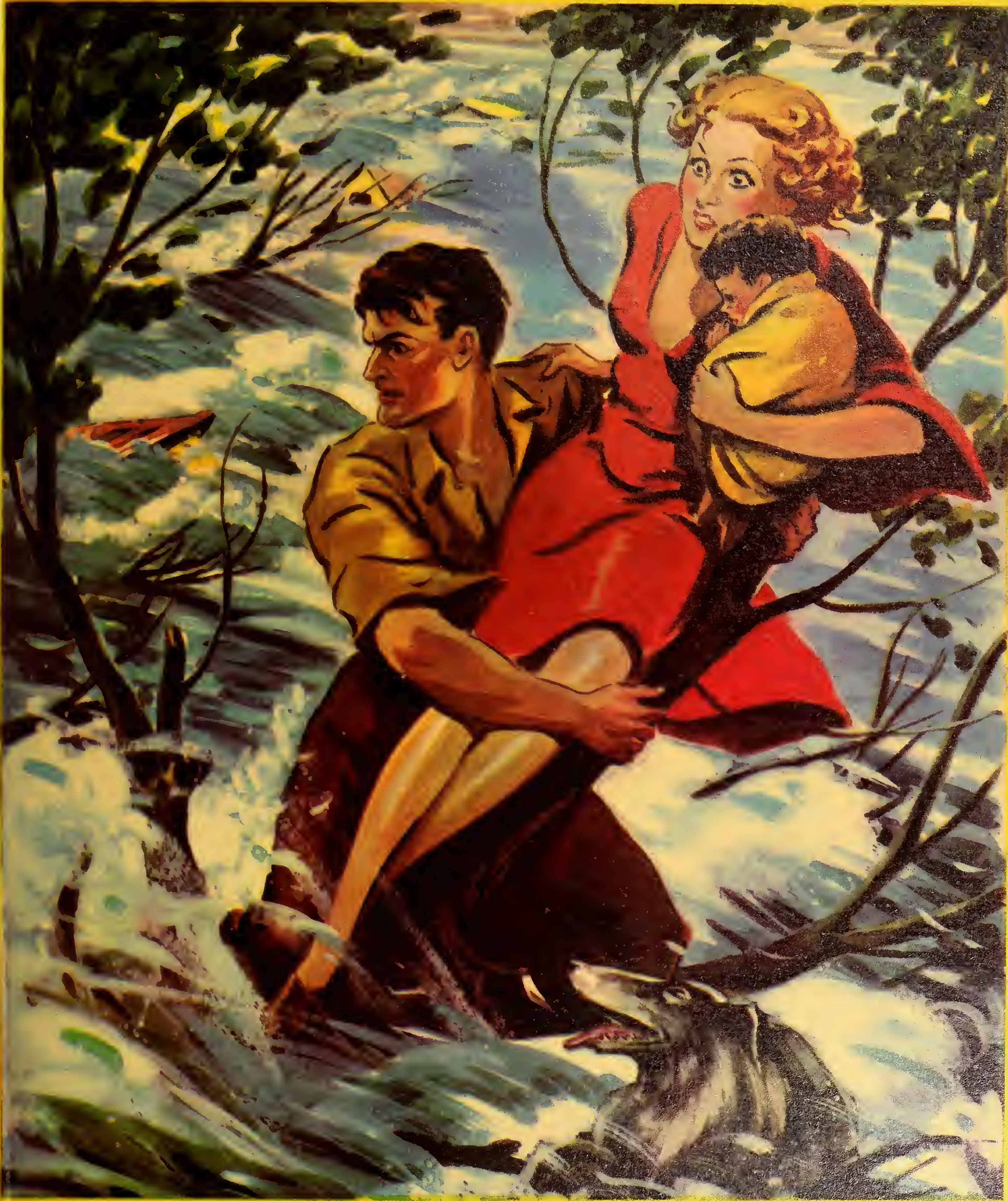
TOPS 'EM ALL

Romantic Melodrama . . .

THE MARRIAGE OF CORBAL. NOAH BEERY, NILS ASTHER, HAZEL TERRY

Director, Karl Grune. Author, Rafael Sabatini ("Captain Blood", "Sea Hawk")

Sabatini's novels are sure fire. As romantic thrillers. As best sellers. This is his best yet.

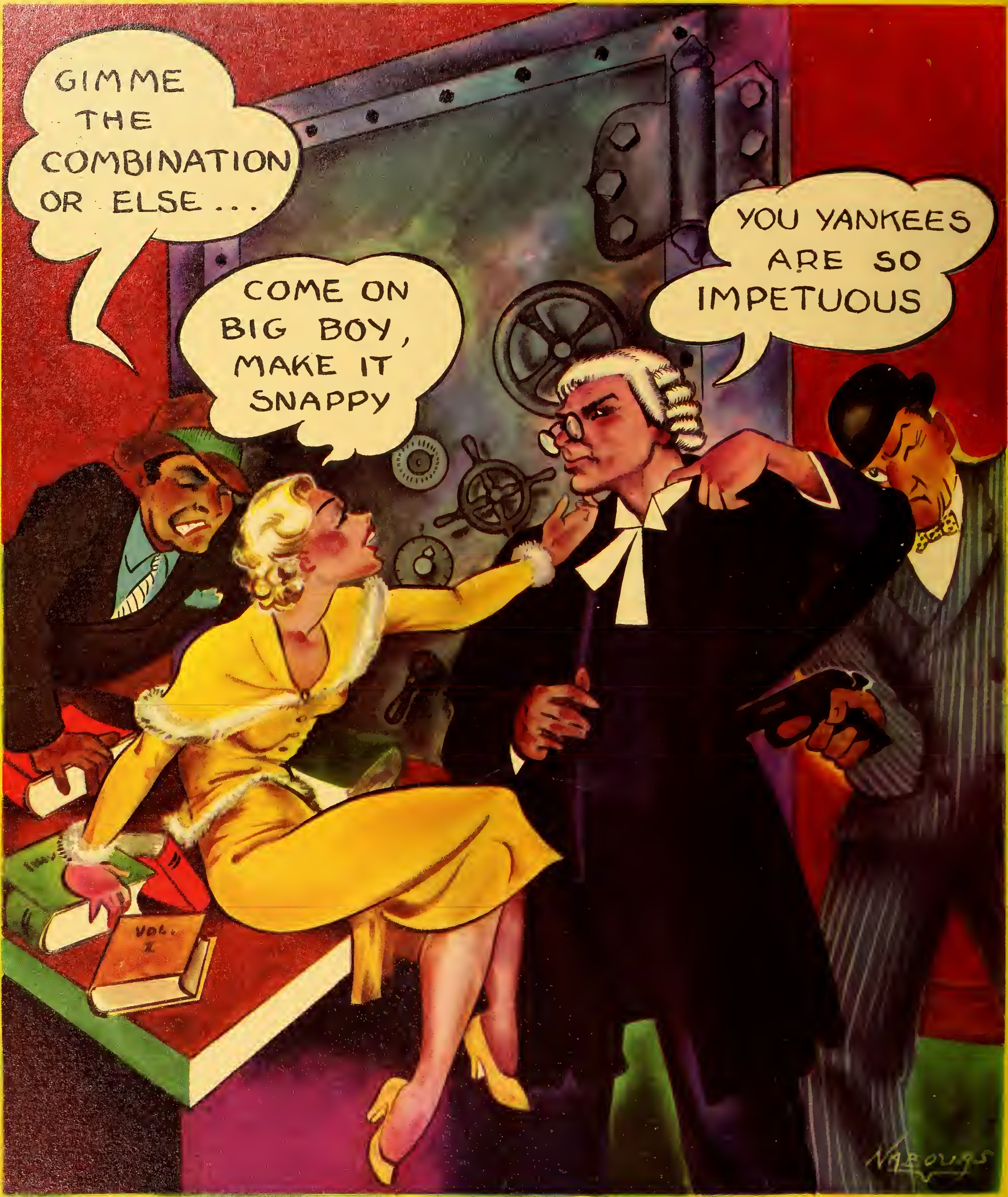


TOPS 'EM ALL

GB

Action Melodrama . . .

RIVER OF UNREST


GIMME THE COMBINATION OR ELSE...
COME ON BIG BOY, MAKE IT SNAPPY
YOU YANKEES ARE SO IMPETUOUS
VOL. I

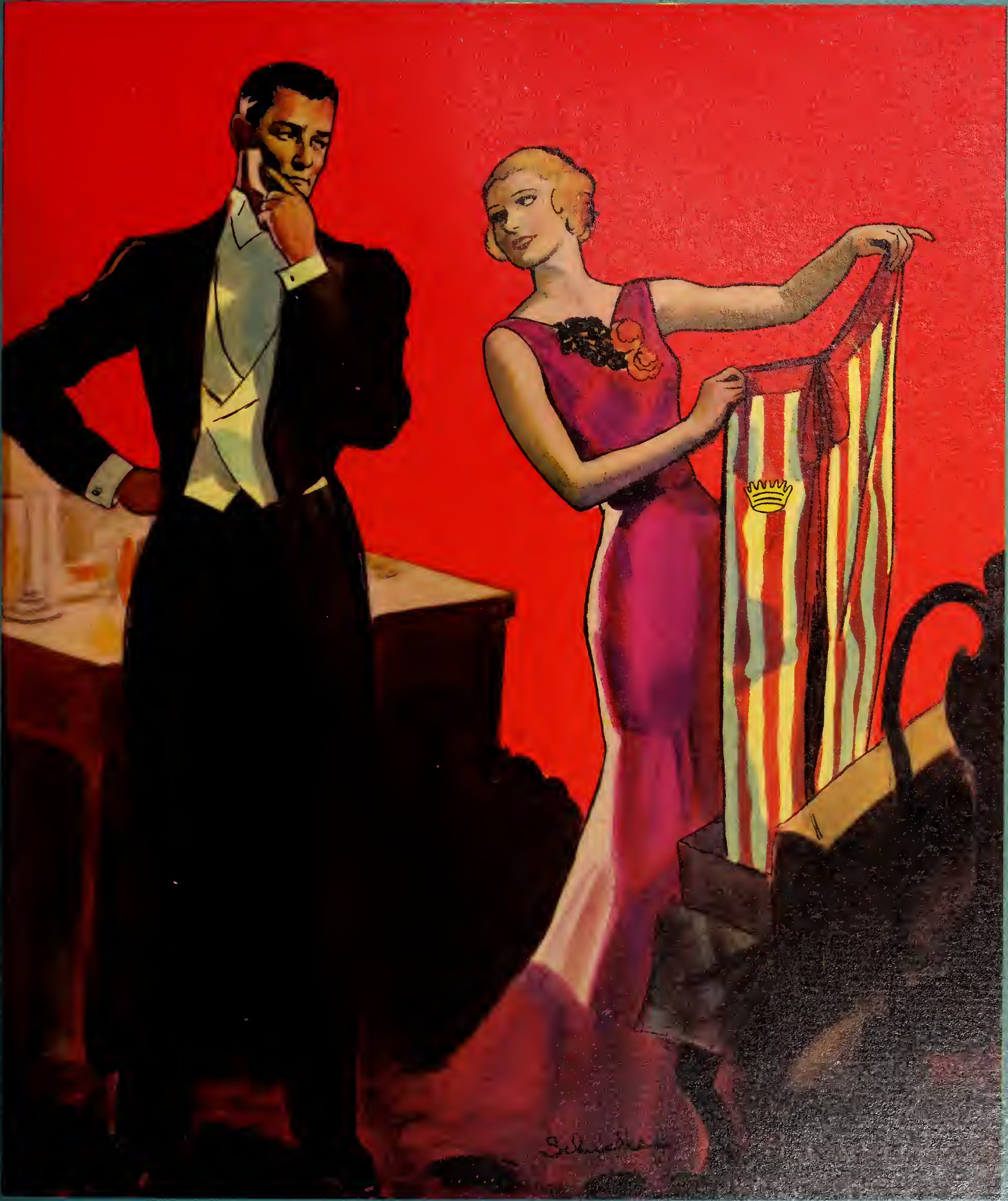
TOPS 'EM ALL

Hilarious Farce . . .

WILL HAY in WHERE THERE'S A WILL. GINA MALO

Directed by America's speediest farce director, William Beaudine.

Hey, Hey! Here's Will Hay. As a sleepy stooge for fast working New York crooks.



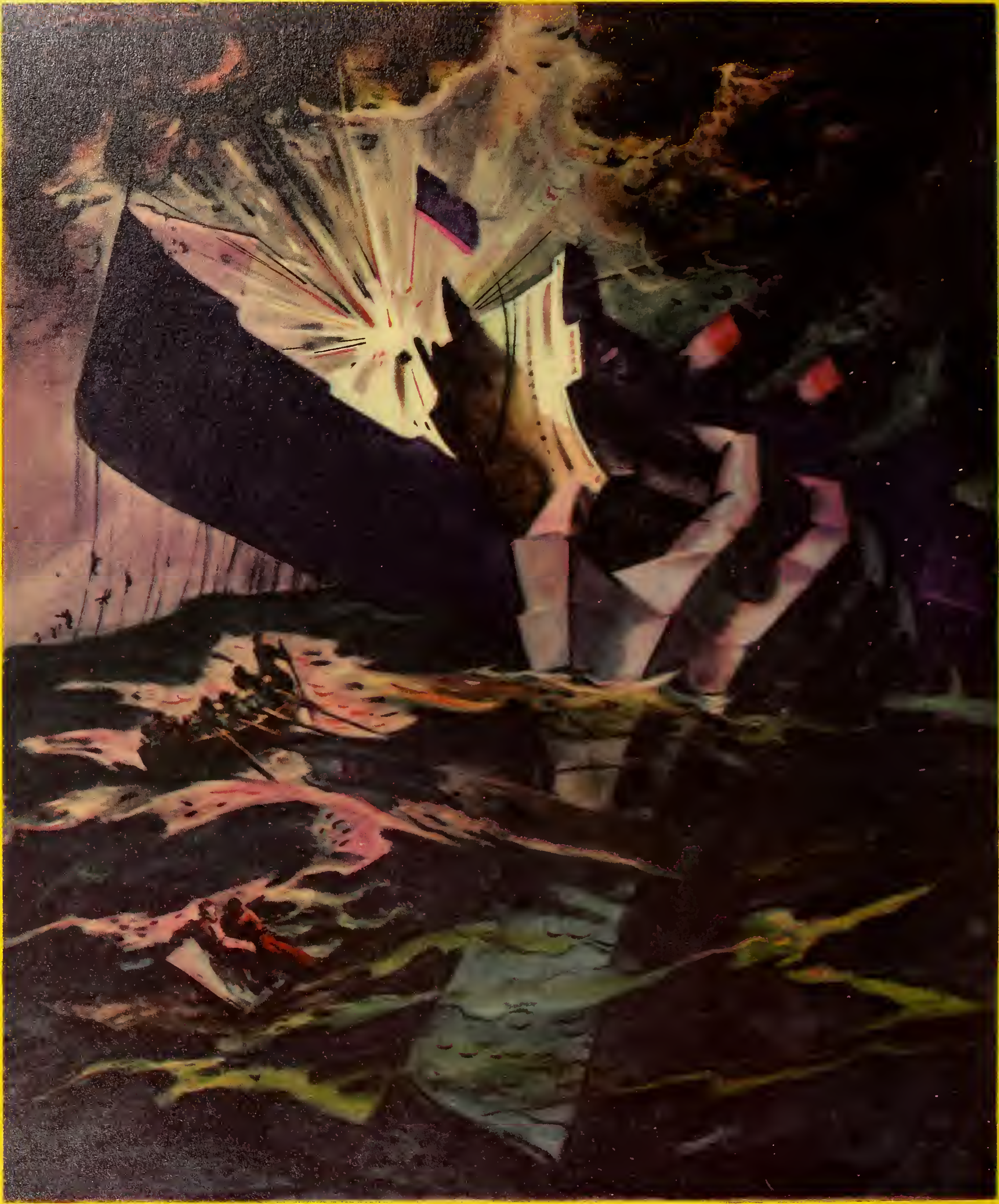
Comedy Drama . . .

HIS MAJESTY'S PYJAMAS. CLIVE BROOK, HELEN VINSON, MARY CARLISLE

Director, Alfred Werker. From the novel by Gene Markey

Dethroned as a king by his subjects. Enthroned as a king of lovers by his adorers.

A Capitol Film



TOPS 'EM ALL

Action Melodrama . . .

THE DARK INVADER. SUPREME SPY STORY

Suggested by the war time reminiscences of a German Naval Intelligence Officer, Captain von Rintelen.

B. F. Keith Reports $9,033,895 Intake

(Continued from page 1)

admissions collected by six subsidiaries as $1,448,287.

The B. F. Keith report showed a total income for the company and its subsidiaries of $9,974,650 and for itself alone of $7,236,905. Film service and production expense were $2,291,190 for the group and $1,718,537 for the parent company, while artists' salaries were $730,547 for the group and operating expense and theatre overhead $3,576,666, of which $2,678,596 was incurred by the Keith company alone. The net profit for the year, after allowance for income taxes, was $361,376 for Keith and $464,644 for Keith and its subsidiaries.

The company paid the RKO Service Corp. $223,535 during the year for management service and RKO Film Booking Corp. $21,584 for booking service, it was stated.

The K-A-O report showed income of $1,187,009 and expenses of $36,308, with a net profit after taxes of $499,101. A report on the six subsidiaries showed they received booking fees of $112,709. Film service and production cost were $298,979, artists' salaries $142,300 and operating expense and theatre overhead $611,844. The net profit after taxes was $112,611.

RKO Will Have 106 Shorts Next Season

(Continued from page 1)

son since 1930. The change results from the addition of the Disney cartoons and the elimination of 13 Van Beuren color cartoons for next season.

Arrangements were closed recently under which Pathe granted an extension of the maturity on past due credits advanced to Van Beuren some time ago. The agreement calls for payments on the indebtedness at regular intervals. Indications at one time were that Pathe might ask the appointment of a conservator for the Van Beuren Corp., but the new agreement disposes of the possibility.

Store Television New British Plan

(Continued from page 1)

the store demonstrations that they can be used only for direct transmission, providing a very small picture. It is thought in many quarters that the use of an intermediary film will bar the exhibition of the larger picture obtainable by these means in all buildings except those licensed for motion picture purposes.

Report No Bronx Sale

Consolidated Amusements is understood to have made an offer to Abe Leff and Louis Meyers for the eight Bronx theatres in the Leff & Meyers circuit. The deal is said to have been turned down.

ITOA to Decide on Trip

Members of the I.T.O.A. will meet today to decide when the special committee, appointed recently to go to Washington and air alleged grievances in the local area, will visit Attorney General Homer S. Cummings.

New Ad Campaigns Under Discussion

(Continued from page 1)

idea for this fall when, it is believed, Presidential campaign addresses will keep many theatre patrons at home radios during September, October and early November. A film promotion campaign stressing the advent of new season product would do much to offset the indicated loss of patronage, it is believed. If successful this season, the cooperative, institutional campaign would be made an annual event.

Robert Gillham of Paramount, S. Charles Einfeld of Warners and Howard Dietz of M-G-M have been named to a committee charged with developing the idea. Alternates for the committee are Oscar Doob of Loew's and S. Barret McCormick of RKO.

Neely Bill Gets a Favorable Report

(Continued from page 1)

even if the bill were reported to the House it would be necessary to obtain a special rule for its consideration and the Rules Committee is not granting right of way even to bills sent over after passage by the Senate.

Ohio ITO Endorses New Giveaway Plan

(Continued from page 1)

CLEVELAND, June 2.—The I.T.O. of Ohio has officially endorsed a new chance game idea known as Bonus Nite and sponsored by Midwest Business Builders, Inc., of Columbus,, E. J. O'Donnell, president.

The scheme provides for a blanket issuance of certificates to subscribing theatres. On Bonus Nite a winning number is drawn in Western Union headquarters in Columbus and telegraphed to all participating houses. No registration in theatres is necessary. Already Cleveland attorneys for Affiliated Enterprises, distributors of Bank Night, have made a claim that Bonus Nite appears to infringe on their plan.

Delay Lottery Hearing

Hearing on charges of violating the lottery laws in connection with Prosperity Night at the U. S., Bronx, was postponed yesterday for a week in Special Sessions.

Tax Effective Thursday

FRANKFORT, Ky., June 2.—Governor Chandler in a statement has reminded amusement operators that the new state amusement tax will go into effect on June 7, and asked that applications for permits and blank bonds be sent at once to the Division of Excises, Department of Revenue, in order to avoid penalties. These forms are ready for distribution.

Two Exchanges Add Men

PITTSBURGH, June 2.—Robert Clark has joined the booking department at the local Paramount exchange, and Charles L. Dortic has been added to the sales force at United Artists.

Ponder Cooling Bids

Bids for air conditioning the dining room of the Cinema Club are being considered by the board of directors.

G. B. Picks Winner

G.B's. newsreel pulled something new in England by picking the winner of the Derby in advance, according to word received here by Jeffrey Bernerd.

The editors took a long chance and flashed Mahmoud, an outsider, on the screen several days before the race.

Charnas Joins Moss; Will Run Criterion

(Continued from page 1)

becomes vice-president of the Macon Amusement Co., of which Moss is president and Charles B. Moss, secretary.

It is expected that the Criterion will be ready for opening around Aug. 15. According to an announcement issued yesterday, it was stated that the 1,600-seat theatre will exhibit first runs at prices scaled to 99 cents top and special loges at $1.25.

Indefinite runs will be the policy, it was stated. It is likely that "Anthony Adverse," tentatively set for the Strand in the fall, may be the opening attraction at the Criterion, although Warners claim no theatre has been set.

Canada Sends Delegates

TORONTO, June 2.—Leading projectionists of eastern Canada will attend the annual convention of the M. P. Operators' Union and the I.A.T.S.E. at Kansas City which opens with a conference of Canadian delegates on June 5. The deputation from the Dominion is headed by W. P. Covert of Toronto, international vice-president of the I.A., and Charles Dentelbeck of Toronto, supervisor of Famous Players Canadian Corp., and president of the Toronto operators' local for many years. Among other delegates are Arthur Milligan of Toronto, C. H. Perry of Sudbury and William Hartnett of Ottawa.

Closes Selling Deals

Guaranteed Pictures Co., has closed deals for the distribution of "Women in White" and "Just My Luck" with B. N. Judell for several Midwestern states, and on the latter picture with Syndicate Exchanges for the Greater New York territory.

Raoul Walsh Gets In

Raoul Walsh gets into town today en route to England to make two films for G. B. at Shepherd's Bush Studios. The first of these will be Kipling's "Soldiers Three," with Victor McLaglen.

Klein Has 'Royal Eagle'

LONDON, June 2.—Edward L. Klein has acquired world distribution rights, including the United States and Canada, of "Royal Eagle," a new British film which is being distributed in this country by Columbia.

F. & S. Takes Col. List

All Columbia product for next season will be shown in about 30 Feiber & Shea houses in New York, Ohio and Pennsylvania. The deal was closed yesterday.

Fox Judgments for $1,251,704 Filed

(Continued from page 1)

Fox Theatres Corp. on March 24, 1927, and the Fox Theatres Corp. agreed to purchase certain securities from Herbert Lubin. Fox guaranteed a portion of the payments provided for in the purchasing contract. The suit was filed when the defendants defaulted in a payment of $410,190 which became due on Mar. 24, 1932. Fox was brought into the action as a guarantor. The Chicago Title & Trust Co. is the assignee of Lubin.

The case has been in litigation for more than a year with a final report having been filed with the state court on Monday by Referee Sol Stroock, in which both Fox and Fox Theatres were found liable for the judgments stated. Fox was adjudged a bankrupt in Camden, N. J., on Monday and Fox Theatres has been in receivership for the past four years.

Flash Previews

"Yellow Cargo"—A story which concerns itself with the smuggling of Chinese into California. It is the first of a series featuring Conrad Nagel as a Government man.

"Counterfeit"—The title tells the story which is a satisfying tale of the Government's printing bureau. Chester Morris, Margot Grahame, Marian Marsh and others.

These films will be revived in a coming issue of MOTION PICTURE DAILY.

RKO Takes "It's Love"

Arthur Greenblatt, district manager for G.B., has closed with John O'Connor whereby "It's Love Again" will play the entire RKO metropolitan New York circuit. The picture finishes a two-week run at the Roxy tomorrow night.

Wall Street

Losses Outweigh Board Gains

	High	Low	Close	Net Change
Columbia, vtc	33	32½	32½	— ½
Consolidated	5	4⅞	4⅞	.....
Eastman	163½	163	163	+ ½
Loew's, Inc.	45½	45¼	45¼	— ½
Paramount	8⅛	8	8	— ¼
Paramount 1 pfd.	63¼	61½	61½	—3½
Paramount 2 pfd.	9	8⅞	8⅞	— ⅛
Pathe Film	7¼	7⅛	7¼	— ⅛
RKO	6	5⅞	5⅞	.....
20th Century-Fox.	22⅞	22½	22⅞	+ ⅛
20th Century, pfd.	33¼	33	33¼	— ⅛
Universal, pfd.	103	101¾	103	+1½
Warner Bros.	10¼	10	10⅛	+ ⅛

Most on Curb Off

	High	Low	Close	Net Change
Sentry Safety	½	½	½	— ⅛
Sonotone	2¾	2⅝	2⅝	— ⅛
Technicolor	29¾	29½	29½	— ½
Trans-Lux	4½	4⅜	4½	+ ⅛

Warner Bonds Up ½ Point

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	24	24	24	.....
General Theatre Equip. 6s '40 ctf	24	23½	23½	— ½
Loew's 6s '41 ww deb rights	97⅝	97⅛	97¼	+ ⅛
Paramount B'way 3s '55	59	59	59	.....
Paramount Pict. 6s '55	87⅝	87½	87⅝	— ¼
Warner Bros. 6s '39 wd	93½	92¾	93½	+ ½

(Quotations at close of June 2)

Allied Meets In a Scrappy, Buyers' Mood

(*Continued from page 1*)

Court, if necessary, to demonstrate his charge that monopoly and trustification exist.

The various keynotes of the impending convention are sounded in Allied's official program. "Right now," declares the foreword, which is unsigned, "several of the producing companies are burning the midnight oil in some nearby city compounding the best arguments as to how to sell exhibitors to the best advantage—Nothing wrong in that, but—

"Isn't it time that exhibitors hold a buying convention, compare notes, get expert opinions as to what the various companies delivered last year, what they didn't, discuss the sales policies they are going to be asked to subscribe to, and get a line-up on what they are to be offered next year.

Producer Methods Recommended

"Producers are organized and talk over mutual problems. To Cleveland will be brought experts who will give the exhibitors assembled the same information. Plans must be made at Cleveland to fortify the position of the independent exhibitor—to make plans to help those who are being oppressed. You must take a part in that.

"Legislative destruction waits on every side. Exhibitors must ready themselves for any and all unfair taxation onslaughts."

In his pre-convention message, Nathan Yamins, of Fall River, Allied president, starts with a compliment to his Ohio unit which he describes as Allied's "most virulent organization" and asks:

"Are we to return to the days of '28 and '29, when with ruthless abandon producers forced hundreds of theatre owners out of business by building and threatening to build, by their ill-advised invasion into the exhibition field, or are we going to devise ways and means that will guarantee to independent theatre owners the right to stay in business, make a normal profit, and leave a small heritage to those dependent on them?

Immediate Action Asked

"Are we going to face another selling season blind as to what we are to buy and what we are to get? Are we going to sit idly by and accept sales terms that spell ruination for hundreds of us?

"Cleveland must sound the warning. Cleveland must find the solution. Cleveland will find the answer, if there are in Cleveland the scores of theatre owners expected, who come not alone to get away from home scenes for a while but come ready to take off their coats and make it the 'workingest' convention Allied has ever sponsored."

Hays's influence is "pernicious," states Steffes. It "has squeezed dollars out of the independents and enabled the accomplishment of throttling control of production, distribution and exhibition." He says:

"Chief among the tasks of the independent theatre owner, if he is to withstand the continued and insidious attempts being made to trustify the business and eliminate the little fellow, is the removal of Will H. Hays as head of the producer-distribution association."

At another point, he adds:

"It is no accident that monopoly suits have been instituted on many fronts by the Government which is making efforts to cut the tentacles of the Frankenstein the Hays association has become.

Calls Promises "Empty"

"Decent thinking men and women the country over have risen in protest against the calibre of pictures we are forced to show. Finding that Hays' promises meant nothing, various organizations, headed by the Legion of Decency organized to protect the nation's morality and forced a partial clean-up. In spite of this, pictures bearing the stamp of approval of Hays' censor committee have been forced upon us which brought down upon our heads the justified wrath of the decent people of our communities.

"Allied States Association has tried to work with Mr. Hays to effect industry reforms. The empty promises we received are history. The time, money and energy we spent was just so much waste, for Mr. Hays never intended to give us a square deal, for to do so he obviously believes would imperil his job."

Cole Tells of Allied Formation

Cole, dipping into Allied history, asserts:

"The basic reason for the formation of Allied eight or nine years ago, was that independent exhibitors were convinced that their major problems come from within the industry—not without. A man who is dying from cancer is not interested in a remedy for a wart on his neck. The exhibitor who can get no film—the exhibitor who knows he stands in the shadow of extinction—is not especially interested when his trade association saves him $50 on his insurance premium, or even a $5,000 admission tax. As an extreme example of that, one of my members demanded that I go before our Legislature and advocate a 10% admission tax, so bitter was he against those who were taking away from him his little living.

Court Plea Asked

"The MPTOA, when it was taken over by distributor-chain interests, and ever since that time, has pictured a united industry fighting its foes, legislative and economic, on the outside. These dangers we all recognize; but to the Independent exhibitor they sink into insignificance beside the one great threat to his existence that comes from within the industry itself—that would deprive him of product, or that would place such onerous conditions in the line of clearance, price fixing, etc., as would make it difficult or impossible for him to continue in business. I have one suggestion: perhaps it may be a first step toward that end. That suggestion is that Allied National abandon every other activity during the coming year and concentrate on one or two basic court actions to be carried up to the Supreme Court of the United States for final determination. We have cried our wrongs to the high heavens, and still our theatres are being black-jacked and taken away from us. We have protested that their whole system of protection is inequitable and illegal: their only contemptuous answer has been to make it worse. We have shouted monopoly and trust; but our only answer has been the feeble echo of our cry. Uncertainty of our legal rights is really worse than the situation itself: for every theatre that has been forced out of business, there are hundreds that have sold out through intimidation and fear. Let's get through with uncertainty. Let's find out if our claims of illegality are justified. Then, at least, if we go down, we'll go down fighting."

Myers on Arbitration

Abram F. Myers, general counsel and board chairman, maintains adjudication of exhibitor problems is not possible by negotiation. Citing the 5-5-5 conferences as proof, he describes efforts in the past as a "disillusioning experience."

"In the first place," avers Myers, "the autocrats of the industry will not negotiate in reference to the special privileges they enjoy and regard as rights unless the pressure of exhibitor agitation becomes too strong to resist and even then will not participate beyond the point where the danger has been averted or the exhibitors' solidarity has been dissipated.

Attacking Hays, he states:

"Mr. Hays has often stated that it is his function to put the oil where the squeak is. When he first entered the industry he appeared genuinely anxious to correct injustice and promote good feeling by dealing directly with the complaining parties. But flies soon gathered about the Great Emollient, flies whose purpose it was to create suspicion and unrest rather than allay it. Hays by virtue of his contract will be with us for many years, but the flies need not be.

Public Regulation a Possibility

"All of these maneuvers ignore the realities and merely provide additional ammunition to be used against the industry in the next encounter with public authority. It is all so palpable that nobody is being misled; on the contrary large bodies of interested citizens and persons exercising public authority are gazing on the proceedings with amazement. Unless the industry gets wise to itself, casts out the dead flies and deals with exhibitor problems seriously and in good faith, public regulation will be inevitable."

Members Arriving Rapidly

The delegates for whose benefit these statements of their leaders had been prepared, began to arrive during the afternoon with a fairly representative attendance on hand by late this evening. H. M. Richey, chairman of the national convention committee, flew in from Detroit Monday evening; Sydney Samuelson of New Jersey arrived during the day and made for the golf course. P. J. Wood, business manager of the I. T. O. A. of Ohio, checked in about noon and Abram F. Myers from Washington about the end of the day. H. A. Cole, president of Allied of Texas, and regional national vice-president, arrived early this evening.

By Wednesday morning the arrivals will reach their crest. Computing on the basis of reservations at the Hollenden late today, Richey predicted the heaviest attendance at any exhibitor convention held thus far. He said the hotel reported 235 reservations which do not include space for a delegation of 45 which he said western Pennsylvania is sending.

Members from Many Sections Attend Meet

He computed major delegations as follows: 34 from Michigan representing eight theatres, 12 from Philadelphia, 22 from New England, six from Texas, two from California, 14 from Minnesota, 20 from Wisconsin, 30 from Chicago, 20 from Indiana, 12 from New Jersey and 150 from Cleveland and neighboring Ohio cities.

Detroit Delegation Heavy

"Detroit registered 345 bona fide exhibitors. The Chicago convention went to 375. I predict between 400 and 450 here representing 1,500 independent theatres," he told MOTION PICTURE DAILY. Richey quoted Myers as stating the purpose of the presence of Russell Hardy, special assistant to the Attorney General of the U. S., who prosecuted the criminal and civil suits against Warners, Paramount and RKO in St. Louis was to listen to exhibitor complaints against unfair trade practices with the possible view of gathering material for an investigation by the Dep't of Justice and ultimate prosecution in the Federal courts. Paul Williams, one of Hardy's assistants, will also attend. Daniel Bertrand, who recently made a final NRA report on the industry in which he suggested Government control, will sound an interesting note, according to pre-convention word from Allied leaders already on the ground. While they were reluctant about forecasting the content of his address, which will be prepared and not delivered extemporaneously, one prediction from an Allied source in a position to know tonight was that Bertrand will urge independent exhibitors to strike for Federal intervention and control unless alleged malpractices on the part of distributors cease.

Theatre Loan Talk Set

James Caffrey of the Federal Housing Administration will speak on Government loans for the reconstruction of theatres and explain to the assembled exhibitors how they may arrange to get them.

All through the day M. B. Horwitz, chairman of the general convention committee, was busy whipping exhibits into shape. Thirty-one companies will be represented with 10 more seeking space to no avail.

Rangy, gangly Walter Stoeppleman, exhibitor from the Texas plains, who panicked the Atlanta convention last year with his dry and penetrating wit, arrived this afternoon holding out a promise of fun again being injected into the deliberations. Operating in such metropoli as Silsby, Wiergate, Kirbysville and Jasper, somewhere along the line he will expound theatre problems as seen through small town eyes.

REAL LIFE IS COMING TO YOUR BOX OFFICE!

Headline drama that made millions for newspapers will soon startle them at your theatre!... It's welded from the raging terrors of life today, from the homes, the prisons, the streets and the hideouts of every city in the country!... It's the "EXTRA" attraction you've been waiting for!

Parole!

with HENRY HUNTER, ANN PRESTON, ALAN DINEHART, ALAN BAXTER, ALAN HALE, GRANT MITCHELL, BERTON CHURCHILL, NOAH BEERY, Jr. BERNADENE HAYES, WALLIS CLARK, JOHN MILTERN, CHARLES RICHMAN, FRANK MILLS, SELMAR JACKSON, CLIFF JONES, ANTHONY QUINN • Screenplay by Horace McCoy and Kubec Glasmon • Original story by Kubec Glasmon and Joel Sayre • Directed by Louis Friedlander • Robert Presnell, Associate Producer

A UNIVERSAL PICTURE

IT'S THE BIG HOUSE DRAMA with THE POWERHOUSE PUNCH!

Largest Groups from East And Midwest to Convention

New England, Pennsylvania and New Jersey will be heavily represented at the Allied convention, which gets underway today in Cleveland, while outside the east large delegations will be in attendance from Chicago, Milwaukee, Michigan, Indianapolis, Dallas, and other cities. A breakdown of the expected attendance from various sections is here listed.

N. O. Allied Men to Miss Annual Session

New Orleans, June 2.—This city and the state of Louisiana will not be represented at the Allied convention in Cleveland June 3-5. According to Henry Lazarus, representing Allied in this section, both he and exhibitors at large believe that, inasmuch as the legislature is in session at Baton Rouge, that it would be unwise to leave the gate unguarded at this time.

According to Lazarus no suggestions for legislation will be sent to the floor in Cleveland from Louisiana.

Group Due from Philadelphia

Philadelphia, June 2. — Philadelphians who will attend the Allied convention include Harry Freed, Morris Wax, Dave Milgrim, Ray Schwartz, Mo Wax and possibly Charles Segall.

Since there is no Allied unit in Philadelphia, there will be no formal delegation from any of the local organizations. The men are going "on their own" and have no particular plan or protest to submit, unless something develops during the convention.

N. J. Delegates in Force

Lee Newbury, president of Allied of New Jersey, has left for Cleveland and the Allied convention and will make several stopovers which may not bring him to the Ohio city until tomorrow, the opening day of the three-day meet.

Among other New Jersey theatremen attending the national conclave will be Harry Hecht, Passaic; Mrs. Helen Hildinger, Trenton; Simon Myers, Moorestown, all directors of the local unit; Jack Unger, Hillside, secretary, and Harry and Mrs. Kridel, Newark.

Herrington Heads Unit

Pittsburgh, June 2.—Fred J. Herrington of the M.P.T.O. of Western Pennsylvania, an Allied affiliate, is heading a delegation from here to the Allied meeting in Cleveland.

No specific grievances will be carried to the floor of the convention by the local group, it has been indicated here.

St. Louis Not Interested

St. Louis, June 2. — Since Allied States has no unit in either southern Illinois or eastern Missouri, no delegates are expected to be present at the Allied convention from those territories.

A Blank From Tulsa

Tulsa, Okla., June 2.—No exhibitors from this city are expected to attend the Allied meeting. The majority of the theatremen in the city are members of the M.P.T.O.A.

None to Go From Albany

Albany, June 2. — Queries among exhibitors in this city have revealed that none of the theatremen plans to attend the Allied convention in Cleveland.

No Washington Complaints

Washington, June 2.—The Washington delegation to the annual Allied convention will take no particular grievances from the local membership, but will be prepared to take the floor on matter of immediate interest.

The delegates, and the topics of each are: Charles H. Olive, zoning and protection, good will, air conditioning; John Henry Hiser, sound service, percentage; Samuel M. Boyd, contract provisions, percentage; A. E. Lichtman, producer aggression, taxation, theatre financing.

Few from Atlanta

Atlanta, June 2.—Hugh Manning of Etowah, Tenn.; J. C. Wink of Dalton, Ga.; Nat Williams of Thomasville, Ga., and Mack Jackson of Alexander City, La. are among Southeastern exhibitors who plan to sit in at the Allied convention in Cleveland. The group will carry no particular grievances to the floor. No legislatures meet in the states composing the Atlanta territory until 1937, hence tax matters are not a matter of direct concern at this time.

Blum from Baltimore

Baltimore, June 2.—Herman A. Blum, owner of the Little here, and an officer of national Allied, will attend the Allied convention in Cleveland, acting as representative of the M.P.T.O.A. of Maryland, Inc., which is affiliated with Allied.

Birmingham Not Represented

Birmingham, Ala., June 2. — Birmingham will not be represented at the Allied convention in Cleveland, a local survey shows. N. H. Waters, a leading independent exhibitor, reported that the industry locally is satisfied with business improvement and trade conditions and have no complaints to make.

Strong New England Unit

Boston, June 2.—Business Manager Arthur K. Howard reports that a strong delegation from New England will support Nathan Yamins, who is also local Allied president, at the Cleveland convention. E. M. Loew of Hartford, head of the circuit which bears his name, will be among the New England group.

With Yamins from here will go Warren Nichols, Edward Ansin, Phil Smith, Max Levenson, Ernest Horstmann, A. Bendsley, Mr. and Mrs. William Peterson, and Mr. and Mrs. Arthur K. Howard. The local group plans to bring up no specific problems relating to this city.

No Carolina Allied Units

Charlotte, N. C., June 2.—Allied has no state association in either North or South Carolina, and as far as could be learned from local theatre sources there will be no delegates to the Allied Cleveland convention.

A Score from Chicago

Chicago, June 2.—Allied members from Chicago and territory will leave for Cleveland in a special car. More than 20 theatre men will be in the local contingent to the Allied convention.

According to Aaron Saperstein, head of Allied Theatres of Illinois, the local group will not have any specific grievances or ideas to bring before the national body.

Before departing Saperstein said, "We are attending the meeting with open minds. We want to hear the matters up for discussion and any situations which exist concerning us will be dealt with at the proper time. We have no serious problems to bring before the national organization at this convention."

30 from Southern Ohio

Cincinnati, June 2. — Approximately 25 to 30 exhibitors from the southern Ohio territory will attend the Allied convention. As far as can be ascertained, no specific grievances or suggestions will be brought before the convention by this territorial group.

Cole Heads Dallas Group

Dallas, June 2.—Attending the Allied convention in Cleveland will be B. Legg of Denison, Homer Mulkey, Clarendon; F. W. Zimmerman, San Marcos; R. Z. Glass and H. A. Cole of Dallas.

Colonel Cole stated circuit expansion is the only grievance his party will take to the convention this year. It is expected several other Allied members will join the Cole party.

Wolcott Promises Delegation

Des Moines, June 2.—A number of members of the Independent Theatre Owners' Ass'n of Iowa and Nebraska plan to attend the Allied convention in Cleveland, according to Leo F. Wolcott, of Eldora, Ia., who is president. The delegation will be headed by Gaol Pettit of Algona. Wolcott may be unable to be present personally. A checkup reveals no Des Moines theatre men will go.

Group from Minneapolis

Minneapolis, June 2.—A group of Allied men will attend the Cleveland convention from here. Among them will be Stanley Kane, secretary of Allied of the Northwest; E. L. Peaslee, Stillwater; Al Steffes, Minneapolis; J. B. Clinton, Duluth; Sidney and William Volk, Ben Berger, Able Kaplan and Louis Rubenstein, all from this city.

At Least 40 From Michigan

Detroit, June 2. — Michigan will send at least 40 exhibitors to the Allied convention, about 20 of them being accompanied by their wives.

Michigan will have no special axes to grind at the meeting, but is solidly behind the various policies of the national association. Practically every local exchange will send a representative to the convention and several of the supply and accessory companies here will also send men.

Among the Michigan exhibitors who will attend are James C. Ritter, Fred DeLodder, Delno Ritter, Frank S. Wetsman, Lou Wisper, Alex Schreiber, W. A. London, Harold Smilay, J. E. Stocker, William Schuttenhelm, Arthur Robinson and Sol Krim, all of Detroit, and Tom Eland, Ferndale; W. A. Cassidy, Midland; P. C. Schram, Kalamazoo, and Glen A. Cross, Battle Creek.

25 from Indianapolis

Indianapolis, June 2. — About 25 exhibitors from Indiana, including probably half a dozen from this city, plan to attend the Allied convention in Cleveland. The Hoosiers are expected to take an active part in discussions of compulsory block-booking, circuit expansion, taxation and film rentals. Members of the A.T.O. of Indiana are keenly interested in the convention. Their magazine, The *Indiana Exhibitor,* says editorially:

"The convention will be one that will go down in history so far as the independent theatre owners are concerned. The Allied national men have been our watchdogs at Washington and if it were not for these men you would be paying many Federal taxes today."

Few From Kansas City

Kansas City, June 2. — Few, if any exhibitors from this territory will attend the Allied convention at Cleveland. The local I.T.O., despite overtures at one time, has remained unaffiliated.

No Exhibitors from Seattle

Seattle, June 2.—Seattle and western Washington theatre interests will not be represented in Cleveland when the Allied convention is called to order. A survey disclosed no local exhibitors planning to attend.

No Members in Louisville

Louisville, June 2.—None of the exhibitors in this city is a member of Allied States Ass'n, and in consequence there will be no representation at the Allied convention from here.

Large Milwaukee Group

Milwaukee, June 2. — Approximately 25 leaders of the I.T.P.A. of Wisconsin and Upper Michigan will attend the Allied sessions in Cleveland.

Among those slated to make the trip are A. C. Gutenberg, F. J. McWilliams, E. F. Maertz and Ray A. Tesch, president, vice-president, secretary and business manager of the organization, respectively.

Others expected to attend are George and Frank Fischer, Harry Perlowitz, Ed Moore, Walter Krusienski, James Boden, all from Milwaukee; August Berkholtz, West Bend, and John Adler, Marshfield. Many of the exhibitors will be accompanied by their wives.

Delegates from the Wisconsin association will attend the convention to seek some solution to the problem of circuit aggression.

Bard Not Going from L. A.

Los Angeles, June 2.—Lou Bard the only member of the Allied State from this city, who operates a grou of six or seven second run houses will not attend the Allied conventio in Cleveland.

Few from Far West Attending

The cities of the far west are, as general rule, not represented at th current meet. Reports to Motio Picture Daily from Seattle, Denver Los Angeles and Portland indicat that no exhibitors from those section are in attendance.

Will Do Real Job at Allied In Afternoons

CLEVELAND, June 2.—The straight convention end of the Allied convention will be confined to the afternoons of Wednesday, Thursday and Friday. The exhibit display, golf, lunch and gabfests will take up the mornings. The first session is set for 2 P.M. Wednesday. Thursday's is slated to get going at the identical hour, while Friday's, the final, is down for 1 P.M. to permit an early evening getaway for those who plan to return to their respective cities that evening.

Subject to the usual percentage of shifts, but with its main bouts all set as to time, this is the official program as it now stands:

Wednesday

Morning

Registration.
Registration of exhibits—mezzanine floor.
Opening of exhibits—mezzanine floor.

Afternoon

Opening session at 2 P.M. in Assembly Room, mezzanine floor.
Address of welcome by Mayor Harold H. Burton of Cleveland.
Response by Moe B. Horwitz, Cleveland.
Outline of convention activities by H. M. Richey, Detroit, convention chairman.
Opening address by Nathan Yamins, Fall River, president.
Outline of entertainment-program, by Henry Greenberger, Cleveland, chairman of the entertainment committee.
Appointment of committees and designation of meeting places.
Address: "The Outlook for 1937," by George W. Weeks, general sales manager, GB.
Discussion: "Is Designation of Playdates Illegal?" by Ray Tesch of Wisconsin. This will include an explanation of the playdate laws passed in Wisconsin and Ohio, now awaiting a decision as to legality before the Federal court for the Southern district of Ohio.
Announcements and adjournment.

Evening

"Allied Night" at the Mayfair Casino, beginning 7:30 P.M. Registration tickets entitle delegates to dinner and floor show. This will be a general convention party.

Thursday

Morning

Inspection of exhibits—mezzanine floor.
Registration of delegates—mezzanine floor.
Golf tournament will get under way at 7:45 A.M. sharp. Delegates will be required to furnish their own transportation to the Beechmont Country Club where the play will tee off promptly at 8:30. Nat Lefton of Republic and Ray Langford of National Theatre Supply are offering cups.

Afternoon

Luncheon at 12:30 at the Hollenden.
Second business session starts at 2 P.M. in Assembly Room, mezzanine floor.
Announcements.
Introduction of noted vistors.
Address: "The Job Must Be Done," by Abram F. Myers, Washington, general counsel and chairman of Allied's board.
Address: "The Coming Buying Season: What Was Promised Last Year, What Delivered; Things to Look Out for in 1917," by P. S. Harrison of *Harrison's Reports*, New York.
General discussion of the product situation and plans.
Address: "An Outsider's Viewpoint," by "a nationally known speaker."
Committee assignments.
Miscellaneous.
Adjournment.

"Up Front" Men of Allied

NATHAN YAMINS
Massachusetts

A. F. MYERS
Washington

H. A. BLUM
Maryland

H. M. RICHEY
Michigan

SIDNEY SAMUELSON
New Jersey

H. A. COLE
Texas

AARON SAPERSTEIN
Illinois

W. A. STEFFES
Minnesota

MARTIN G. SMITH
Ohio

Evening

Banquet in grand ballroom of the Hollenden beginning 7:30 P.M. Night clubs and local theatres will supply talent. There will be a few short addresses and further introductions of visiting notables, including Governor Martin L. Davey of Ohio, Mayor Burton of Cleveland, a nationally known "surprise" speaker and others unannounced.

Friday

Morning

Inspection of exhibits.
Meetings of committees, including those on legislation, chain theatre expansion, taxation, product situation, designation of playdates, theatre loans and building, music tax and copyright, score charges, trailers and other subjects, not defined.
Meetings of committees in headquarters to be designated.
Validation of return railroad tickets.
Luncheon at noon.

Afternoon

Closing session beginning at 1:30 P.M.
Meeting opened by Nathan Yamins.
Reports of committees.
Introduction of visiting guests.
Address: "Is Governmental Control the Only Way to Stop Unfair Producer Aggression?" by "an official high in Governmental knowledge."
Address: "Our Good Friends—the Public," by Sidney E. Samuelson, New Jersey, Abram F. Myers and others.
Miscellaneous business.
Open forum.
Adjournment.

For the Women

CLEVELAND, June 1.—While Allied delegates are active on the floor, this program of entertainment for women attending the convention has been arranged:

Wednesday—At 2 P. M., trip to New Terminal Tower for its panoramic view of the city. Followed by a shopping tour with guides to the city's leading stores.

Thursday—Luncheon at the Hollenden. Transportation will be provided immediately thereafter for an inspection tour of Nela Park where General Electric will act as host. Special hostesses will explain the highlights. Tea will be served.
Banquet at 7:30 P.M.

Friday—Luncheon at the Hollenden described as a "Queens for the Day"-Variety Club function, followed either by cards or a trip to the Cleveland Art Institute.

Committees Fully Designated

CLEVELAND, June 1.—Personnel of the various committees handling different aspects of the Allied convention follow:

National Convention Committee—H. M. Richey, Michigan, chairman; Sidney E. Samuelson, New Jersey; W. A. Steffes, Minnesota; Moe B. Horwitz, Ohio; Martin G. Smith, Ohio; William Davis, Pennsylvania.

General Convention Committee—M. B. Horwitz, chairman; Henry Greenberger, John Kalafat, Ernest Schwartz, Myer Fine, L. G. Baldwin, John Urbansky, all of Cleveland.

Cleveland General Committee—P. J. Wood. Columbus, and George W. Erdmann—general secretaries.

Banquet—Myer Fine, ihairman; Sam Stecker, P. E. Essick.

Entertainment of Delegates and Wives—Henry Greenberger, chairman; Myer Fine, Maurice Kaplan, Al Ptak, all of Cleveland; Jules Schwartz, Painsville, O.

Publicity—L. G. Baldwin, chairman; Frank Gross, Ted Vermes, all Cleveland.

Reception—Ernest Schwartz, chairman; Abe Kramer, Abe Schwartz, Harry Horwitz, Paul Gusdonavic, Max Lefkowich, Frank Porzynski, all of Cleveland; Jerry Steele, Oberlin, O.

Exhibits—John Kalafat, chairman; J. E. Scoville, Cleveland; John Pekras, Elmyra, Ohio.

Transportation—John Urbansky, chairman; Howard Reif, Oscar Stotter, all of Cleveland.

Convention Arrangements—Martin G. Smith, Toledo, chairman; Charles Weigel, Cincinnati; Max Stearn, Columbus; Robert Menches, Akron; R. E. Myers, Chillicothe; Sam E. Lind, Zanesville; Nat Charnas, Toledo; L. F. Eick, Martins Ferry; J. W. Trunk, Youngstown; L. E. Miller, Bryan; Ed Biggio, Steubensville; Ray Wallace, Alliance; William Tallman, East Liverpool, Ohio.

Many Theatres Are Opened Through N.E.

BOSTON, June 2. — Theatre openings in New England are far ahead of closings. Among recent reopenings are the Community in South Hero, Vt., by J. D. Santamore; the Knowlton in West Upton, Mass., by M. Lerner, who has changed the house name to the Upton; the Town Hall, in Jeffersonville, Vt., by B. C. Hawley, for single features. Mrs. E. D. McGowan has taken over the Community in North Troy, Vt., from H. Feldman.

F. Howard has opened the Sanford in Sanford, Me., and the Sea Breeze in Oak Bluffs, Mass., has been reopened. The Auditorium at Stowe, Vt., has closed, but is expected to reopen shortly. F. Banzi has reopened the Brant Rock in Brant Rock, Mass., running first run duals. E. A. Mason has taken the Perkins Hall in Mechanicsville, Me., from S. Sanford. Two other reopenings are the Bethel in Bethel, Vt., and the Opera House at Alton, N. H.

Fox Intermountain Adds Two Theatres

Two theatres in Ogden, Utah, the Ogden and Egyptian, have been added to the Fox Intermountain circuit, Rick Ricketson, operating head of the National Theatre subsidiary, stated yesterday prior to his departure for Denver after conferring with Spyros Skouras on product deals. He plans to return in a month.

Elmer C. Rhoden, in charge of Fox Midwest, will leave today for Kansas City. Charles Skouras, head of F. W. C., will depart for the coast tomorrow. Harold J. Fitzgerald, major domo of the Fox Wisconsin circuit, is planning to head for Milwaukee the latter part of the week.

Gayety, K. C., Is Sold

KANSAS CITY, June 2.—Ownership of the Gayety Bldg. at 12th and Wyandotte Sts., former burlesque and film house, has changed hands. The Kansas City Title & Trust took over the property for a client at a reported price of $70,000.

CHESTERFIELD AND INVINCIBLE

ACCEPT THE RESPONSIBILITY OF INDEPENDENT LEADERSHIP

● We stand firmly upon our record of years of accomplishment in that market.

Year in and year out, Chesterfield and Invincible have made promises of delivery, and, year after year, every promise has been fulfilled.

In the season of 1936-37, responsible Independent producers and distributors will again assume the position of respect and confidence that they so justly deserve.

Our plans for 1936-37 consist of 18 pictures, nine to be made by Chesterfield and nine to be made by Invincible.

We shall offer, through Independent exchanges, a program of feature pictures, planned and conceived with the Box Office as our sole objective.

Chesterfield and Invincible will offer action stories of living, virile characters; drama, and comedy, with a sprinkling of music.

● *There are three important factors in the successful operation of Independent production and distribution:*

First, a spirit of encouragement and support by exhibitors to the product of the Independent producer.

Second, a product of worth-while quality, produced by producers with an established record for regularity of delivery; producers with a financial responsibility that enables them to make good every promise; producers with a proved knowledge of sound showmanship principles in production; producers with a keen sense of integrity.

Third, Independent exchanges properly manned; exchanges with a full understanding of their responsibilities to exhibitors; exchanges with an appreciation of their obligations to the Independent producer.

We are now ready to negotiate for such distribution.

● Chesterfield and Invincible, in the future as in the past, shall continue to strive for the creation and fulfillment of confidence with all whom they serve in business.

CHESTERFIELD PICTURES
GEORGE R. BATCHELLER, PRES.

INVINCIBLE PICTURES
MAURY M. COHEN, PRES.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

OL. 39. NO. 131 NEW YORK, THURSDAY, JUNE 4, 1936 TEN CENTS

Yamins Ostensibly Seeks A New Policy for Allied

Varner List Details for 60 Out Today

ight from Plays, Six to Be Biographical

Plans are to be revealed today on ie second day of the Warner eastern ıd Canadian annual sales convention t the Ritz Towers for a total of 60 eatures for the 1936-37 season, called y Jack L. Warner, vice-president in harge of production, "the most ambious program in the history of the ompany." The product announceent was made by A. W. Smith, Jr., astern and Canadian general sales ıanager, who is presiding at the sesons.

The opening day yesterday was deoted to screenings of "The White ngel," "Anthony Adverse" and "The reen Pastures" at the company's ome office, followed by discussions of ie three pictures.

Informal discussions will follow the roduct announcement today. Considred will be the films still to come n the current season's schedule, and ompany distribution problems.

Among the 60, eight are to be from tage plays, 18 from books and stores, seven will be based on "newspa-

(*Continued on page* 6)

rench Strike Hits Film Printing Plant

Paris, June 3.—Film interests were ffected here today by the countryvide series of strikes when the workrs at the film printing plant of Leoold Maurice in Gennevillier went on trike, seizing and locking the plant.

The Gennevillier plant does the rinting for all films exhibited in rance by Columbia, M-G-M, United rtists and Universal.

Employes in Eclair studios, Epinay nd Pathe studios in Paris are also on trike. Exhibitors fear that the evenual walkout of power plant workers nay prevent operation of theatres.

ullman Offers 32 Weeks to 20th-Fox

With 32 weeks open for next seaon, Howard S. Cullman, trustee for he Roxy, has offered the playing time o Twentieth Century-Fox. Terms or a deal have been submitted to . R. Kent, president, and John D. lark, general sales manager.

About two weeks ago, Cullman losed with G. B. whereby the disributor will get a minimum of 20 veeks for its 1936-37 product.

Board Plans Allied Expansion; Approves Cooperative Playdates

Cleveland, June 3.—Allied will embark on a program of expansion this year in accordance with a decision reached at a meeting of the full Allied board held here this morning preceding the opening of the convention this afternoon. A committee based on geographical alignment will be named to devise ways and means of conducting a membership drive.

The board also officially approved the cooperative playdate deal set up recently in New York with Chesterfield and Invincible and asked various state leaders to prepare a summary of taxation in their areas and report back Friday for the convention agenda to combat the situation.

Suits Attack Erpi, Theatre Deals by Para.

Two separate actions were filed against Paramount Pictures and associated defendants in N. Y. Supreme Court yesterday by individual stockholders, one involving the settlement of Erpi's $1,800,000 claim in the Paramount reorganization proceedings and the other directed at the theatre partnership operating agreements held with Karl Hoblitzelle and A. H. Blank.

The action against the Erpi claim settlement was brought by William Yoost, who opposed the settlement when it was submitted to Federal Judge Alfred C. Coxe for approval

(*Continued on page* 9)

Allied Deal With Lloyd's Hanging Fire

Cleveland, June 3.—Between now and the close of the convention, Allied is expected to consider and perhaps approve a national insurance deal with Lloyd's of London, internationally known underwriters.

Direct negotiations have been under way for many weeks by Independent Exhibitors of Massachusetts, Inc., New England unit of 50 members, which is reported already committed to such an arrangement. If Allied approves, the plan will mean the elimination of underwriting by American insurance companies for liability and other types of insurance of place-

(*Continued on page* 10)

Republic Men Get Product Lineup Today from Levine

Chicago, June 3.—Republic's second sales convention will get under way tomorrow morning at the Drake with W. Ray Johnston presiding and with Nat Levine, production head, making the annual announcement of product.

The lineup is expected to include two specials, six Jubilee features, 24 other features, four in color, eight by Gene Autry and eight other westerns, and four serials.

Discussion of domestic distribution problems will follow the product announcement tomorrow. Friday, foreign problems will be taken up, and the convention will close with a banquet Friday night. Regional problems

(*Continued on page* 8)

Myers Opposes Change in Viewpoint and Urges Continued Action

By RED KANN

Cleveland, June 3.—Allied policy ostensibly took a walk from its united front today when Nathan Yamins, striking for an adjudication of independent exhibition problems by round table conference with industry leaders in New York found his view outwardly, at least, opposed by Abram F. Myers.

The suspicion was around late in the afternoon that this apparently startling schism in the ranks of Allied's upper councils might have been staged for convention ballyhoo purposes. By the time the festivities swung into high later in the evening at the Mayfair Casino, and caution dropped for frivolity, the suspicion began to assume factual forms, unless it was designed to cover up the on-the-surface break. "How'd you like the gag we staged this afternoon," one Allied leader asked.

Efforts were made subsequently by the president of Allied to reshape his point of view with that emphasized by its general counsel who stepped away from his prepared address long enough to say: "It would be a mistake for Allied to depart from its policies after all these years. The minute Allied becomes an organization of petition, one of talk and not one of action, it loses its distinguishing mark."

The difference of opinion presumably

(*Continued on page* 4)

Para. Executives Leave for Chicago

Paramount's home office contingent left yesterday afternoon for Chicago to attend the two-day sales conferences at the Edgewater Beach Hotel Friday and Saturday.

Neil F. Agnew, general sales manager, headed the group. With him were: J. J. Unger, Charles Reagan, R. M. Gillham, Don Velde, Herman Lorber, Arthur Dunne, Jack Roper, Fred LeRoy, G. B. J. Frawley, Milton Kusell, Wm. Erbb and P. A. Bloch.

Others who will attend the conferences will include Harry Goldstein, Oscar Morgan, Jack Dugger, J. E. Fontaine, R. C. LiBeau, Hugh Braly, M. H. Lewis and Ben Blotcky, district manager, and M. A. Milligan of Canada.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 4, 1936 No. 131

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Dramatist-Producer Pact Expected Soon

Negotiations toward a settlement of the differences between the Dramatists' Guild and film companies on the form of contract to be used where film interests finance plays are expected to be concluded in about two weeks, it was said yesterday by a representative of one of the major companies.

A committee appointed recently by the film men is now working on the matter and it is expected that a clause protecting film companies financing plays will be inserted in the new contracts.

Cobb and 20th-Fox Sued

A suit for an injunction, impounding of films and an accounting for damages has been filed against Irvin S. Cobb, author, and Twentieth Century-Fox in Federal court here by Ray Long and Richard R. Smith, Inc., who charge abrogation of an agreement giving them an interest in talking film rights to the stories incorporated in Cobb's book, "Down Yonder with Judge Priest and Irvin S. Cobb." The complaint charges that Cobb sold two of the stories, "A Tree Full of Hoot Owls" and "Br'er Fox and the Briar Patch" to the film company.

◂ Purely Personal ▸

WILLIAM F. RODGERS, general sales manager of M-G-M, and WILLIAM A. SCULLY, eastern district manager, are expected Monday from Boston where they are conferring with M. & P. officials on next season's product.

●

LESLIE PEARCE, who directed "You Must Get Married" in London for City Films, arrived on the *Paris* yesterday for a two-week stay. ALICE WHITE also was a passenger.

●

SAMUEL SPRING, film attorney, will sail Saturday for Europe with his family on the *Paris*. He will be away about five weeks on a combined business and vacation trip.

Prize Double Bills

LIFE BEGINS AT 40
THE AGE OF INDISCRETION
—*Ali Gaga*

HARRY HAM, London representative for Joyce-Selznick, is en route to the coast. MYRON SELZNICK, who is now in England, is due shortly.

●

S. A. LYNCH, former adviser on theatre reorganizations for the Paramount Publix trustees, is in town for an indefinite stay.

●

HARRY C. ARTHUR and JOHN EBERSON, who planned to leave by plane for St. Louis yesterday, called off the trip.

●

ERNEST WILKINSON, F. & M. attorney, left for Washington yesterday after a three-day stay in town.

●

ROBERT TAYLOR and ALVIN MANUEL, M-G-M players, will TWA it to the coast Sunday.

●

H. C. POTTER and RAY BINGER of U. A. will take a plane to Hollywood tomorrow.

●

WILL H. HAYS is due to return today from a two-day trip to Chicago.

●

SI FABIAN, who left for Albany Tuesday, will return tomorrow.

●

AL FRIEDLANDER is still around Buffalo for Grand National.

●

TOM PAGE, F. W. C. statistician, is in town from the coast.

●

DENISMORE ROSS is on a trip to Chicago and St. Louis.

●

JOSEPH M. SCHENCK has returned from Chicago.

●

JACK MILLER is in town from Chicago.

Add to Hammill Duties

HOLLYWOOD, June 3.—John Hammill, Paramount studio censorship editor for 10 years, today was assigned additional duties as manager of the Ernst Lubitsch unit which will produce four features annually.

"Secret Agent" to Roxy

"Secret Agent," the G. B. spy story, will open at the Roxy June 12.

Sabath Washington Hearing Postponed

The Sabath Congressional committee's hearing on Paramount affairs which was scheduled to get underway in Washington today has been postponed indefinitely. A representative of the committee advised Paramount officials who had been subpoenaed to appear at the hearing that the committee would not reach Paramount during its current session. It is believed doubtful that the committee will hold hearings during the summer, which means that the chances of further study by it of Paramount affairs is remote.

Max D. Steuer, New York attorney who was associated with the committee as special counsel, said yesterday that he was doing nothing about the committee's activities "for the present."

Report on G. T. E. Is Delayed to June 10

WILMINGTON, June 3.—The adjourned hearing at which Senator Daniel O. Hastings, receiver for General Theatres Equipment, Inc., will present his report of the receivership, was continued today to June 10 by Chancellor Josiah O. Wolcott.

Senator Hastings and representatives of the reorganization committee of G. T. E. met here today to arrange for the transfer of the assets to purchasers and other details in the reorganization of the company. Recently the reorganization committee, a group representing about $24,000,000 in gold debentures of the company, purchased all of the assets for $4,029,000. The receivership, which has existed since February, 1932, is expected to be completed within a month.

New Delay Seen for Skouras Film Suit

The Skouras product suit against the RKO 81st St., which has been marked ready for trial on the N. Y. Supreme Court calendar, probably will not be reached before the fall term, attorneys connected with the case said yesterday. Indications are that a settlement of the action will be made in the meantime.

The Skouras suit alleges a breach of its Fox Film franchise in the sale of that company's product to the RKO 81st St. day and date with competing Skouras houses.

Ampa Meet Closed Today

Ideas on the future course of the Ampa will be discussed at a closed meeting at the Astor today, with Gordon White, president, presiding. The advertising awards meeting will be held next Thursday, which session will close the Ampa season.

Name Engel a Producer

HOLLYWOOD, June 3.—Samuel Engel today was named a producer for Twentieth Century-Fox, with six productions on next season's program. Engel did the screenplay on "Sins of Man" for the company.

Set Laemmle Dinner Spot

The Rose Room at the Cinema Club has been reserved by the committee for the dinner honoring Carl Laemmle, June 22. They will meet there next Tuesday.

Disney's Total for RKO Is Indefinit

When RKO takes the sales of 1 Walt Disney shorts next season, n specific number of Mickey Mouse c Silly Symphony subjects will be liste Roy Disney, business manager, state yesterday upon his arrival from th coast.

The reason for this, Disney ex plained, is because certain stori planned for Mickey Mouse may b dropped, the same holding true fo the second series. For the curre season, Disney is making nine of eac subject, and while it is likely the san number may hold next season there nothing definite. It is also possib that 12 Mickey Mouses may be ma and six Silly Symphony subjects, vice versa, Disney said.

With 15 animators already sent the coast. Disney stated he plann to sign up from 15 to 20 more befo closing the office, specially opened the RKO Bldg., the end of the mont Disney will return west on June with the U. A. conventioneers and w also attend the sales meeting at t Ambassador, Los Angeles.

The first RKO short will be rea around Jan. 1, 1937.

Delay MPTOA Talk To Late Next Wee

The M. P. T. O. A. trade pract committee probably will not resu its sessions here with distributors new season sales policies until l next week. Ed Kuykendall, M. P. O. A. president, stopped off in Was ington yesterday for an indefinite st en route here from Virginia Bea where he attended the annual meeti of the M. P. T. O. of Virginia. is not expected here until tomorr or some time this weekend.

In the meantime, no new meetin with distribution companies have b scheduled and no call has gone for the M. P. T. O. A. trade pract committee to reassemble here.

Rosenblatt in New Jo

WASHINGTON, June 3. — Sol Rosenblatt, former NRA administ tor of the film code, today was nan by the Democratic National Comn tee as chairman of its film and ra division. Rosenblatt is expected arrive here tomorrow to take up new duties.

Poster Men Meet Toda

Directors of National Poster S vice will meet today at the Linc to discuss a deal whereby mem of the renter organization will ha sales and distribution for The Trailer Service. The Paramc rental plan for accessories also wil aired.

Grainger Gets New P

LOS ANGELES, June 3. — Unive today took up Edmund Graing option as an associate producer another year. "Flying Hostess" "Big" will be his first films u the new contract.

20th-Fox Group Bac

John D. Clark, general sales m ager for Twentieth Century-Fox, terday headed the home office eastern sales contingent returning f the Chicago sales convention. S. Kent returned on Tuesday.

THE PICTURE OF THE WEEK

EDW. G. ROBINSON in "BULLETS OR BALLOTS", with JOAN BLONDELL

Having smashed its way to holdovers with record pre-release grosses in New York and 'Frisco, Warner Bros.' timely successor to "G-Men" seems certain to surpass the cyclonic success of its predecessor. Frenzied critical acclaim such as 'Hot as headlines in a midnight 'extra' . . . Packs a thrill in each foot of film . . . Will go down in screen history as a masterpiece of drama' has helped launch one of the first truly big box-office pictures in many months. In the cast are Barton MacLane, Humphrey Bogart and Frank McHugh. Wm. Keighley directed. A First National Picture. Released June 6th.

Yamins Urges Negotiation; Myers Opposes

(Continued from page 1)

failed to rest kindly with other Allied leaders and that difference may assert itself rather sharply Thursday afternoon when the second business session gets under way at the Hollenden.

It was reported tonight that W. A. Steffes, former Allied president and its quondam chief fire spouter, and Harry A. Cole, president of the Texas unit as well as a regional vice-president of national Allied, will take the floor tomorrow and pour icy water on Yamins' suggestion of adjudication by conference. Others in the Allied ranks offered by way of explanation a failure on Yamins' part to clearly express what was in his mind, although there appeared to be little room for any other interpretation of the language he used.

As a matter of fact, what he said at the close of the opening day's session was, in effect, what he said publicly earlier in the afternoon.

The Usual Welcoming

In a sequence of events, this was the day: The meeting opened at 2:15 with Martin G. Smith of Toledo in the chair. Mayor Harold H. Burton of Cleveland did the usual sort of welcoming in the usual way and was followed by M. B. Horwitz, Cleveland, chairman of the general convention committee, whereupon the meeting was turned over to H. M. Richey of Detroit, chairman of the national convention committee. Among other statements, he thanked the trade papers for their cooperation in nationally publicizing the convention, welcomed any independent exhibitor to participate in the meetings and added that the official program had been mailed to 6,500 independent exhibitors in the country.

A telegram from William F. Rodgers, general sales manager of M-G-M, was read, expressing his inability to make the speech he had promised. He said he was needed in New York. "If some exhibitor in Boston didn't need an adjustment he would have been here," remarked Richey. "What happened I don't know, but the curtain was rung down. Maybe Rodgers, who, by the way, is a very fine gentleman, found himself in a meeting at the Hays office. At any rate, I know the circumstances must have been beyond his control."

"Dum" and "Salve"

Yamins, introduced by Richey as one who has "endeared himself to independent exhibitors for his ability to take it," was the next and first major speaker. Referring to the Latin inscriptions on the decorations over the rostrum, he said, "I see the word 'dum' and suppose that refers to those exhibitors who are not members of Allied. Then I see the word 'salve' which doesn't mean what you think it does. I promise you won't be handed any of it here."

Launching into the serious aspects of his address, which was not from prepared script, Yamins decried what he called an annual custom of taking inventory and noting progress or otherwise on the basis of the previous year's record.

"A year is too short a time to judge," he said. "Business analysts figure over a long period of years, and so we should compute not where we were a year ago, but by a period in the past." The analogy he drew went back to the Cleveland convention of 1920, as compared with this one. At that time, he said, major companies released between 600 and 800 features a year and today 350 is top from the majors and a couple of hundred from the independents.

"There were 15 or more producers then. Today they have been reduced to eight. There was competition then and it was a buyers' market. Today it is reversed. It is a sellers' market and exhibitors are competing among themselves for product. In 1920 exhibitors had problems but they didn't have to buy shorts to get features or newsreels to get features. Today they must take shorts for which they have no playing time and more newsreels than they can use. Then pictures were bought at a fair price. There was no problem of selective playing time.

Compares Past and Present

"Today the exhibitor has the distributor for a partner the best half of the week and takes the losses the poor half. Then there was no such thing as reallocation of product. If the pictures proved to be big, the exhibitor cashed in. Then there were no score charges, a racket that came in with the talkies and which reminds of the days of Capone in Chicago. The exhibitors didn't have to buy trailers from the distributors to get their product.

"Now there's a new one. Exhibitors have to take accessories from the distributors. Slowly the exhibitor is being crushed out of business."

He traced the growth of distributor participation in exhibition and charged distributors were exacting higher and higher rentals by threatening to acquire competitive houses if the exhibitor resists film rental demands.

"I do not defend the chiseling exhibitor. We have them in our ranks just as the distributor does, but the exhibitor should not be faced with destructive competition. This competition is not coming entirely from affiliated chains, but from independent circuits which threaten independents through their massed buying power. These conditions would not exist if this were a buyers' market. First National entered production and Marcus Loew did also to protect his theatres, but this, I think, is unfeasible for us. Our problem is not to make pictures, but to exhibit them. We can encourage independent producers in order to restore the balance between the distributor and the exhibitor."

It was here that Yamins first sounded his round table plan. He said that as a member of Campi he found a certain breadth of vision on the part of the real members, "not their third or sixth assistants."

"I don't think the real men in the industry want to operate their businesses by crushing the independent. I urge the formation of some committee to sit down with these real leaders to solve these problems."

Cites an Incident

Without specifying detail Yamins cited an incident as fresh as last Friday. He said a certain exhibitor had been threatened by a new theatre planned in his town.

"I went to New York and in two hours cleared it up. We realize that the distributor must be successful, if we are to be successful. It applies in reverse as well. With such a meeting of minds we can solve the problems. Moreover, I don't think they want outside interference. Personally, I don't think we do."

The unnamed incident is believed to refer to authentic reports from the east that Meyer Schine was planning a theatre in Fall River, which Yamins dominates today. In reply to an inquiry, Yamins said with what may have been a significant smile, that he had not been referring to himself and denied knowledge of such a plan on the part of the Schine interests.

In the corridors after the close of the session Schine also denied such a plan and dismissed it by declaring "I was in Gloversville all of last week, not in Fall River."

"No Place" for Radicals

Continuing his round table note, Yamins made the statement that "radicalism has no place in any exhibitor organization. If round table conferences cannot bring results, the exhibitor has the right to appeal to outside forces. But Allied should mobilize all its strength and display its interest in the constructive solution of the problems which confront it. These are my own ideas. They were not set down in writing. They were not shown to the board before I started to speak, and submitted to no censoring. If we can send leaders displaying no taint of radicalism to New York, if we can send leaders who have an investment in brick and mortar and be represented by real business leaders, we would be respected and get a hearing. If it fails, we have a legal remedy."

The conclusion of his speech was heralded by hearty applause.

After the introduction of former presidents, including Myers, Steffes, James Ritter of Michigan, and Sydney Samuelson of New Jersey, and the reading of a wire from Walter J. Littlefield, Massachusetts Allied leader who is honeymooning abroad, George W. Weeks, general sales manager of G. B., was called upon.

"I know prosperity is back by the

(Continued on page 10)

Papers' Bouquet

Cleveland, June 3. — Bouquets for trade papers were handed out early at the Allied convention. A few minutes after proceedings started this morning, H. M. Richey, chairman of the general convention committee, formally voiced Allied's thanks for "the splendid job they have done in informing the exhibitors of the nation about this convention."

That wasn't all. A spacious table was provided for their needs as well as ice water. Then along came George Erdmann to inquire if everybody was comfortable. The reporters by this time began to look at each other in gratitude if not in some amazement.

Convention's Work Goes to 11 Committees

Cleveland, June 3.—Eleven committees, the work horses of the convention, who will do their stint behinc closed doors and report to the floor were named by Nathan Yamins, president of Allied, at the opening sessior of the annual convention this afternoon at the Hollenden.

Marking the return of W. A Steffes, Minnesota fire-eater, to active participation in Allied affairs, h was named as chairman of the com mittee on chain expansion with thes associates: A. E. Lichtman, Wash ington; A. C. Gutenberg, Wisconsin Harry Perlewitz, Wisconsin; Sidne Samuelson, New Jersey; Bennet Am dur, Pennsylvania; H. A. Cole, Texas Van Nomikas, Illinois; D. L. Schu mann, Ohio; James C. Ritter, Michi gan; Sam Neall, Indiana; Ernes Horstmann, Massachusetts and Matti Markus.

Edward Ansin, Massachusetts, is chai man of the committee on taxation. Othe on it are P. J. Wood, Ohio; W. L. Brow Pennsylvania; R. Z. Glass, Texas; A Schwartz, Ohio; Glenn A. Cross, Mich gan; I. R. Holycross, Michigan; M Stearn, Ohio, and Mrs. W. Krusienski.

Copyright, music tax and taxation com bined in one committee will he handled Martin G. Smith, Ohio, as chairma Others to work with him are R. A. Tesc Wisconsin; H. W. Walker, Pennsylvani Frank Panopolos, Pennsylvania; Walt Stoeppleman, Texas; Tippy Harrison, Ill nois; Leonard Sowar, Indiana; Adol Bendslev, Massachusetts; Charles Weig Ohio, and Phil Smith.

Contract provisions, preferred playi time and cancellations are in the hands William D. Davis, Pennsylvania as chai man, and S. M. Boyd, Washington, D. Meyer Fine, Ohio; Nathan Yamins, Mass chusetts; Sidney Volk, Minnesota; Ja Rose, Illinois; William London, Michiga J. Real Neth, Ohio; Harry Markum, I diana.

Theatre financing and remodeling will headed by Lee Newbury, New Jerse Frank Fisher, Wisconsin; Benny Berg Minnesota; Morris Roth, Pennsylvania; R. Wheat, Jr., Pennsylvania; Sam Steck Ohio; Harry Luhliner, Illinois; Fra Westman, Michigan; Ray Harrell, Indian Max Levinson, Massachusetts; John Hu ner, Ohio; Nathan Meyers, New Jerse will assist Newbury.

Air conditioning: C. H. Olive, Washi ton, chairman; W. J. Walker, Penns vania; P. E. Essick, Ohio; Max Sac Illinois; Harry Abrams, Ohio; Chick Cal way, Indiana and F. A. Schneider.

Sound service, Ray Branch, Michig chairman. Others include B. K. Fisch Wisconsin; William Finkel, Pennsylvan Howard Reif, Ohio; Walter Easley, diana; William Chesbrough, Ohio.

Zoning, protection and admission pric C. H. Olive, Washington, D. C., chairm George Fischer, Wisconsin; E. T. Bee Pennsylvania; Ernest Schwartz, Ohio; S. Kane, Minnesota; Verne Langdon, Illino W. A. Cassidy, Michigan; Alex Man Indiana; Harold Bernstein, Ohio; Sid Samuelson, New Jersey; Henry Greenbe er, Ohio.

Good will and legion of decency: Sid Samuelson, New Jersey, chairman; J. Clinton, Minnesota; C. E. Herman, Pe sylvania; C. R. Blatt, Pennsylvania; Legg, Texas; Paul Gusdanovic, O Fred de Lodder, Michigan; Edward Z Illinois; R. R. Blair, Indiana; Mrs. J Weinig, Ohio.

General organization and financing: H man A. Blum, Maryland, chairman; F J. Herrington, Pennsylvania; Aaron perstein, Illinois; A. K. Howard, Ma chusetts; E. L. Peasee, Minnesota; F. Zimmerman, Texas; M. B. Horwitz, O Allen Johnson, Michigan; Maurice Ru Indiana; R. E. Meyers, Ohio.

Percentage checking, trailers, previe premiums and score charges: A Schreiber, Michigan, chairman: E. Maertz, Wisconsin; C. S. Philbrook, Pe sylvania; N. G. Kuhn, Pennsylva Fred Sherman, Ohio; Abe Kaplan, Mi sota; Frank Sanders, Indiana; Ha Bernstein, Ohio; Ralph Wilkins, New sey.

BROADCASTING FROM *The Queen Mary* TO ALL AMERICA

Jessie Matthews *in* "IT'S LOVE AGAIN"

is the sensation of the nation

PRAISE FROM THE COLUMNISTS

PRAISE FROM THE RADIO EDITORS

PRAISE FROM THE MOVIE EDITORS

New Yorchids: Jessie Matthews in "It's Love Again" at the Roxy.
WALTER WINCHELL, *Mirror.*

The Jessie Matthews flicker at the Roxy is sweller make-believe.
ED SULLIVAN, *News.*

A crack-up swell pic, "It's Love Again" at the Roxy.
LOUIS SOBOL, *Journal.*

Mine eyes have seen the glory that is Jessie Matthews.
NICK KENNY, *Mirror.*

Roxy audience sat thrilled and spellbound.
WANDA HALE, *News.*

Gay entertainment . . . filled with sprightly, tuneful numbers, clever stepping, good comedy. REGINA CREWE, *American.*

A lavish musical, beautifully staged, a screenic delight.
DOUGLAS GILBERT, *World-Telegram.*

Tuneful plot, witty dialogue and skillful performance.
MARGUERITE TAZELAAR, *Herald-Tribune.*

Certain to delight Roxy audiences . . . Miss Matthews has no equal in Hollywood. IRENE THIRER, *Post.*

"IT'S BOX OFFICE" THE TRADE PAPERS

roadcast from the

UEEN MARY

her maiden voyage

NEARLY LET LOVE GO SLIPPING
IROUGH MY FINGERS" . . . .
OT TO DANCE MY WAY TO
EAVEN" . . . "IT'S LOVE AGAIN"

se three outstanding song hits the outstanding choice of every itstanding radio band leader.

. . . BROKE ALL ROXY SINGLE DAY RECORDS

SECOND SAT., 30% BETTER THAN 1st SAT.

TOPS EM ALL

GB

Canada Distributors
EMPIRE FILMS, Ltd.

Warner List Details for 60 Out Today

(*Continued from page* 1)

per headlines," six will be in the nature of biographies on the screen, and six western melodramas.

The stars will include Marion Davies, Paul Muni, Errol Flynn, Leslie Howard, Olivia de Havilland, Kay Francis, Dick Powell, Rudy Vallee, James Cagney, Bette Davis, Ruby Keeler, Edward G. Robinson, Al Jolson, the Yacht Club Boys, Claude Rains, Joe E. Brown, Pat O'Brien, Sybil Jason, Josephine Hutchinson and Boris Karloff.

Production Lineup Itemized

In addition to these Warner stars, others who will appear in Warner product will include Clark Gable, Fredric March, Claudette Colbert, Madeleine Carroll, Robert Montgomery and Henry Fonda.

Details on the productions from stage plays are as follows:

"The Green Pastures," from the play by Marc Connelly, directed by Connelly and William Keighley. The cast, all colored, is headed by Rex Ingram. (Finished and ready for release.)

"Three Men on a Horse," from the play by John Cecil Holm, with an all-comedy cast.

"Call It a Day," from the current play by Dodie Smith.

"The Desert Song" (in Technicolor), the light opera by Otto Harbach, Oscar Hammerstein II and Frank Mandel; music by Sigmund Romberg.

"White Horse Inn," from the London musical. To be produced by Erik Charell.

"A Slight Case of Murder," from the play by Howard Lindsay and Damon Runyan.

"The Fortune Hunter," by Winchell Smith. Starring Dick Powell and Ruby Keeler.

"Give Me Your Heart," from the play "Sweet Aloes," by Joyce Carey. Starring Kay Francis. (Now in production.) Directed by Archie Mayo.

Adaptations Number 16

The sixteen features adapted from famous books and stories are as follows:

"Anthony Adverse," by Hervey Allen, with Fredric March; directed by Mervyn LeRoy. (Completed and ready for release.)

"Cain and Mabel," a Cosmopolitan, starring Marion Davies and Clark Gable. From the story by H. C. Witwer. (Now in production). Directed by Lloyd Bacon.

"The Sea Hawk," starring Errol Flynn in a new version of the Rafael Sabatini romance.

"The Adventures of Robin Hood," starring Errol Flynn.

"The Prince and the Pauper," by Mark Twain; with Billy Mauch and Bobby Mauch, twin brothers, in the title roles.

"Green Light," from the novel by Lloyd C. Douglas, author of "Magnificent Obsession." Starring Leslie Howard.

"Men Are Such Fools," by Faith Baldwin. Starring Bette Davis.

"God's Country and the Woman" (in Technicolor), from the novel by James Oliver Curwood. Starring Bette Davis with George Brent. To be directed by William Keighley.

"The Head of the House of Coombe," by Frances Hodgson Burnett, with Olivia de Havilland and Sybil Jason.

"And It All Came True," by Louis Bromfield. Starring Ruby Keeler and Dick Powell.

"Earthworm Tractors," from the stories by William Hazlett Upson. Starring Joe E. Brown. (Now being edited and cut). Directed by Raymond Enright.

"The Marriage Clause," by Rupert Hughes. With Robert Montgomery and Olivia de Havilland.

"Slim," from the story by William Wister Haines. With Pat O'Brien and Henry Fonda.

"The Making of O'Malley," from Gerald Beaumont's *Saturday Evening Post* story, "Everybody's Sweetheart." With Pat O'Brien and Sybil Jason.

"Return from Limbo," by A. H. Z. Carr. Starring Kay Francis.

"The Schoolhouse in the Foothills," by Ella Enslow. Published in the *Saturday Evening Post.*

"You're All I Want," by Katharine Brush. Starring Kay Francis.

"Kid Galahad," from the *Saturday Evening Post* serial by Francis Wallace, with an all-star cast.

The "newspaper headline" pictures will include:

"China Clipper," with Pat O'Brien, Humphrey Bogart, Ross Alexander, Beverly Roberts and Henry B. Walthall. (Now in production.) Directed by Raymond Enright.

"Over the Wall," original by Warden Lewis E. Lawes of Sing Sing.

"Mountain Justice," starring Bette Davis.

"Sergeant Murphy," a romance of the Grand National Steeplechase at Aintree.

"Gold Is Where You Find It," from the *Cosmopolitan Magazine* serial by Clements Ripley.

"Black Legion," drama suggested by recent revelations.

"Dangerous Courage," film concerning mine disasters.

Biography on the screen is represented by the following subjects:

"The White Rajah," to star and written by Errol Flynn.

"Danton," to be directed by Max Reinhardt, with an all-star cast.

"Joan of Arc," starring Claudette Colbert.

"Panama Canal," the story of William Crawford Gorgas.

"The Mississippi Buhble, or the Story of John Law," the story of the Scotchman who became the financial ruler of France.

"The Storv of Beethoven," to be directed by William Dieterle.

Six other specials include:

"The Charge of the Light Brigade," from the poem of Alfred, Lord Tennyson. Starring Errol Flynn with Olivia de Havilland, and directed by Michael Curtiz. (Now in production.)

"The Gentleman from Kimberley," original story written by Sheridan Gibney. Probablv starring Paul Muni.

"Another Dawn," original by Laird Doyle in which Bette Davis will be starred with Errol Flynn.

"Gold Diggers of 1937," starring Dick Powell.

"Submarine 262," written by Commander Frank Wead.

"Stage Struck," a musical with Dick Powell, Joan Blondell, Warren William, the Yacht Club Boys and Jeanne Madden. (Now being edited and cut.)

Marion Davies' next Cosmopolitan starring vehicle, following "Cain and Mabel," probably will be titled "La Marseillaise."

Other features will include:

"Let's Pretend," a romantic comedy with music, with Ruby Keeler and James Melton.

"Mistress of Fashion," a story with a Parisian setting. Starring Kay Francis.

"Mister Melody," a musical comedy with a radio hackground.

"Polo Joe," starring Joe E. Brown.

"Ready, Willing and Able," co-starring Dick Powell and Ruhy Keeler.

"Three-a-Day," a comedy of Broadway and the sticks. With music.

In addition there will he two pictures featuring Pat O'Brien and Josephine Hutchinson and two piotures teaming Joan Blondell and Glenda Farrell.

Six westerns will feature Dick Foran and other popular players.

What They're Down For

Detailed assignments of stars, featured players and other cast assignments for Warners' 1936-37 list are as follows:

Ross Alexander—"China Clipper."
Joan Blondell—"Stage Struck" and co-featured with Glenda Farrell in two untitled.
Humphrey Bogart—"China Clipper."
George Brent—"God's Country and the Woman."
Joe E. Brown—Starred in "Earthworm Tractors" and "Polo Joe."
Claudette Colbert—Starred in "Joan of Arc."
Marion Davies—Starred in "La Marseillaise" and co-starred with Clark Gable in "Cain and Mabel."
Bette Davis—Starred in "God's Country and the Woman," "Men Are Such Fools," "Mountain Justice" and co-starred with Errol Flynn in "Another Dawn."
Olivia de Havilland—"The Charge of the Light Brigade," "The Head of the House of Coombe" and "The Marriage Clause."
Glenda Farrell—Co-featured with Joan Blondell in two untitled.
Errol Flynn—Starred in "The Adventures of Rohin Hood," "The Charge of the Light Brigade," "The Sea Hawk" and "The White Rajah" and co-starred with Bette Davis in "Another Dawn."
Henry Fonda—"Slim."
Dick Foran—Six westerns.
Kay Francis—Starred in "Give Me Your Heart," "Mistress of Fashion," "Return from Limbo" and "You're All I Want."
Clark Gable — Co-starred with Marion Davies in "Cain and Mahel."
Hall Johnson Choir—"Green Pastures."
Leslie Howard—Starred in "Green Light."
Josephine Hutchinson—Co-featured with Pat O'Brien in two untitled.
Rex Ingram—"Green Pastures."
Sybil Jason—"The Head of the House of Combe" and "Making of O'Malley."
Ruby Keeler—Starred in "Let's Pretend" and co-starred with Dick Powell in "And It All Came True," "The Fortune Hunter" and "Ready, Willing and Ahle."
Jeanne Madden—"Stage Struck."
Fredric March—Starred in "Anthony Adverse."
Billy Mauch — "The Prince and the Pauper."
Bobby Mauch — "The Prince and the Pauper."
James Melton—"Let's Pretend."
Robert Montgomery — "The Marriage Clause."
Paul Muni—Starred in "The Gentleman from Kimberley."
Pat O'Brien—"China Clipper," "Making of O'Malley" and "Slim," and co-featured with Josephine Hutchison in two untitled.
Dick Powell—Starred in "Gold Diggers of 1937" and "Stage Struck" and co-starred with Ruhy Keeler in "And It All Came True," "The Fortune Hunter" and "Ready, Willing and ahle."
Beverly Roberts—"China Clipper."
Henry B. Walthall—"China Clipper."
Warren William—"Stage Struck."
Yacht Club Boys—"Stage Struck."

Directors

Lloyd Bacon—"Cain and Mahel."
Marc Connelly—"Green Pastures" in association with William Keighley.
Michael Curtiz—"The Charge of the Light Brigade."
William Dieterle—"Story of Beethoven."
Raymond Enright—"China Clipper" and "Earthworm Tractors."
William Keighley—"God's Country and the Woman"; also "Green Pastures" in association with Marc Connelly.
Mervyn LeRoy—"Anthony Adverse."
Archie Mayo—"Give Me Your Heart."
Max Reinhardt—"Danton."

Seven Stories Are Set

Hollywood, June 3.—With 14 features completed, a majority of which have been previewed ready for release, Warners have seven stories earmarked for early production.

Acuff Rides First Time

Hollywood, June 3.—For the first time since he has been under contract to Warners, Eddie Acuff was called upon to ride a horse in the western "Lone Star Ranger" which features Dick Foran. First day's experiences necessitated eating meals standing up.

Klein Designs Trailer

Hollywood, June 3.—Art Klein, head of Warners transportation department, has designed an over-sized trailer for the housing of props. Nine trailers of his design will replace the heavy trucks now in use, and an undetermined number of light sound trucks of his design will be bui shortly to replace heavier equipment

55 Featured Players on Warner Roll

Warners have a roster of 55 featured players on whom to draw for supporting casts, in addition to the contract stars, the convention learned. Seven associate producers, 19 directors and 37 writers are under contract on the coast.

Headed by Jack L. Warner, vice-president in charge of production, Hal B. Wallis, associate executive in charge of production, the associate producers are: Robert Lord, Sam Bischoff, Henry Blanke, Bryan Foy Harry Joe Brown, Lou Edelman and Earl Baldwin.

The directors include:

Max Reinhardt, Mervyn LeRoy, Fran Borzage, William Dieterle, Marc Connelly Michael Curtiz, William Keighley, Lloy Bacon, Archie Mayo, Raymond Enright Busby Berkeley, Bobby Connolly, Willia McGann, Frank McDonald, Willia Clemens. Louis King, Nick Grinde, Noe Smith and Breezy Eason.

The writers under contract are:

Laird Doyle, Sheridan Gibney, Case Robinson, Delmar Daves, Seton I. Miller Commander Frank Wead, Norman Reill Raine, Warren Duff, Frank Craven, Wil liam Wister Haines, Jules Epstein, Ea Felton. Lillie Hayward, Peter Milne, Norman Springer, Dalton Trumbo, Charle Kenyon, John Lloyd, Tom Reed, Jerr Wald, Luci Ward, Rowland Leigh, Milto Krims, Mary McCall, Jr., Ulrich Stein dorf, Abem Finkel. F. Hugh Herber Roy Chanslor, Sig Herzig, George Bricke Harold Buckley, Barry Starr, Brow Holmes, Ahe Jacoby, William Jacobs, Wi liam Ulman and Anthony Coldeway.

The 55 featured players under con tract include:

George Brent, Joan Blondell, Ricar Cortez. Guy Kibhee, Margaret Lindsa Hugh Herbert, James Melton. Ian Hunte Frank McHugh. Ross Alexander, Ani Louise. Ann Dvorak, Glenda Farrell. Ju Travis, Paul Graetz, Donald Woods, H bart Cavanaugh. Jeanne Madden, Warre Hull. Jean Muir, Wini Shaw, Dick Fora Carol Hughes. Marie Wilson. Robert Ba rat, George E. Stone. Gale Sondergaar Patric Knowles. Craig Reynolds, Hum phrey Bogart. Allen Jenkins, Gordon E liott, Mildred Law, Patricia Ellis, Ge Raymond. Richard Purcell. Carlyle Moor Jr., Beverly Roberts. Addison Richard Barton MacLane. Henry O'Neill, An Nagel, Paula Stone. Jane Froman, Ros land Marquis, Joseph King, Joseph Creha Mary Treen. Fred Lawrence, Jane Brya David Carlyle. Dennis Moore, Lin Perry. Jane Wyman and Gordon Hart.

Patricia Ellis Is Loaned

Hollywood, June 3.—Warners ha loaned Patricia Ellis to Universal f the feminine lead in "Postal Inspe tor." Ricardo Cortez has the ma lead and production is scheduled start June 2. Otto Brower will dire

Wayne Morris Is Signed

Hollywood, June 3.—Following screen test, Warners signed Way Morris, young Hollywood graduate the Pasadena Community Playhou to a long-term contract and assign him to a role in "China Clipper."

Brent-Davis to Co-Star

Hollywood, June 3.—Upon comp tion of "I Gave My Heart," Warne will co-star George Brent with Be Davis in "God's Country and T Woman," a James Oliver Curwo story. The screen play has been p

(*Continued on page* 7)

Warner List Details for 60 Out Today

(Continued from page 6)

ared by Peter Milne, Charles Beldon nd Norman Reilly Raine. William eighley will direct.

Pick Next for Melton

HOLLYWOOD, June 3.—For his second arring vehicle for Warner, James elton will have the romantic singing ad in "Let's Pretend."

Finish Foran Western

HOLLYWOOD, June 3.—Production as been finished on the Dick Foran estern, "Lone Star Ranger." Ann agel and Eddie Acuff are featured the cast. Noel Smith directed.

Kay Francis Delays Trip

HOLLYWOOD, June 3.—Kay Francis as postponed her scheduled trip to e Orient to play the title role in arners "Mistress of Fashion."

Will Film Canal Story

HOLLYWOOD, June 3.—Warners will ake a film on the construction of e Panama Canal based on the book, The Life of Dr. William Gorgas." arie Gorgas, daughter of the docr, and author of the work, will come ere to work on the screenplay. Paul uni is tentatively set to play the role.

Purchase "Trial Horse"

HOLLYWOOD, June 3.—Warners have urchased a story by Edward Flangan titled "The Trial Horse," which oncerns the boxing sport. Bryan Foy ill produce the vehicle. No cast or irector have been assigned.

Rehearse "Stage Struck"

HOLLYWOOD, June 3.—Eddie Larkin, arner dance director has started reearsing the dance numbers for "Stage truck," which Busby Berkeley is diecting. Dick Powell, Joan Blondell, arren William and the Yacht Club oys are featured.

Gaby Fay in "Polo Joe"

HOLLYWOOD, June 3.—Gaby Fay has een added to the cast of the Warner lm, "Polo Joe," starring Joe E. rown. This is Brown's last picture n his Warner contract.

William McGann, who was an asistant director on Brown's first film or the company, is directing the omedian's last.

Assign Margaret Lindsay

HOLLYWOOD, June 3.—Margaret indsay has been assigned the leading ole in "Three in Eden" at Warners.

Foy to Start Four More

HOLLYWOOD, June 3.—Bryan Foy, arner producer, will have four more lms before the cameras within the ext few days. He has two in work. Way for a Pirate" and "The Westrner."

Going into work soon will be "Polo e," "Loudspeaker Lowdown," "Three Eden" and "Draegermen."

William Dieterle Assigned

HOLLYWOOD, June 3.—William Dieterle has been assigned by Warners to direct the next Kay Francis feature, "Mistress of Fashion." The production will start in about two weeks.

Borzage on "Green Light"

HOLLYWOOD, June 3.—Warners have assigned Frank Borzage to direct "The Green Light," Lloyd C. Douglas novel, which will be released as a special under the Cosmopolitan banner. Errol Flynn is tentatively set for the leading role.

Acquire Burnett Story

HOLLYWOOD, June 3.—Warners have acquired screen rights to "The Head of the House of Coombe and Robin," a novel by Frances Hodgson Burnett.

Among the Warnerites

The opening gun of the first day's meet—the screening of "The White Angel"—brought applause from the eastern and Canadian delegates.

✚

Inside a white suit, dark shirt and speckled yellow tie was M. J. ISMAN of Montreal who seemed to anticipate the weather. HARRY PAYNTER of Toronto, on the other hand, was garbed in a dark blue suit, dark shirt and a "knock-your-eye-out" tie of bright yellow.

✚

TOM SPRY of Boston has attended more Warner conventions than any of the branch managers. How many? Tom won't talk!

✚

OSCAR KUSCHNER, Indianapolis' gift to the convention, came out on top in the Tuesday evening stud poker foray at the hotel. The "also rans" were BOB MOCHRIE, CHARLIE RICH, JACK MAGANN, ARTHUR SACHSON, NAT FURST and HARRY DECKER.

✚

BOB MOCHRIE'S full house proved too much for SCHWALBERG'S three aces, and AL is ready to talk turkey on the sale of his new Buick.

✚

Smoke may get in CHARLIE RICH'S eye in Pittsburgh, but it's the cinders that found a resting place in MILT MOONEY'S left optic on his first day here.

✚

HARRY SEED, Buffalo's Beau Brummel, sporting the only pair of brown suede shoes among the delegates.

✚

The Canadian invaders, headed by MICKEY ISMAN, LOU MACKENZIE and WOLF COHEN hit the high spots of Greenwich Village Tuesday night, the first time they had been there. They got tired arguing about the rate of exchange of Canadian currency in paying their checks, and went back to the hotel early—in the morning!

✚

ED SELZER telling the men to watch for "The Charge of the Light Brigade" and assuring them that DICK POWELL'S voice is plenty okay now.

✚

ROY HAINES got back from his West Coast trip just in time to sit in on the first day's session.

✚

TOM SPRY making the cryptic remark that "New York is not the spot for me." Could it have been the poker game that brought that on?

✚

NORMAN MORAY telling the boys about the latest Technicolor two-reeler to come in from the coast—"The Song of a Nation"—which tells the story of the life of Francis Scott Key and the birth of "The Star Spangled Banner."

✚

ANDY SMITH took his men to dinner at Jack Dempsey's Tuesday night just before they went back to the home office to see "Anthony Adverse."

Warners Have 15 in Work, 18 Completed

HOLLYWOOD, June 3.—Warners' studio has 18 features completed and ready for release, and 15 features in work, of which seven are before the cameras and eight in preparation.

The 18 completed are: "Stage Struck," "The Bengal Killer," "Blood Lines," "Trailin' West," "The White Angel," "Public Enemy's Wife," "Hot Money," "Earthworm Tractors," "Love Begins at Twenty," "The Case of the Velvet Claws," "Hearts Divided," "Jailbreak," "Two Against the World," "The Big Noise," "The Green Pastures," "Anthony Adverse," "Murder by an Aristocrat" and "Hard Luck Dame."

The seven in work include: "Way for a Pirate," "Lone Star Ranger," "Give Me Your Heart," "China Clipper," "Cain and Mabel," "The Charge of the Light Brigade" and "Polo Joe."

The eight in preparation are: "Let's Pretend," "Slim," "Another Dawn," "God's Country and the Woman," "Marriage Clause," "Shrinking Violet," "The Head of the House of Coombe" and "The Green Light."

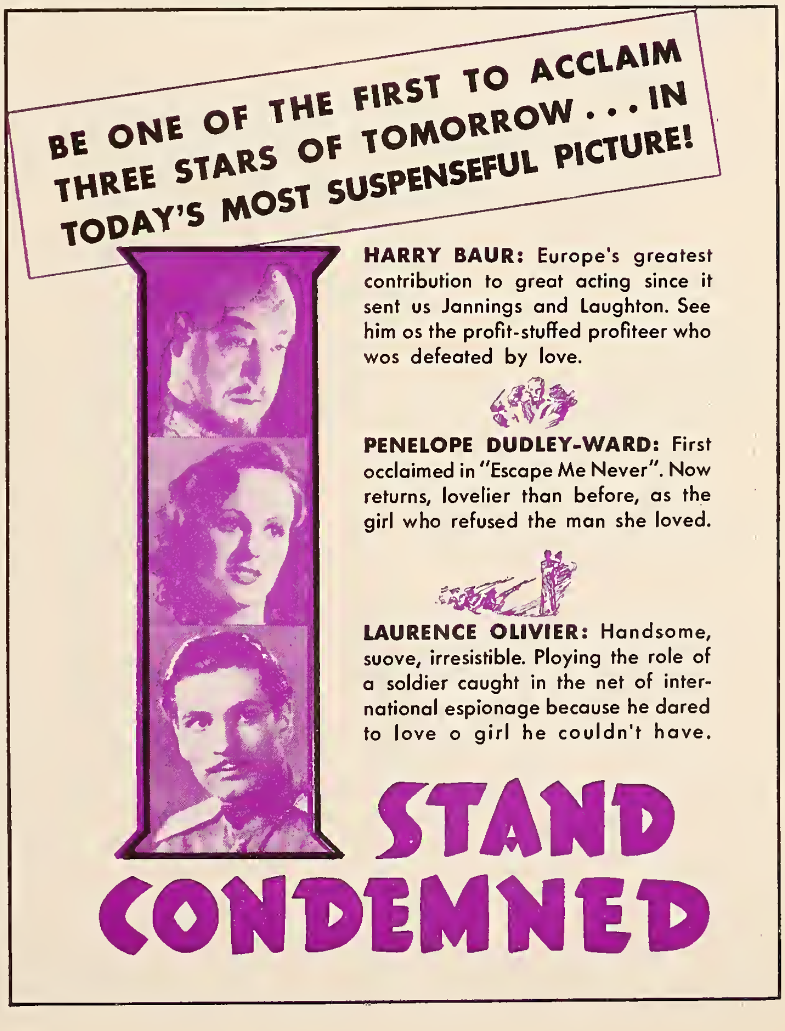
Krims, Ulman Together

HOLLYWOOD, June 3. — Milton Krims is collaborating with William Ulman on the screenplay of "The White Rajah." Ulman and Errol Flynn, who will star, wrote the original, and Ulman has been signed to a term writing contract at Warners as a result. Sam Bischoff is supervising. Flynn probably will make "The White Rajah" after "The Charge of the Light Brigade."

Morris to Coast on British Film Plans

Sam E. Morris, vice-president in charge of Warner foreign sales, left yesterday for the coast, where he will confer with Jack L. Warner, vice-president in charge of production, and Irving Asher, in charge of Warner British production, on the lineup of production at the company's British studio at Teddington. A total of 24 features will be made next season.

It is expected that a number of leading American stars will make films at Teddington during the coming year. The Teddington plant is in the course of reconstruction, with additional stages and other improvements nearly completed. Asher will be in a position to have two units at work at the same time at the plant, and an enlarged schedule is contemplated as a result. Asher will reveal the details of the British schedule when he returns from the coast.


BE ONE OF THE FIRST TO ACCLAIM THREE STARS OF TOMORROW . . . IN TODAY'S MOST SUSPENSEFUL PICTURE!

HARRY BAUR: Europe's greatest contribution to great acting since it sent us Jannings and Laughton. See him as the profit-stuffed profiteer who was defeated by love.

PENELOPE DUDLEY-WARD: First acclaimed in "Escape Me Never". Now returns, lovelier than before, as the girl who refused the man she loved.

LAURENCE OLIVIER: Handsome, suave, irresistible. Playing the role of a soldier caught in the net of international espionage because he dared to love a girl he couldn't have.

I STAND CONDEMNED

Republic Men To Hear About Product Today

(*Continued from page* 1)

will be taken up Saturday at conferences between franchise holders, exchange managers and their staffs.

More than 300 men from all parts of the United States and Canada have arrived here for the sessions. Among the company executives are Johnston and Levine, E. H. Goldstein, vice-president; J. J. Milstein, general sales manager; Edward Schnitzer, eastern district manager; N. K. Loder, treasurer; S. Hacker, head of the contract department; Norton Ritchey, foreign department head; Jerry Kessler, member of the board; J. W. Coffman; M. J. Siegel, studio executive; Edward F. Finney, head of advertising and publicity, and J. S. Harrington, in charge of accessories and prints. Madeleine White, secretary to Johnston, also is present.

All Sections Represented

Among the franchise holders, exchange managers and salesmen present are:

Republic Pictures of the Southeast—Arthur C. Bromberg, franchise holder; John Mangham, Albert Rook and J. H. Spann, Atlanta; Carl Floyd, Tampa; H. H. Everett, Jack London and Cy Dillon, Charlotte; L. Seischnaydre, Ed Ortte and C. Y. Harrell, New Orleans; Henry Glover, Memphis.

Republic Pictures of the Northeast—Herman Rifkin, franchise holder; M. E. Morey, Steve Broidy, Al Fecke and Jack Davis, Boston; R. Cobe, New Haven; Republic Distributing Corp., Jack Berkowits, franchise holder; N. R. Sodikman, Nat Marcus and H. L. Berkson, Buffalo; Bernie Mills, E. M. Lowe, Ben Smith and Tony Ryan, Albany; Republic Pictures Corp. of Illinois, I. W. Mandel, franchise holder; Max Dreifuss, Sigmund Decker, Jack Schwartz and Harry Lorch, Chicago; L. W. Marriott, E. A. Sipe, Indianapolis; Republic Pictures of Wisconsin, Jack Frackman, M. Lavin and Jerry Marks, Milwaukee; Republic Pictures Corp. of Ohio, Nat Lefton, J. S. Jossey, franchise holder; F. E. Belles, R. O. Flem, Sam Gorrell and Rudy Norton, Cleveland; William Onie, George Kirby, M. Margolis, R. Drew, Cincinnati.

Republic Pictures Corp. of Texas, Claude Ezell, William G. Underwood, franchise holders; Lloyd Rust, R. Starling and H. R. Bisby, Dallas; Sol Davis G. A. Alt. Oklahoma City; B. F. Busby and G. W. Jones, Little Rock.

Republic Pictures Corp. of Michigan, Sam Seplowin, franchise holder; C. H. Townsend, Fred Strubank and Harry Hondorf, Detroit; Republic Pictures Midwest Film Dist., Inc., C. A. Schultz and Robert Withers, franchise holders; C. M. Parkhurst and L. F. Durland, Kansas City; W. Troxell, L. O. Ringler and Jack Riggs, Omaha; F. E. Judd and Everett Rushing, Des Moines; Republic Pictures of Minneapolis, Gilbert Nathanson, franchise holder; W. W. Adams, Minneapolis.

Republic Pictures, New York City, Herman Gluckman franchise holder; Jack Bellman, D. M. Sohmer, J. J. Felder, David Black, Martin Harra, Jerome Wilson, Sidney Picker, New York City; Harry LaVine, Michael Levinson, William Karrer, Jerome Lewis, Philadelphia; Republic Pictures Corp. of Pittsburgh, J. H. Alexander, franchise holder; Sam Fineberg, George Collins and Hymie Wheeler, Pittsburgh.

Republic Pictures Corp. of Missouri, Nat Steinberg and Barney Rosenthal, franchise holders; William Weiss, St. Louis.

Republic Pictures Corp. of California; Floyd St. John, franchise holder; Francis Bateman, R. Cadman, N. Bosley, C. Buchanan and L. Scamahorn, Los Angeles; S. J. Goldman, S. C. Martenstein and C. J. Crowley, San Francisco; Republic Pictures of Northwest; J. T. Sheffield franchise holder; E. Walton, L. C. Tomlinson and Tony Hartford, Seattle; Cecil Farnes and F. W. Talbert, Portland; Gene Gerbase, Marvin Cohen, Denver; J. H. Sheffield, Salt Lake City; Republic Pictures Corp. of Washington, D. C.; Sam Flax, Jake Flax, franchise holders, W. R. Orletsky, Washington.

Empire Films, Ltd., Canada, Oscar Hanson and A. W. Perry, franchise holders; F. W. Fisher, Calgary; I. H. Allen, Montreal; Gerald M. Hoyt, St. John; J. E. Archer, Vancouver and I. Coval, Winnipeg.

Republic's Convention Bigwigs

W. RAY JOHNSTON
President

NAT LEVINE
Production

J. J. MILSTEIN
Sales

E. H. GOLDSTEIN
Vice-President

E. M. SCHNITZER
Eastern Sales

ED FINNEY
Advertising

Dance Rehearsals Started

HOLLYWOOD, June 3.—Republic has started dance rehearsals for "Follow Your Heart," to co-star Marion Talley and Michael Bartlett. Larry Ceballos is directing the ensembles.

Actual filming on the picture will not start until June 10. Aubrey Scotto will direct. Victor Schertzinger penned the music which will mark the former opera star's screen debut.

Republic Slows Studio

HOLLYWOOD, June 3.—With Nat Levine attending the Republic convention in Chicago, production at that studio has reached a near shutdown.

The only film currently in work is the serial, "The Vigilantes Are Coming." Heavy activity was scheduled to get underway following the product announcements, however.

Robert Livingstone and Ray Corrigan are the featured names in the serial now being filmed.

Rush Print to Chicago

HOLLYWOOD, June 3.—Republic will rush a print of "Down to the Sea" back to Chicago for showing at the company's annual sales convention.

The cast features Ben Lyon, Russell Hardie, Ann Rutherford, Irving Pichel, Fritz Leiber, Vince Barnett, Victor Potel and Maurice Murphy. Lewis D. Collins directed.

"Dancing" Big in England

HOLLYWOOD, June 3.—"Dancing Feet," Republic picture, grossed $500,000 on its first run in the British Isles, according to company figures. This is more business than any film of the company has done since Nat Levine has headed Republic. The film is now playing second runs.

The picture was distributed through British Lion in London.

Livingston to Republic

HOLLYWOOD, June 3.—Robert Livingston has been signed to a long term contract to play the lead in Republic's "The Vigilantes," a serial. He also will be featured in "Three Mesquiteers," one of a series of eight westerns.

Livingston secured a release from M-G-M to go to Republic.

Corrigan Signed

HOLLYWOOD, June 3.—Republic has given a new contract to Ray "Crash" Corrigan, and will develop him as a western star to replace John Wayne. Corrigan will appear in eight pictures on the coming season's program, the first four of which will be from the "Three Mesquiteers" stories by William Colt MacDonald.

Republic Gets Kay Hughes

HOLLYWOOD, June 3.—Republic has signed Kay Hughes to a long term contract. She was formerly under an M-G-M ticket and later did "Every Saturday Night" for Twentieth Century-Fox.

Smith Flies to Chicago

HOLLYWOOD, June 3.—Samuel Smith, head of British Lion, with whom Republic has just completed a five-year releasing deal for the entire feature lineup, left here by plane today for the Republic convention in Chicago.

Gillette in "Louisiana"

HOLLYWOOD, June 3.—Ruth Gillette has been added to the cast of "The Gentleman from Louisiana" at Republic. Charlotte Henry and Edd Quillan head the cast with Irvin Pichel directing.

Committee Gets Bill On Child Admissions

The New York board of aldermen has referred to the committee on local laws a bill, sponsored by Murray W. Stand, to license theatres to admit children between the ages of eight and 15 unaccompanied by adults. The bill is in conformity with the Joseph law, recently passed by the state legislature, providing for local option on the admission of unaccompanied children under specific conditions.

The bill requires that unaccompanied children may be admitted only during hours when school is not in session, that they must be seated in a particular section of the theatre and that the theatre must provide a matron, licensed by the board of health, to care for the children. A fee of $10 for the child admission license would be required under the terms of the bill.

Joe Brandt Returns; Opened Coast Offices

Joe Brandt, head of Nuovo Mondo Films, which is releasing 26 feature this season, returned from the coas yesterday after a seven-week trip. An office has been opened in San Francisco with Herbert Rosener and G Tuoni in charge. Other offices hav been established in Chicago, Boston Philadelphia and New York.

While in Hollywood, Brandt visite his son, Jerome, who is now in th story department at Columbia.

Wall Street

Universal Up 2 Points On Boar

	High	Low	Close	Net Chang
Columbia, vtc	34¾	32	34¼	+1¾
Eastman	163½	163	163	.....
Loew's, Inc.	45¼	45⅛	45¼	.....
Paramount	8	7¾	7⅞	— ⅛
Paramount 1 pfd.	61⅞	59	59¾	—1¾
Paramount 2 pfd.	8⅞	8¾	8¾	— ⅛
Pathe Film	7⅛	7⅛	7⅛	— ⅛
RKO	5¾	5¾	5¾	— ⅛
20th Century-Fox.	23	23	23	+ ⅛
20th Century, pfd.	33¾	33¼	33½	+ ¼
Universal, pfd....	105	105	105	+2
Warner Bros. ...	10⅛	10	10	— ⅛

Curb Fractionally Off

	High	Low	Close	Net Chang
Sonotone	2⅝	2⅝	2⅝	....
Technicolor	29½	29¼	29¼	— ¼
Trans-Lux	4⅜	4⅜	4⅜	— ¼

Bonds Off Slightly

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40....	23½	23½	23½	— ½
General Theatre Equip. 6s '40 ctf	23½	23	23½	....
Keith B. F. 6s '46	93	93	93	....
Loew's 6s '41 ww deb rights	97⅝	97	97	— ½
Paramount B'way 3s '55	59¼	59¼	59¼	+ ½
Paramount Pict. 6s '55	87¾	85½	86¼	—1¾
Warner Bros. 6s '39 wd	93¾	93⅛	93¼	— ½

(Quotations at close of June 3)

Republic Signs Walker

HOLLYWOOD, June 3.—Stuart Walke has been signed by Republic on writer, producer, executive contrac His first assignment is "The Pres dent's Mystery," magazine seria which Republic will make as one eight specials.

Suits Attack Erpi, Theatre Deals by Para.

(*Continued from page* 1)

n the U. S. District Court here arly in 1935. Yoost at that time was epresented by Ralph Vatner, attorey, associated with Robert Robins of he Society for the Protection of the I. P. Theatre. They have been identified with litigation against Erpi for nany years. The suit filed yesterday ames as defendants in addition to Paramount and the company's board f directors, A. T. & T., Western Electric, Erpi, S. A. Lynch, former dviser to the Paramount trustees on heatre reorganizations, and Southern Enterprises, a Paramount theatre ubsidiary.

The second suit was brought by Lucille B. Sharmat, identified only as Paramount stockholder. It is an ction to compel Paramount Pictures, nc., and the company's board of directors to exercise the options held by he company to repurchase the 50 per ent stock interests held by Hoblitzelle nd Blank in the circuits operated by hem under their Paramount contracts. Hoblitzelle's operations are principally in Texas while Blank's are in owa. Successive extensions of the ptions have been made in the past, he most recent bringing the expiraion of the Hoblitzelle agreement to July 1, next, and the Blank agreement t the end of the year.

Name King to Board

The two actions were brought to he attention of the Paramount board t a special meeting yesterday and were referred by it to the company's egal department. Austin C. Keough, Paramount secretary and general counsel, said that he had not read the complaints and withheld comment for hat reason.

The board elected Harry O. King a Paramount director at yesterday's meeting. King, who is a director of Allied Owners Corp., holder of a large block of Paramount securities, fills he vacancy created by the recent death of Gerald Brooks. Allied Owners has a second representative on he board in Stephen Callaghan, rustee in Allied's reorganization proceedings.

The board also elected the following to a proxy committee for the annual meeting of Paramount stockholders, June 16: Callaghan, Jacob France, Harvey D. Gibson, Stanton Griffis and Adolph Zukor.

The production contract under which B. P. Schulberg will make 16 pictures for Paramount release over a two-year period was approved by the board yesterday. A meeting of the board of Paramount Prod. is scheduled for today.

Fox Midwest Keeps 97 of Its 128 Open

Ninety-seven of the 128 theatres in he Fox Midwest circuit are now open, Elmer C. Rhoden, operating head for the National Theatre subsidiary, asserted yesterday just before he entrained for Kansas City after conferring here several days with Spyros Skouras on product deals for next season.

"Show Boat" Leads Louisville Again

LOUISVILLE, June 3.—"Show Boat" held up to $3,700 in its second week at the Strand and was the only attraction in town to show a profit in the face of a heat wave.

"The Ex-Mrs. Bradford," also in its second week, was good for $2,600, which was $200 under the first week par.

The first house to shutter for the summer was the National, which wound up a four-day booking on Monday, May 25. The house has been operating with vaude-film for four days, the remaining three days being turned over to straight pictures. Announcement has been made that the house will reopen in the early fall.

Fontaine Ferry Park, a summer spot on the Ohio River here, has opened for the season. This will provide opposition for the theatres. The dog races, which are in progress across the river from Louisville, in Jeffersonville, Ind., boat excursions and night baseball are also factors tending to reduce the attendance at the downtown houses.

Total first run business was $19,600. Average is $24,200.

Estimated takings for the week ending May 28:

"THE KING STEPS OUT" (Col.)
"AND SO THEY WERE MARRIED" (Col.)
LOEW'S STATE—(3,000), 15c-25c-40c, 7 days. **Gross:** $4,700. (Average, $5,500)
"THE PRINCESS COMES ACROSS" (Para.)
"FORGOTTEN FACES" (Para.)
RIALTO—(3,000), 15c-25c-40c, 7 days. **Gross:** $4,100. (Average, $4,500)
"THE EX-MRS. BRADFORD" (Radio)
BROWN—(1,400), 15c-25c-40c, 7 days, 2nd week. **Gross:** $2,600. (Average, $2,800)
"SHOW BOAT" (Univ.)
STRAND—(1,500), 15c-25c-40c, 7 days, 2nd week. **Gross:** $3,700. (Average, $3,500)
"THE GOLDEN ARROW" (F.N.)
MARY ANDERSON—(1,000), 15c-25c-40c, 7 days. **Gross:** $2,200. (Average, $3,500)
"BRILLIANT MARRIAGE" (F.D.)
"COCK OF THE AIR" (U.A.)
NATIONAL—(2,400), 15c-25c, 4 days. **Gross:** $1,500. (Average, 7 days, $3,000)
"HOME ON THE RANGE" (Para.)
"IT'S A GIFT" (Para.)
"NOW AND FOREVER" (Para.)
"KING OF THE PECOS" (Republic)
ALAMO—(900), 15c, 7 days, split week. **Gross:** $800. (Average, $1,400)

Mississippi Shows Theatre Tax Gains

JACKSON, Miss., June 3.—As an evidence of "prosperity's return" to Mississippi, the State Tax Commission said it expected to collect approximately $1,000,000 this year in amusement taxes.

The state last year collected $837,988 in amusement taxes, with film houses paying $712,207 of the tax, and the yield this year is running nine per cent ahead of last year. Steve Burwell, amusement tax collector, said 10 new theatres have been opened in Mississippi since the first of the year, bringing the total now in operation to 150.

Cincy Closings Start

CINCINNATI, June 3.—The Mayfair, 400-seat downtown "intimate theatre," playing first run foreign product, has closed for the summer. The RKO Shubert is in its final week of stage shows and pictures, and will be relighted in the fall. The Empress, heretofore playing burlesque and pictures, has dropped the former, and will play pictures only for the summer.

A COIN FLUNG TO A BEGGAR WAS THE DEATH SENTENCE TO AN ARMY AND TO A GIRL'S HEROIC LOVE!

Now it can be told . . . the desperate weapons of World War spies that were deadlier than guns. Gasp at the daring of men whose decorations were the bullets of a firing squad. Open your heart to the recklessness of women ready to accept death but unwilling to reject love!

I STAND CONDEMNED

with
HARRY BAUR • LAURENCE OLIVIER
PENELOPE DUDLEY-WARD
Directed by ANTHONY ASQUITH
Produced by ALEXIS GRANOWSKY
A London Film

Released thru UNITED ARTISTS

Yamins Urges Negotiations; Myers Opposes

(Continued from page 4)

way major circuits are out after theatres. Our problems are joint problems. Aside from political and sales difficulties and problems about admission prices, the real trouble with industry is the scarcity of fine pictures. There is the problem of dual bills also. Some producers encourage it by deliberately making cheaper pictures and so do some exhibitors by running twin bills. This won't solve anything because even bad duals won't bring them in. It will take all of the combined production brains in America and abroad to turn out enough films of quality.

"I forecast for you that this will be an international market by the end of the year," he continued. "Every boat is loaded with talent bound for England. Nearly every major producer is making pictures there and these will be offered to you. Forty to 50 per cent of American revenue comes from England and has helped exhibitors here because without that revenue American producers would not be able to turn out good pictures. The day is coming when no exhibitor will be able to take a stand against a picture because it is foreign. You must support good product no matter where it is made." Weeks said G. B. sold 16 last year and delivered 10 because "we made some mistakes." He left for New York tonight at 9:30 o'clock.

Paramount Scored

J. Don Alexander, head of Alexander Film, acknowledged the effectiveness of his company's partnership with Allied last year on sponsored reels and said that in the offing were better films and more revenue for theatres running his type of subject.

Currently he offers his advertisers circulation of 24 million weekly.

Pete Wood, business manager of the I. T. O. of Ohio, scored Paramount on its new accessory deal. He charged the proferred contract meant added, not lessened cost, and no cash refunds, but only credits on material returned and that even the credits dropped unless accessories are returned to the exchanges in five days after the close of the run.

"If Paramount is successful, others will go for it. That will mean an increase in accessory costs to the exhibitor of from $300 to $500 a year."

Wisconsin Status Traced

He recommended that Allied voice its objection to this "monopoly." By a hand vote it developed virtually every exhibitor in the room bought his accessories through poster renters, who, according to Wood, face extinction if the Paramount plan spreads nationally.

Ray Tesch, business manager of Allied's Wisconsin unit, traced the history of legislation in his state, holding designated playdates to be illegal. Distributors are fighting it in Wisconsin courts. Approaching the bill from the social angle, he declared that if the law holds and distributors are barred from designating playing time in Wisconsin, it is conceivable that they may not be so insistent about percentages. He envisioned as an ultimate possibility an extension of the same principle to exclude block and blind selling and urged all Allied units to seek a similar bill regardless of the time it takes to establish validity or lack of it.

Myers was the final speaker of the day. He stuck closely to his prepared address in which he cited Allied history as it pertained to its ineffectual attempts at settling problems amicably with the major companies, but interspersed additional remarks aside from the set content which is published in highlight elsewhere on this page.

"I have found that the best place to fight is in the other fellow's territory." He devoted much of his extemporaneous remarks to last winter's hearings on the Neely and Pettengill bills in Washington and said the other side has been unable to defend block and blind selling on its merits. He also has found, he added, that producer and distributor leaders had "no standing" with any of the important social groups in the nation, but that these groups had sought an industry contact through Allied as against the Hays association.

The Reply to Yamins

Making the flat statement that "a monopoly admittedly exists," Myers said the extent of Allied's legislative efforts in Washington could best be judged by the "consternation in the other camp which now takes the form of dealing with its own henchmen."

Much of his impromptu comment has already been covered in Allied bulletins, part of the text of which has appeared from time to time, as released, in the columns of Motion Picture Daily.

Then came his reply to Yamins, his sharp difference of opinion as to Allied's approach on a possible solution of the issues facing its constituency. At this point Yamins was out of the room. He did not hear Myers' comment, yet, upon resuming the chairmanship of the convention, he proceeded to answer Myers as if he had been in the audience.

"I am in harmony with Myers," began Yamins. "I never meant a letdown in our activities. I am ready to carry on with A. F. Myers' ideas. This is no qualification of what I have said, but I hope the minds of the dis-

(Continued on page 12)

Palfreyman There

Cleveland, June 3.—There was no way of telling how many spotted him there, but on his feet and using a National Screen Accessories lobby display as a back rest, at the first business session of Allied's convention today was David Palfreyman, theatre contact for the Hays organization. Nobody molested him. Indeed, apparently, nobody paid any attention to him.

When George W. Weeks, general sales manager for G. B., started his talk, Palfreyman and his cigar stepped out, but not before he and Al Steffes exchanged a brief but friendly smile. It was friendly from a long distance view, at any rate.

Myers Pleads For Stronger Indie Groups

Cleveland, June 3.—Solidification of independents through well-knit organizations, free from "producer-subsidized" groups for the preservation of their rights keynoted the address of Abram F. Myers, general counsel, at the opening session of the three-day Allied convention here today.

Outlining eight principles which make up the Allied program, Myers said:

"1.—The independent exhibitors have made a major contribution to the growth and development of the motion picture industry and are deserving of as much consideration as any other branch of the industry.

"2.—Since their interests frequently conflict with those of producers, distributors and producer-affiliated theatres, the independent exhibitors must maintain purely independent trade associations for the protection of their interests.

"A Legitimate Business"

"3.—While the independent exhibitors are willing to cooperate with organizations representing other branches of the industry in matters of common concern, such cooperation must be rendered through organizations and leaders of their own choosing and not through producer-subsidized organizations and leaders.

"4.—The motion picture business is a legitimate business and its affairs should be so conducted as to inspire confidence within the industry and command the respect of the public.

"5.—Realization of the ideal of the previous paragraph calls for the observance of ethical business principles as distinguished from the use of shady political methods in both internal and public relationships.

"6.—The operation of theatres is properly the function and responsibility of exhibitors who live in and are intimately acquainted with the communities they serve, and these exhibitors should be left unmolested in all matters calling for the exercise of discretion as to what is best suited for the needs and desires of such communities.

Hits Block Booking

"7.—Chief among the trade practices which interfere with the rendering by exhibitors of the maximum of service to the public and tend to vest control of operating policy in persons remote from such communities are:

"(a) Compulsory block booking and blind selling.

"(b) Unreasonable protection and clearance.

"(c) Favoritism in leasing and delivering films to affiliated theatres.

"(d) Compulsory designation of dates.

"(e) Regulation of admission prices of subsequent-run independent theatres in favor of prior-run affiliated theatres.

"8.—Independent exhibitors are warranted in employing all necessary legal means to carry the foregoing principles into effect including campaigns of legislation and litigation and the setting up or encouraging of additional sources of supply.

"While the principles of Allied are unchanging and unchangeable," Myers added, "it is the province and duty of the great body of exhibitors who make up the association, directly and through their representatives, to translate those principles into definite programs of action.

"The greatest value derived from national conventions is the crystallization of exhibitor opinion for the advice and guidance of the officers and directors during the year. The bad feature is that too many exhibitors having expressed themselves in this fashion, call it a day and leave it to the national officers to carry on without further encouragement or suppor from them."

Viewing litigation and legislation as recourse for relief for the independent exhibitor, Myers stated that "experience teaches us that nothing can be gained by petitioning the Big Eigh for reforms or redress. The only hope for relief is in the direction of legislation and litigation." He added that no group can get very far in this business unless the public is on its side.

Taking It Straight

Cleveland, June 3.—Above the rostrum in the convention room where Allied holds forth at the Hollenden are three triangular-shaped frescoes with cherubs and graceful scrolls in the decorative design.

There are also Latin inscriptions. For instance, on the left is "Dum vivimus vivamus." On the right, "Appetitus, rationi, pareat."

But in the middle is the solitary word "Salve." In Latin, it means one thing. To the exhibitors here, it reads as it looks and means what it reads.

Allied's Deal with Lloyd's Hangs Fir

(Continued from page 1)

ment of such protection with Amer can companies with Lloyd's.

The plan, as learned by Motio Picture Daily, would provide fc a blanket policy to Allied nationall and sub-master policies to state affil ates. The idea is reputedly credite to Arthur K. Howard, business mar ager of the New England unit, wh today was named as one of a commi tee of three by the Allied board wit the duty as officially explained t check into liability insurance rate with a view to making them cheape His committee mates are Martin Smith, Ohio, and J. B. Clinton, Mi nesota.

The committee will submit its r port to the convention Friday. It understood Nathan Yamins, Abram Myers, Sidney Samuelson and H. Richey are familiar with the pr posal. There may be complicatio mitigating against national adoptio however. In Michigan, for instanc Richey has had a blanket insuran deal for members for a number years. He says it is working sati factorily and indicates without de nitely committing himself there wou be little reason to change.

THIS MILLIONAIRE STANDS CONDEMNED

...to hear his conscience cry out: "You slaughtered an innocent man... and tore out the heart of the girl who tonight will be your wife!"

...THIS SOLDIER STANDS CONDEMNED

...to die for treason against the country he loves!

I STAND CONDEMNED

with

HARRY BAUR • LAURENCE OLIVIER

PENELOPE DUDLEY-WARD

Directed by ANTHONY ASQUITH

Produced by ALEXIS GRANOWSKY

A London Film

...THIS WOMAN STANDS CONDEMNED

to want the only man she must not want!

Europe sent you Jannings and Laughton. Now it rounds out a trio of genius with Baur whose name will forevermore mean to you... "one of the matchless artists of our day!"

Released thru **UNITED ARTISTS**

Yamins Urges Negotiations; Myers Opposes

(*Continued from page* 10)

tributors are big enough to recognize our side. I continue to hope for round table conferences not by compromise but through amicable means. Personally I am skeptical of the efficaciousness of legislation. It is a long and hard road. Personally, after the failure of any round table discussions I am for a short cut to Daniel Bertrand's suggestions for Federal regulation.

"With my investment I am ready for the protection which is guaranteed public utilities. So there is no misunderstanding, I want you to know we Allied leaders are all together. Eventually we always agree on the means. I doubt if the Neely and Pettengill Bills pass that they will do much good for us. Chain theatres can buy pictures individually as well as in blocks. I want no compromise, but I am for peaceful means."

Richey declared toward the end of the day the official registration tallied 589.

"How many exhibitors?" he was asked.

"I can't tell and you can break it down any way you like, but I'll bet there are 500," he replied.

At a late hour, Thursday's session appeared headed toward fireworks principally on the part of Steffes and Cole. Russell Hardy, P. S. Harrison, Daniel Bertrand and Eddie Golden are slated to talk. In the morning there will be a golf tournament at the Beechmont Country Club and committee meetings. In the evening will be a banquet. Tonight the social side concentrated at the Mayfair Casino, where Abe Lyman and his orchestra are playing.

Hardy Will Receive Allied's Complaints

WASHINGTON, June 3.—Complaints from exhibitors will receive full consideration, it was said today at the Dep't of Justice in response to inquiries regarding statements attributed to Russell Hardy, special assistant to the Attorney General, that he was going to the Allied convention to gather complaints on which to base future suits.

Officials of the department refused, however, to admit that the Government was planning a series of prosecutions against persons or companies in the industry, and would not comment on the report concerning the purpose of Hardy's attendance at Cleveland.

ITOA Aids Charities

After hearing addresses by Irving Steingut and Algernon I. Nova, members of the I. T. O. A. yesterday pledged $5,000 to the Brooklyn Federation of Jewish Charities.

No organization business was discussed. Harry Brandt presided.

Noah Beery Cast by G. B.

Noah Beery has been cast by G. B. for a featured role in "Strangers on a Honeymoon."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Counterfeit"

(Schulberg-Columbia)

HOLLYWOOD, June 3.—Tapping a subject which has had but little picture attention, this unreels as an interesting melodrama with authentic flavor.

Lloyd Nolan, head of a counterfeiting ring, snatches Claude Gillingwater, an expert engraver, from the Government printing bureau, and compels him to make a set of bogus plates. Chester Morris enters the scene as a Government agent, ingratiating himself with the gang when he supposedly kills two policemen while protecting Margot Grahame, Nolan's accomplice, and Marian Marsh, Miss Grahame's innocent sister. Firmly intrenched with the gang, Morris' problem is to find the plates and avoid directing suspicion to himself. When the Government net finally closes, Morris saves Miss Marsh, whom he loves, but is unable to protect Miss Grahame, who dies in the battle.

Erle C. Kenton's direction builds constant excitement and has the audience frequently worried over the safety of Morris. The cast members give excellent portrayals, with George McKay and John Gallaudet best in the support. The William Rankin story with the screen play by Rankin and Bruce Manning is an education in the working of Government departments and seems accurately drawn. The Schulberg production is class and the photography by John Stumar is effective.

As an unusual action entertainment the offering should give general satisfaction.

Production Code Seal, No. 2,062. Running time, 72 minutes. "G."

"Yellow Cargo"

(Grand National)

HOLLYWOOD, June 3.—A new twist in a smuggling story gives value to the first of a series of eight starring Conrad Nagel as a Government uncover man.

Chinese are smuggled in from an island off California by a gang masquerading as an independent movie company. Extras in Chinese makeup are shipped to the location and replaced by real orientals on the return trip. Nagel poses as an actor and runs down the gang with the aid of Eleanor Hunt, a persistent reporter, and Vince Barnett, a dumb news photographer. Jack LaRue plays the chief menace and Claudia Dell, Henry Strange, John Ivans, Vance Carroll and Lillian Messner carry the chief support under the direction of Crane Wilbur, who also supplied the fast-moving story and screen play.

George Hirliman, the producer, has made an excellent film in the low budget class.

The entire cast makes a smart showing and the film should build interest for the rest of the series. Emphasize the new angle in a smuggling melodrama.

Previewed without production code seal. Running time, 70 minutes. "G."

Four Houses Close In N. Y. Territory

Four theatres have been closed within a week, according to the New York Film Board. Skouras Theatres have darkened the Glen, Glen Cove, L. I.; RKO, the Alden, Jamaica, L. I.; Abel Fanchi, the Village, 8th Ave.; Walter Reade, the Oxford, Plainfield, N. J.

Sam Cocalis has sold his interest in the Garden on New Utrecht Ave., Brooklyn. The Capitol, now the Broad, in Elizabeth, N. J., has been taken over by Adolph Rettig under the Elmont Amusement Co.

Vaudeville Back at Met

Starting June 5, Loew will reinstate vaudeville at the Metropolitan, Brooklyn, for two weeks. Milton Berle will headline the first show. Full week bookings will be the policy. The dual feature program will be dropped for singles for the fortnight.

Sunday Circus Bill Is Defeated in K. C.

KANSAS CITY, June 3.—The City Council has unanimously voted against an amendment to a city ordinance which would have permitted the Sunday showing of circuses, carnivals, medicine shows and the like. Ten days ago independent, circuit and first run theatre men appeared against the proposed amendment.

Exhibitors pointed out that as high as 40 per cent of their week's business is done on Sunday, and that whenever they play against circus or carnival competition, grosses suffer by as much as 40 to 50 per cent.

M. & P. Sets Outing

BOSTON, June 3.—The annual outing of M. & P. Theatres has been set for June 27 at the Mayflower Hotel in Plymouth. Edward Canter, comptroller, is chairman of the entertainment committee.

"Small Town" Only Grosser In Cleveland

CLEVELAND, June 3.—"Small Town Girl," playing its second week downtown, was the only bright spot in an otherwise bleak week during which the grosses dropped to a new low since the first of the year. It took $7,000 at Loew's Stillman and was the only first run to beat par.

"Sons of Guns" at Warners' Hippodrome had a $7,000 take. This is $1,000 under the house average.

"The Unguarded Hour" at Loew's State was $1,500 shy of the usual $12,000 weekly take. "The Golden Arrow" on the RKO Palace screen with "The Broadway Heat Wave" on the stage, took $11,500. Average is $15,000. "Rhodes the Diamond Master," playing four days at the Allen and "Everybody's Old Man" finishing the week with a three-day run, reached the house $3,000 average.

The weather was good. Competitio was not strong.

Total first run business was $39,000. Average is $42,000.

Estimated takings for the week ending May 29:

"RHODES" (G.B.)
ALLEN — (3,300), 30c-35c-42c, 4 days **Gross:** $2,200. (Average, 7 days, $3,000)

"EVERYBODY'S OLD MAN" (20th-Fox
ALLEN — (3,300), 30c-35c-42c, 3 days **Gross:** $800. (Average, 7 days, $3,000)

"THE UNGUARDED HOUR" (M-G-M)
LOEW'S STATE — (3,400), 30c-35c-42c, days. **Gross:** $10,500. (Average, $12,000)

"SMALL TOWN GIRL" (M-G-M)
LOEW'S STILLMAN—(1,900), 30c-35c-42 7 days, 2nd week downtown. **Gross:** $7,00 (Average, $4,000)

"THE GOLDEN ARROW" (F. N.)
RKO PALACE—(3,100), 30c-42c-60c, days. Stage: "Broadway Heat Wave" wit Renee Villon and Jimmy Savo. **Gross** $11,500. (Average, $15,000)

"SONS O' GUNS" (W. B.)
WARNER'S HIPPODROME—(3,800), 30c 35c-42c, 7 days. **Gross:** $7,000. (Averag $8,000)

"Show Boat" is Onl New Haven Grosse

NEW HAVEN, June 3.—A week o warm weather sent most of the grosse down to summer slump level. "Sho Boat," playing a second week at th College, garnered $4,000, or $1,20 above average for the theatre's regula lower admission prices.

"A Connecticut Yankee," on th Poli dual with "Message to Garcia. dipped $1,000 under the $7,000 par while "Forgotten Faces" and "Son and Dance Man" at the Paramou and "Dancing Pirate" and "Dangerou Waters" at the Roger Sherman drop ped under the line by $800 and $1,50 respectively.

Total first run business was $17,20 Average is $19,300.

Estimated takings for the week end ing May 29:

"SHOW BOAT" (Univ.)
COLLEGE—(1,499), 35c-50c, 7 days, 2 week. **Gross:** $4,000. (Average, $2,800)

"FORGOTTEN FACES" (Para.)
"SONG AND DANCE MAN" (20th-Fox
PARAMOUNT—(2,348), 35c-50c, 7 day **Gross:** $4,000. (Average, $4,800)

"A CONNECTICUT YANKEE" (20th-Fo
"A MESSAGE TO GARCIA" (20th-Fox
POLI — (3,040), 35c-50c, 7 days. **Gros** $6,000. (Average, $7,000)

"DANCING PIRATE" (Radio)
"DANGEROUS WATERS" (Univ.)
ROGER SHERMAN — (2,200), 35c-50c, days. **Gross:** $3,200. (Average, $4,700)

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EASTMAN Super X is a winner for everybody in the industry . . . from the cameraman and producer who choose it to the exhibitor and public who ultimately benefit by its exceptional photographic quality. That is why Super X is used in making the majority of the world's feature pictures. Eastman Kodak Company, Rochester, N. Y. (J. E. Brulatour, Inc., Distributors, Fort Lee, New York, Chicago, Hollywood.)

EASTMAN *SUPER X*

PANCHROMATIC NEGATIVE

"Show Boat" Seattle Hit Despite Heat

SEATTLE, June 3. — "Show Boat" was an outstanding hit in a week of warm weather that affected all other downtown grosses. The take at the Fifth Avenue was $8,700, over normal by $1,700. It was moved to the Music Box for an extended run.

"The Ex-Mrs. Bradford" held up to $3,800 at the Blue Mouse in the second week of an extended run from the Fifth Avenue. "Mr. Deeds Goes to Town" was good for $3,750 in its seventh week at the Liberty.

Total first run business was $32,600. Average is $33,500.

Estimated takings for the week ending May 29:

"THE EX-MRS. BRADFORD" (Radio)
BLUE MOUSE—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Fifth Avenue. **Gross:** $3,800. (Average, $4,000)

"SHOW BOAT" (Univ.)
FIFTH AVENUE—(2,500), 25c-40c-55c, 7 days. **Gross:** $8,700. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)
LIBERTY—(1,800), 15c-25c-40c-55c, 7 days, 7th week. **Gross:** $3,750. (Average, $4,000)

"UNDER TWO FLAGS" (20th-Fox)
MUSIC BOX—(950), 25c-40c-55c, 7 days, 3rd week, extended run from Fifth Avenue. **Gross:** $3,200. (Average, $4,000)

"THE MOON'S OUR HOME" (Para.)
"I MARRIED A DOCTOR" (W.B.)
ORPHEUM—(2,450), 25c-30c-40c, 7 days. **Gross:** $5,350. (Average, $6,000)

"MOONLIGHT MURDER" (M-G-M)
"DESERT GOLD" (Para.)
"FLASH GORDON" (Univ.)
PARAMOUNT — (3,050), 20c-25c-30c, 7 days. Stage: Jay Clarke, mentalist. **Gross:** $4,600. (Average, $5,000)

"GIRL FROM MANDALAY" (Republic)
REX—(1,500), 15c-20c-30c, 7 days. Vaudeville headed by Three Gauchos. **Gross:** $3,200. (Average, $3,500)

"Show Boat" Wins Lead in Oklahoma

OKLAHOMA CITY, June 3.—"Show Boat" and "The Great Ziegfeld" battled for high honors here last week, and the Universal musical came out on top. At regular prices "Show Boat" pulled $4,900 at the 1,500 seat Midwest, and at $1.50 top the M-G-M special reached $4,500 at the 1,200-seat Capitol.

Other houses found the competition pretty tough. "The Princess Comes Across" was weak at the Criterion, and "Road Gang," with a stage show at the Liberty for four days, wound up with $2,700.

Total first run business $16,320. Average is $14,000.

Estimated takings for week ending May 30:

"THE PRINCESS COMES ACROSS" (Para.)
CRITERION—(1,700), 10c-20c-36c-55c, 7 days. **Gross:** $3,800. (Average, $5,000)

"SHOWBOAT" (Univ.)
MIDWEST — (1,500), 10c-20c-26c-36c-56c, 8 days. **Gross:** $4,900. (Average, 7 days, $4,000)

"THE GREAT ZIEGFELD" (M-G-M)
CAPITOL—(1,200), 55c-83c-$1.10-$1.50, 7 days. **Gross:** $4,500. 2 shows a day, reserved seats only. (Average, $2,000)

"ROAD GANG" (W.B.)
LIBERTY — (1,500), 10c-20c-26c-41c, 4 days. Stage: "The Merrie Marvels," Wally Vernon, m. c. **Gross:** $2,700. (Average for week, $3,000)

"GENTLE JULIA" (20th-Fox)
LIBERTY — (1,500), 10c-20c-26c-36c, 3 days. **Gross:** $800. (Average for week, $3,000)

"Bridle" and Cantor's Unit Chicago Smash

CHICAGO, June 3.—"Murder on the Bridle Path," with Eddie Cantor and Parkyakarkas heading a stage show, set a new house record at the Palace by piling up $35,200. Average is $19,000.

"Charlie Chan at the Circus" garnered $17,400, up by $2,400, with the aid of Buddy Rogers and his band. The United Artists was $1,000 up on a gross of $18,000 with "The Princess Comes Across." "The Great Ziegfeld" held up to $9,800 in its sixth week at the Erlanger.

Total first run business was $132,300. Average is $128,000.

Estimated takings:

Week Ending May 28:

"ROBIN HOOD OF EL DORADO" (M-G-M)
ROOSEVELT—(1,591), 30c-40c-60c, 5 days, 2nd week. **Gross:** $6,000. (Average, $11,000)

"MURDER ON THE BRIDLE PATH" (Radio)
PALACE — (2,509), 25c-35c-60c, 7 days. Stage: Eddie Cantor and Radio Show. **Gross:** $35,200. (Average, $19,000)

"UNDER TWO FLAGS" (20th-Fox)
CHICAGO — (4,000), 35c-50c-68c, 7 days, 2nd week. Stage: "Broadway Sketchbook" Revue. **Gross:** $22,000. (Average, $32,000)

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
ORIENTAL — (3,490), 25c-40c, 7 days. Stage: Buddy Rogers and Band. **Gross:** $17,400. (Average, $15,000)

"THE CASE AGAINST MRS. AMES" (Para.)
GARRICK — (900), 30c-40c-60c, 7 days. **Gross:** $6,200. (Average, $5,500)

Week Ending May 29:

"THE PRINCESS COMES ACROSS" (Para.)
UNITED ARTISTS—(1,700), 30c-40c-60c, 7 days. **Gross:** $18,000. (Average, $17,000)

"THE UNGUARDED HOUR" (M-G-M)
APOLLO—(1,400), 30c-40c-60c, 7 days, 2nd week. **Gross:** $4,400. (Average, $4,500)

"SNOWED UNDER" (F. N.)
STATE-LAKE — (2,776), 20c-30c-35c, 7 days. Stage: "Artists' and Models' Cabaret Revue." **Gross:** $13,300. (Average, $13,000)

Week Ending May 23:

"THE GREAT ZIEGFELD" (M-G-M)
ERLANGER—(1,200), 50c-75c-$1-$1.50, 6th week. **Gross:** $9,800. (Average, $11,000)

"Show Boat" Pulls $8,100, Omaha Top

OMAHA, June 3.—"Show Boat" led the procession, playing nine days as a single feature at the Omaha. It grossed $8,100, which was $1,100 to the good, and was the first single feature at the house in more than a year.

"The Golden Arrow" and "Roaming Lady" went $200 over the line on a take of $3,700 at the Brandeis, and "Unguarded Hour" and "Voice of Bugle Ann" were normal at $7,500 in the Orpheum.

Total first run business was $19,300. Average is $18,000.

Estimated takings:

Week Ending May 20:

"THE GOLDEN ARROW" (F. N.)
"ROAMING LADY" (Col.)
BRANDIES—(1,200), 25c-35c-40c, 7 days. **Gross:** $3,700. (Average, $3,500)

Week Ending May 21:

"UNGUARDED HOUR" (M-G-M)
"VOICE OF BUGLE ANN" (M-G-M)
ORPHEUM — (3,000), 25c-40c, 7 days. **Gross:** $7,500. (Average, $7,500)

Week Ending May 22:

"SHOW BOAT" (Univ.)
OMAHA—(2,200), 25c-40c, 9 days. **Gross:** $8,100. (Average, $7,000)

"Ames" Fair, But Providence Skids

PROVIDENCE, June 3.—The windup of the racing season made inroads into box office takes for the week and no house in the downtown area reached par. The Strand came closest with "The Case Against Mrs. Ames" and "The Sky Parade," catching $6,000, which is $500 under normal.

The second week of "Show Boat," which moved from the Majestic to Fay's, plus a strong stage show, was $800 under the ordinary $7,000 gross at the latter theatre. "Sons o' Guns" and "Law in Her Hands" at the Majestic garnered $5,800, down $1,200, and $7,500 was the best Loew's could do with "One Rainy Afternoon" and "Absolute Quiet." The usual gross for the house is $12,000. The RKO Albee, with "The Witness Chair" and "The Little Red Schoolhouse," was $2,000 down, catching $5,000.

Total first run business was $30,500. Average is $39,500.

Estimated takings for the week ending May 28:

"THE CASE AGAINST MRS. AMES" (Para.)
"THE SKY PARADE" (Para.)
STRAND—(2,300), 15c-40c, 7 days. **Gross:** $6,000. (Average, $6,500)

"SONS O' GUNS" (W.B.)
"LAW IN HER HANDS" (W.B.)
MAJESTIC — (2,400), 15c-40c, 7 days. **Gross:** $5,800. (Average, $7,000)

"SHOW BOAT" (Univ.)
FAY'S—(1,600), 15c-40c, 7 days. Stage: "Topics in Rhythm" revue. **Gross:** $6,200. (Average, $7,000)

"ONE RAINY AFTERNOON" (U.A.)
"ABSOLUTE QUIET" (M-G-M)
LOEW'S STATE—(3,800), 15c-40c, 7 days. **Gross:** $7,500. (Average, $12,000)

"THE WITNESS CHAIR" (Radio)
"THE LITTLE RED SCHOOLHOUSE" (Chesterfield)
RKO ALBEE—(2,300), 15c-40c, 7 days. **Gross:** $5,000. (Average, $7,000)

"Show Boat" Leads Lincoln at $4,100

LINCOLN, Neb., June 3.—In sweltering heat, grosses soared to new highs. "Show Boat," after a premiere at the Stuart, turned up $4,100 on an eight day stay. This is $1,000 over the seven day average.

"The King Steps Out" took $2,100 at the Varsity and was held over. Average in this house is $1,300. "The Ex-Mrs. Bradford" at the Lincoln clicked off $3,000, $800 up on par.

Major Bowes amateurs two days at the Orpheum and three days of "The Witness Chair" gathered $2,500, which was $400 higher than the seven day normal pace.

Total first run business was $12,600 Average is $9,850.

Estimated takings:

Week Ending May 27:

"THREE ON THE TRAIL" (Para.)
"COUNTRY BEYOND" (20th-Fox)
LIBERTY—(1,200), 10c-15c, 7 days. **Gross:** $900. (Average, $850)

Week Ending May 28:

"EX-MRS. BRADFORD" (Radio)
LINCOLN — (1,600), 10c-20c-25c, 7 days. **Gross:** $3,000. (Average, $2,200)

"SPECIAL INVESTIGATOR" (Radio)
"WITNESS CHAIR" (Radio)
ORPHEUM — (1,350), 10c-15c-20c-25c, 5 days. **Gross:** $2,500. (Average, 7 days, $2,100)

"KING STEPS OUT" (Col.)
VARSITY — (1,100), 10c-20c-25c, 7 days. **Gross:** $2,100. (Average, $1,300)

Week Ending May 29:

"SHOW BOAT" (Univ.)
STUART — (2,000), 10c-25c-40c, 8 days. **Gross:** $4,100. (Average, 7 days, $3,100)

"Bradford" Is Frisco's Lead With $16,000

SAN FRANCISCO, June 3. — To honors on the week went to "The Ex Mrs. Bradford" which reached $16,00 at the Golden Gate. This was $1,50 over the line.

"Show Boat" made an exceller showing in its second week at th Orpheum, taking $7,800. "Under Tw Flags" pulled $7,500, up by $500, a the St. Francis, and "Three Women, a Russian film, hit $1,400 at the Cla Other spots were weak.

Total first run business was $73,00 Average is $73,800.

Estimated takings:

Week Ending May 26:

"EX-MRS. BRADFORD" (Radio)
GOLDEN GATE—(2,850), 15c-30c-40c, days. Stage, band. **Gross:** $16,000. (Ave age, $14,500)

Week Ending May 27:

"SHOW BOAT" (Univ.)
ORPHEUM—(2,440), 15c-30c-35c-40c, days, 2nd week. **Gross:** $7,800. (Averag $6,800)

"GOLDEN ARROW" (F.N.)
"HALF ANGEL" (20th-Fox)
PARAMOUNT—(2,740), 15c-30c-35c-40c, days. **Gross:** $11,000. (Average, $11,500)

"LITTLE LORD FAUNTLEROY" (U.A
UNITED ARTISTS—(1,200), 15c-35c-4 55c, 7 days. **Gross:** $6,000. (Averag $9,000)

Week Ending May 28:

"FIRE TRAP" (Republic)
"LAST JOURNEY" (Republic)
EMBASSY—(1,400), 15c-25c-35c, 7 da **Gross:** $2,500. (Average, $3,000)

"TIMES SQUARE PLAYBOY" (W.B
"THREE ON THE TRAIL" (Para.)
FOX—(5,000), 10c-25c-35c, 7 days. **Gro** $5,800. (Average, $6,000)

"UNDER TWO FLAGS" (20th-Fox)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, days. **Gross:** $7,500. (Average, $7,000)

"I MARRIED A DOCTOR" (W.B.)
"FLORIDA SPECIAL" (Para.)
WARFIELD—(2,680), 15c-30c-45c-55c, days. **Gross:** $15,000. (Average, $15,000)

Week Ending May 29:

"THREE WOMEN" (Amkino)
CLAY—(400), 15c-35c, 7 days, 2nd we **Gross:** $1,400. (Average, $1,000)

"13 Hours," Bowes Unit Buffalo Wo

BUFFALO, June 3. — For the fi time in nearly a year, the Buffalo tri a stage show along with a picture a turned 'em away. A Major Bow unit of amateurs, combined with " Hours by Air," drew $19,200 to t par by $7,200 and give the house best gross in months.

At the Lafayette, "Showboat" h a take of $10,000, over average $4,000, and continues for a seco week.

Total first run business was $46,6 Average is $38,400.

Estimated takings for the week en ing May 23:

"13 HOURS BY AIR" (Para.)
BUFFALO—(3,000), 30c-50c, 7 days. Sta No. 14 Troupe, Major Bowes Amate **Gross:** $19,200. (Average, $12,000)

"LOVE ON A BET" (Radio)
"FARMER IN THE DELL" (Radio)
HIPPODROME—(2,500), 30c-50c, 7 da **Gross:** $4,800. (Average, $7,300)

"UNDER TWO FLAGS" (20th-Fox)
GREAT LAKES—(3,000), 25c-40c, 7 da 2nd week. **Gross:** $6,100. (Average, $7,

"ROAD GANG" (W.B.)
"TWO IN THE DARK" (Radio)
CENTURY—(3,000), 25c, 7 days. **Gr** $6,500. (Average, $7,300)

"SHOW BOAT" (Univ.)
LAFAYETTE—(3,300), 25c, 7 days. **Gr** $10,000. (Average, $6,000)

THEY'RE OFF!

This issue of *Motion Picture Herald* recording the simultaneous product announcements for the 1936-37 season from four great corporations presents a merchandise situation without precedent in the annals of the industry. Never before in a single week, in fact, by reason of the *Herald's* unified account, in a single day, has the production-distribution machine launched upon the market so vast an array of features at once, a total of 259.

The season now drawing to a close has been very much a sellers' market. Despite a flow of the best product that the screen has ever achieved, by reason of competitive exhibition situations, double billing and distribution methods calculated to swiftly cover the markets, the theatres have been picture hungry. The working life of pictures is now measured in weeks as compared with months in product circulation of an earlier day.

The tremendously accelerated rate of communication and the vehicles of fame, and publicity, by radio, by wire photo, extended press syndication, air transport, intensifies the motion picture merchandising reaction and shortens its duration. What was once a glow of success that swept across the land like the dawn has now become relatively a meteoric explosion.

Things are happening to Time. The speed-up is evidenced everywhere and in every operation, every device. Ordinary stock passenger cars do a hundred miles an hour. The biggest ships ever built can steam at forty miles an hour. A new target rifle, a mere 22 calibre, delivers the unbelievable velocity of 4,000 feet a second. New York to Hollywood 'phone service is as fast as from Times Square to Wall Street. Streamline trains are cutting days off the coast-to-coast traffic. Passenger planes are doing 200 miles an hour, and the airlines are talking about 300 as not very far off.

So the prospect that motion picture merchandising is becoming a more intensified, more rapid process, is only token of a generally accelerated tempo.

This year the exhibitor gets the product story substantially all at once, all of it in less than a month. This abrupt and sudden tide of promised product tends, for the moment at least, to create a buyers' market. Selling must be more competitive, trading more hectic.

One of the curious effects now manifest, however, is that much of the selling now under way partakes of the oldest of program methods, but with new, usually implied, elements of elasticity and adjustment.

And despite the large array of formal presentations of programs set and outlined, there is indication that the product of the coming season will be found to be adjusting itself more rapidly and precisely to developments, trends, discoveries, than ever before.

An editorial in
Motion Picture Herald
by Terry Ramsaye

Look out, BOLD VENTURE!
here comes
THE WINNAH!

The one and only **W. C. FIELDS** back on his seat again and riding to glory in his newest comedy **"POPPY"**, with Rochelle Hudson, Richard Cromwell and Lynne Overman... A Paramount Picture... Directed by A. Edward Sutherland.

Paramount Pictures

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MOTION PICTURE DAILY

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L. 39. NO. 132 NEW YORK, FRIDAY, JUNE 5, 1936 TEN CENTS

ara. to Have 70 to 80 for Next Season

gnew to Reveal Detail On 50 Films Today

HICAGO, June 4.—Paramount will ase a total of between 70 and 80 ures for the season of 1936-37, F. Agnew, vice-president in rge of sales, will reveal to the gates who will assemble tomor- at the Edgewater Beach Hotel for the company's annual sales vention.

gnew indicated that the antici-d total is based on a definite edule for the first six months of new season of 40 features. At convention tomorrow he will out- details on the 40 and an addi-al 10 pictures which have been nitely titled and completely or par-y cast.

iversification of story and star ngth will be emphasized by the f sales executive as characteriz- the new lineup. At least two or pictures of different types are eduled for release each month.

he stars who will top the casts the new product include: Edward nold, Jean Arthur, Joan Bennett, k Benny, John Boles, George

(*Continued on page* 4)

rans-Lux London Plan Believed Off

By BRUCE ALLAN

ONDON, June 4.—Moves to open ns-Lux theatres in stores, hotels other spots are believed to have en through as a result of objec-s of the London County Council other authorities to the granting theatre licenses as contrary to ety regulations.

iscussions between Jack Davis Percy N. Furber, chairman of board of Trans-Lux, are definite-off, it is reported.

euer Is Awarded $100,000 for Fees

eferee Frederick Spiegelberg in Y. Supreme Court yesterday ommended that Max D. Steuer be rded a fee of $100,000 for legal ices he performed on behalf of ckerbocker Theatres, Inc., and the ton-Apollo Theatres Corp.

he lawyer originally asserted that should receive a fee of $150,000 his negotiations in the suit over

(*Continued on page* 8)

Sabath Probe Is Halted by Kennedy Plea

Adviser's Wire Brings Indefinite Delay

WASHINGTON, June 4.—The intercession of Joseph P. Kennedy, former chairman of the S. E. C., was responsible for the indefinite postponement of the Sabath Congressional committee's new inquiry into Paramount affairs, which had been scheduled to open here today.

Representative A. J. Sabath, chairman of the investigating committee, said that Kennedy, who is acting as special adviser to Paramount, asked that the hearing be postponed at least until after the company's annual meeting of stockholders in New York on June 16.

"At that time," Kennedy declared in a wire to Sabath, "I hope a program will be initiated which will be

(*Continued on page* 12)

Ad Film Production Of A. T. & T. Shown

WASHINGTON, June 4.—The American Telephone and Telegraph Co., since the establishment of its film bureau in 1924, has produced 56 pictures, about equally divided between silent and sound, J. M. Hamilton, director of the bureau since 1929, testified today before the Federal Communications Commission.

Hamilton declared that some of the films were produced by commercial companies, but divulged no costs. The total production cost since 1926 was $261,959, which did not include the

(*Continued on page* 8)

PRODUCER-CIRCUIT SPLIT ALLIED'S AIM

Will Seek Federal and State Laws to Bar Present Setup

By RED KANN

CLEVELAND, June 4.—Allied today by a unanimous resolution voted to embark on a legal campaign to divorce large production and distribution interests from exhibition and appointed a committee composed of W. A. Steffes, Minnesota; Sidney Samuelson, New Jersey, and Harry A. Cole, Texas, to work with Nathan Yamins, president, and Abram F. Myers, general counsel, toward this end.

"The general counsel is further authorized and directed to prepare drafts of bills for introduction into Congress and state legislatures having for their purpose the complete disassociation of the functions of production and distribution on the one hand and exhibition on the other," read the resolution.

Russell Hardy, special assistant to the Attorney General, who prosecuted the St. Louis case, earlier had told the convention nothing in the present law could compel producers to divorce themselves from exhibition, but new legislation could make that possible.

A summation of production performance prepared by P. S. Harrison, an address by Hardy, another by Daniel Bertrand, a vitriolic attack on Will H. Hays by Al Steffes and preliminary discussion and passage of resolutions comprised the second day's session at the Hollenden.

Harrison's analysis was read by H. M. Richey, who, together with Fred Herrington, threw many words of praise in the author's direction. The approximate 300 in attendance appeared considerably interested. On the basis of exhibitor questionnaires

(*Continued on page* 10)

Republic to Ask for 100% Rental Boost

CHICAGO, June 4.—Republic will ask for 100 per cent increases in rentals on specials and increases in proportion on other products over this year's prices, J. J. Milstein, general sales manager, told the company's sales force as the annual sales meet got underway here today at the Drake.

"This will be the sales policy for the coming year," he said, predicting a sales record for Republic.

Prior to the opening of the second annual sales gathering, the Mayor's representative extended the key of the city to W. Ray Johnston, president, who made the welcoming address.

Sam Hacker told the group how to write contracts and to avoid rejections

(*Continued on page* 8)

French Strike Hits Studios, Theatres

By PIERRE AUTRE

PARIS, June 4.—The general strike was extended today to all Paris and suburban film studios, including Paramount, Gaumont and Pathe at Joinville and Billancourt. Managerial staffs, directors and players are practically prisoners in the studios, kept there by the staffs.

All printing laboratory staffs also have gone on strike, making it im-

(*Continued on page* 8)

New Film Era Has Arrived, Smith Tells Warner Men

"We are entering a new era in the history of the film business this coming season," A. W. Smith, Jr., eastern and Canadian sales head, yesterday told his men as he opened the first business session of Warners eastern and Canadian convention at the Ritz Towers.

To bring home his point he asked the assembled branch managers and home office sales and executive personnel to make a comparison of the company's product lineup during the past 10 years with that for 1936-37.

"We have grown, and by that I mean in the industry and with the movie public," he said. "We've a big job ahead of us—we must do it."

One of the surprises of the ses-

(*Continued on page* 9)

Yamins Denies His Move Was for Self

CLEVELAND, June 4. — Nathan Yamins late today denied the elimination of proposed chain competition in a town where one of his members already operates had reference to his own business situation.

He called attention to a statement in MOTION PICTURE DAILY in which it was stated that Meyer Schine had been reported as contemplating a theatre in Fall River, and in a personal

(*Continued on page* 11)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 5, 1936 No. 132

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in tbe Americas, and foreign $12. Single copies: 10 cents.

Start Equity Petition

A petition is being circulated among members of Actors' Equity calling for a referendum on a proposed amendment to the constitution requiring 50 weeks of experience for junior members as a qualification for senior membership. The present rule makes the junior automatically a senior member at the end of two years. The petition, which must be signed by 100 senior members, is expected to be presented to the council at its next meeting, June 16, when the council will authorize a referendum, by mail, on the issue. A two-thirds vote is required to amend the constitution.

Quins in One a Year

Clarifying the recent deal made with guardians of the Dionne quintuplets, Joe Moskowitz states that the children will appear in one picture a year for Twentieth Century-Fox for the next three years. The first picture under the new deal is not set.

Indicted on Game Charge

GOLDSBORO, N. C., June 4.—James McKoy, local theatre manager, has been indicted by the Wayne County grand jury on charges of operating a lottery in connection with Cash Night awards at his house.

Purely Personal

HAROLD FITZGERALD, operating head of Fox Wisconsin theatres, will leave for Milwaukee today after conferring with SPYROS SKOURAS here a week. He says that the plan for increasing admissions in Milwaukee, adopted by 70 houses three weeks ago, is working out satisfactorily.

•

JOE MOSKOWITZ and HARRY BRAND will sail tomorrow on the *Oriente* for Havana. After a week's vacation there, MOSKOWITZ will return north while BRAND will head for the Panama Canal and the Twentieth Century-Fox studios.

•

JAY EMANUEL, N. L. NATHANSON, CARL BRISSON, ELSIE FERGUSON, MRS. ROBERT LORD and HEDDA HOPPER are among those sailing this morning on the first return voyage of the *Queen Mary.*

•

EDWARD ZABEL, assistant to J. J. SULLIVAN, west coast film buyer for National Theatres, flew to LaCross, Wis., the other day to be with his mother, who is seriously ill.

•

MARTIN STARR, former editor of *Picture Business,* starts his Movie Starr Dust broadcasts June 13 over the Intercity network in which WMCA is the local outlet.

•

ED OLMSTEAD, formerly in charge of publicity at the Columbia studios, has sold the company an original, "Counterfeit Lady."

•

WILLIAM H. HEINEMAN, Universal western district manager, is in town for product talks at the home office.

•

DARRYL ZANUCK will leave Hollywood today for Mexico and a two-week fishing trip.

•

CHARLES SKOURAS, in charge of Fox West Coast, will head for Los Angeles today.

•

JOSEPH M. SCHENCK is planning to go to the coast shortly.

•

CLAUDE SAUNDERS is in Minneapolis this week.

•

HARRY M. GOETZ is due from the coast June 15.

MAURICE SILVERSTONE will leave for the coast today by plane to confer with U. A. producers prior to the annual sales meet in Los Angeles the end of the month.

•

WALTER GOULD, U. A. representative in South America, will be a passenger on the *Santa Lucia,* which sails for Peru today.

•

ELMER C. RHODEN, who returned to Kansas City on Wednesday, will return to these parts in a month or so.

•

RAOUL WALSH is sailing for England today. He will direct two for G.B., the first to be "Soldiers Three."

•

ED KUYKENDALL is expected here from Washington late today or some time tomorrow.

•

JOE SHEA flew back to the coast yesterday.

•

. . . London

NOEL THOMPSON, press representative of Associated Talking Pictures, latest publicity man to hand in his resignation.

J. LESLIE WILLIAMS previously resigned University publicity job when C. M. WOOLF took over distribution for "U" here.

E. D. LEISHMAN presented a silver cigarette case by executives and sales staff of Radio Pictures, on leaving that company.

THOMAS BENTLEY, now producer as well as director, supported by all the leads of "She Knew What She Wanted," first Rialto production, at Wardour Films' trade show.

OLIVER BELL appointed general manager of the British Film Institute in succession to J. W. BROWN. Has been a member of the League of Nations Union staff and of its film sub-committee.

LLOYD CORRIGAN, on vacation trip, met the press at the Mayfair.

HERBERT SMITH of British Lion back from the States.

GLENN TRYON, to direct "Wings of the Morning," first British all-Technicolor feature for New World-Fox, will stay, with RAY RENNAHAN, cameraman, to start "Lawrence of Arabia," Korda's first Technicolor.

Ira Furman to Frisco

Ira Furman, Charlotte manager for M-G-M, has been promoted to head of the San Francisco branch, succeeding Grover Parsons, who leaves the company June 20 to join Republic as western division manager. A salesman at the Charlotte office will be promoted to branch manager in a day or so. Furman will leave for his new duties on June 8, arriving on the coast June 12.

St. Paul Pool on June 26

MINNEAPOLIS, June 4.—Pooling arrangements between RKO and Paramount in St. Paul will become effective June 26 for the Orpheum and Sept. 4 for the President. A joint committee will operate the five houses involved, including the Riviera, Tower and Paramount.

IATSE Group in K. C.

Headed by Joseph D. Basson, president, a committee of 11 members of Local 306 will arrive in Kansas City today for the annual convention of the I.A.T.S.E., which gets under way on Sunday. Although 11 men comprise the committee, the New York group carries with it 19 votes.

Start "Rembrandt"

LONDON, June 4.—Alexander Korda has started work on "Rembrandt," based on the life of the famous Dutch artist. Charles Laughton has the title role.

Build at Kew Gardens

Rugoff & Becker are building a new theatre at Kew Gardens, L. I.

Other Concerns Join U. A. Sale Tax Fight

Briefs in support of United Artists' contention that film rentals are not subject to the two per cent city sales tax were filed with the Appellate Division of the state court yesterday by five companies in the role of amicus curiae.

The new opposition to the city's ruling that the tax is applicable to rentals came from the Music Hall, Allied of New Jersey, RKO Distributing Corp., K-A-O and Gurney Elevator Co.

Arguments in connection with the United Artists' appeal were not heard in the Appellate Division yesterday, but the case may be reached on the court's calendar today or Tuesday. The court does not sit on Monday. A decision on the appeal is expected within two to three weeks after the hearing.

Warners Sued Over "Yanks Are Coming'

A suit for $200,000 damages alleging copyright infringement was filec in Federal Court yesterday by th Beekman Film Corp. against Warnei Bros. Pictures, Inc. The complain asks for an injunction and accounting

The plaintiff charges that on Jun 17, 1933, it produced a film callec "This Is America" and subsequentl the defendant, after a copy of the picture had been submitted to Jack L Warner, produced a picture callec "The Yanks Are Coming," which, th complaint charges, appropriated th results of the plaintiff's labor and infringed upon the exclusive rights o the plaintiff. No answers in the cas have been filed.

Final Hearing Set Upon Fox Met Plai

Federal Judge Julian W. Mack yesterday signed an order in the matter o Fox Metropolitan Playhouses, Inc., i reorganization proceedings in which h set June 15 for a final hearing in th case, directing all creditors and stockholders to show cause why the trustees should not be discharged and th case closed.

The order was signed on a petitio of Milton C. Weisman, receiver c Fox Theatres Corp., who asked fo the final decree. Hearing will be hel in the Federal Building.

Thursday Continues For Ampa Meeting

Thursday will stay as the day fc Ampa weekly meetings, it was ai nounced yesterday by Gordon Whit president. Results from a questioi naire sent out to the membershi showed 25 in favor of Thursday ai 16 against.

Meetings will be continued througl out the summer on an informal basi The first annual awards will be ai nounced next week.

Verree Teasdale Gains

HOLLYWOOD, June 4.—Verree Tea dale, wife of Adolphe Menjou, wa reported to be gaining today at a ho pital following an emergency oper tion.

and when they kissed . . . .

PHILLY WENT WILD!

in smash pre-release run!

How crowds jammed the Fox, Philadelphia, to pile up the take . . . over-capacity night and day . . . almost hitting the sensational "Under Two Flags" record. SET FOR 2nd WEEK, naturally. Plan on extra playing time, when these box-office sweethearts hit *your* town!

ROBERT TAYLOR
LORETTA YOUNG

in

Private Number

with

PATSY KELLY • BASIL RATHBONE
MARJORIE GATESON

A FOX PICTURE
Darryl F. Zanuck in Charge of Production
DIRECTED BY ROY DEL RUTH
Associate Producer Raymond Griffith
Screen play by Gene Markey and William Conselman
Based on a play by Cleves Kinkead

20th CENTURY FOX
THE KEYSTONE
OF YOUR FUTURE

Para. to Have 70 to 80 for Next Season

(Continued from page 1)

Burns and Gracie Allen, Bob Burns, Claudette Colbert, Gary Cooper, Bing Crosby, Marlene Dietrich, Irene Dunne, W. C. Fields, Gladys George, Harold Lloyd, Carole Lombard, Fred MacMurray, Adolphe Menjou and Verree Teasdale, Jack Oakie, George Raft, Charlie Ruggles and Mary Boland, Sylvia Sidney, Gladys Swarthout and Mae West.

Newcomers this season to the roster of stars are Arnold, Miss Arthur, Benny, Burns, Miss George and Miss Dunne. Benny and Bob Burns, both radio performers, join the four other air stars on the company's list, Crosby, Burns and Allen and Miss Swarthout.

The 40 pictures scheduled for release in the first six months of the new season, listed by months, follow.

For August, seven pictures as follows:

"The Texas Ranger," with Fred MacMurray, Jack Oakie, Jean Parker, Lloyd Nolan and Bennie Bartlett; directed by King Vidor.

"The General Dies at Dawn," with Gary Cooper, Madeleine Carroll, William Frawley, Akim Tamiroff, Dudley Digges and Porter Hall; directed by Lewis Milestone.

"My American Wife," with Francis Lederer, Ann Sothern, Fred Stone, Billie Burke, Ketti Gallian; directed by Harold Young.

"Lady Be Careful," with Lew Ayres, Mary Carlisle, Larry Crabbe, Grant Withers and Benny Baker; directed by Ted Reed and Irving Salkow.

"I'd Give My Life," with Tom Brown and Janet Beecher.

"Johnny Gets His Gun," with Ralph Bellamy, Katherine Locke and David Holt.

"Hollywood Boulevard," with John Halliday, Robert Cummings, Marsha Hunt, Esther Ralston and Frieda Innescourt.

Seven Listed for September

The seven set for September release are:

"Big Broadcast of 1937," with Jack Benny, George Burns and Gracie Allen and an all-star cast, plus specialties by Bing Crosby, Bob Burns, Leopold Stokowski and other celebrities; directed by Mitchell Leisen.

"Wedding Present," from the Saturday Evening Post story by Paul Gallico, with Joan Bennett, Gary Cooper and George Bancroft. B. P. Schulberg's first production.

"Hideaway Girl," with Frances Farmer, Kent Taylor, and a cast of featured players.

"Wives Never Know," with Charlie Ruggles, Mary Boland, Adolphe Menjou and Verree Teasdale; directed by Elliott Nugent.

"Stairs of Sand," Zane Grey story, with Larry Crabbe, Marsha Hunt, Raymond Hatton and Leif Erikson.

"Murder with Pictures," with Ketti Gallian and Kent Taylor.

"With Banners Blowing," with Gladys George, John Howard, Arline Judge, Isabel Jewel, Dudley Digges and Harry Carey.

October to Have Six

The October list of six includes:

"Maid of Salem," Frank Lloyd production, starring Claudette Colbert.

"Personal Appearance," starring Mae West, an Emanuel Cohen production.

"Queen of the Jungle," with Raymond Milland, Sir Guy Standing, Akim Tamiroff and Lynne Overman; directed by Max Marcin.

"Everything for Sale," with a featured cast.

"Three Married Men," with Lynne Overman, Roscoe Karns, William Frawley, George Barbier, Robert Cummings, Marsha Hunt, Elizabeth Patterson, Bonnie Bartlett and Virginia Weidler; directed by Eddic Buzzell.

"Rose Bowl," with Frances Farmer, Larry Crabbe and Nick Lukats.

The following six are set for November release:

"The Plainsman," Cecil B. DeMille production, with Gary Cooper and Jean Arthur.

"Champagne Waltz," with Gladys Swarthout, Fred MacMurray, Jack Oakie, Lyda Roberti, Veloz and Yolanda; directed by Edward Sutherland.

"Pinkerton, the Detective," with Edward Arnold and an all-star cast.

"Hotel Haywire," with Charlie Ruggles, Mary Boland, George Burns and Gracie Allen.

"The Barrier," from the Rex Beach story, with an all-star cast; to be produced by Harry Sherman.

"Our Miss Keane," with Virginia Weidler and Billy Lee.

The five for December are:

"College Holiday," with Jack Benny, Frances Farmer, Louis DaPron, Robert Cummings, Johnny Downs, Eleanore Whitney and Martha Raye.

"Don't Look Now," starring W. C. Fields.

"The Tightwad," starring Charlie Ruggles, with a cast of featured players.

"Broadway Afternoon," with an all-star cast.

"The Turning Point," with Gail Patrick, Marsha Hunt and Elizabeth Patterson.

Five features for January include:

"Spawn of the North," in Technicolor, starring Carole Lombard, Henry Fonda and Cary Grant; directed by Henry Hathaway.

"Hard to Handle," starring Claudette Colbert; directed by Wesley Ruggles.

"Follow the Sun," with Bing Crosby, George Burns and Gracie Allen and Lynne Overman; directed by Norman Taurog.

"Playboy," with George Raft, Ida Lupino, and an all-star cast.

"A Gun for Hire," with a cast of featured players.

Making up the rest of the 50 will be an elaborate musical titled "Artists and Models," and three of the Hopalong Cassidy series, starring Bill Boyd; "The Return of Hopalong Cassidy," "Trail Dust" and "Cottonwood Gulch."

Others of the 50 include:

"Diamond Rush," with Wesley Ruggles directing, and starring either Gary Cooper or Fred MacMurray.

"Tbe Count of Luxembourg," with Irene Dunne, Frank Forrest and W. C. Fields.

"Panama Gal," with Carole Lombard and Fred MacMurray.

"High, Wide and Handsome," with Irene Dunne, Fred MacMurray and Randolph Scott.

"Safari," starring Edward Arnold.

"That's What Girls Are Made Of," with Sylvia Sidney and Fred MacMurray.

"It Happened in Paradise," starring Bing Crosby.

"Easy Living," with a featured cast headed by Jean Arthur.

A Harold Lloyd comedy which the comedian will produce himself.

The schedule also will include two features starring Marlene Dietrich, the first a musical to be directed by Ernst Lubitsch, and the second to be directed by Frank Lloyd; two other Claudette Colbert vehicles, one to be "The Golden Era," and an additional starring vehicle for Gary Cooper.

Running Paramount's Convention

NEIL F. AGNEW
General Sales Manager

J. J. UNGER
Eastern Division Manager

CHARLES REAGAN
Western Division Manager

ROBERT M. GILLHAM
Director, Advertising and Publicity

What They're Down For

The details of the assignments of stars, featured players and directors for the 1936-37 Paramount schedule are as follows:

Edward Arnold—Starred in "Pinkerton, tbe Dective" and "Safari."

Jean Arthur—Co-starred witb Gary Cooper in "The Plainsman" and featured in "Easy Living."

Lew Ayres—"Lady Be Careful."

Benny Baker—"Lady Be Careful."

George Barbier—"Three Married Men."

Bennie Bartlett—"Three Married Men" and "The Texas Rangers."

George Bancroft—"The Wedding Present."

Janet Beecher—"I'd Give My Life."

Ralph Bellamy—"Johny Gets His Gun."

Joan Bennett—"The Wedding Present."

Jack Benny—"College Holiday" and featured with Burns and Allen in "The Big Broadcast of 1937."

Mary Boland—Co-featured with Charlie Ruggles in "Wives Never Know" and with Burns and Allen and Charlie Ruggles in "Hotel Haywire."

Bill Boyd—Starred in "Cottonwood Gulch," "Return of Hopalong Cassidy" and "Trail Dust."

Tom Brown—"I'd Give My Life."

Billie Burke—"My American Wife."

Bob Burns—"The Big Broadcast of 1937."

Burns and Allen—Co-featured with Jack Benny in "The Big Broadcast of 1937"; with Charlie Ruggles and Mary Boland in "Hotel Haywire" and with Bing Crosby and Lynne Overman in "Follow the Sun."

Harry Carey—"With Banners Blowing."

Mary Carlisle—"Lady Be Careful."

Madeleine Carroll—Co-starred with Gary Cooper in "The General Died at Dawn."

Claudette Colbert—Starred in "Hard to Handle," "Maid of Salem," "The Golden Era" and one untitled.

Gary Cooper—Starred in "Diamond Rush" (tentative); "Slave Ship" and one untitled; co-starred with Jean Arthur in "The Plainsman" and with Madeleine Carroll in "The General Died at Dawn."

Larry Crabbe—"Rose Bowl," "Stairs of Sand" and "Lady Be Careful."

Bing Crosby—Starred in "It Happened in Paradise"; co-featured with Jack Benny and Burns and Allen in "The Big Broadcast of 1937" and Burns and Allen and Lynne Overman in "Follow the Sun."

Robert Cummings—"College Holiday," "Hollywood Boulevard" and "Three Married Men."

Louis Da Pron—"College Holiday."

Marlene Dietrich—Two untitled.

Dudley Digges—"The General Died at Dawn" and "With Banners Blowing."

Johnny Downs—"College Holiday."

Irene Dunn—Co-featured with Fred MacMurray and Randolph Scott in "High, Wide, Handsome" and with W. C. Fields and Frank Forrest in "The Count of Luxembourg."

Leif Erikson—"Stairs of Sand."

Frances Farmer—"College Holiday," "Rose Bowl" and "Hideaway Girl."

W. C. Fields—Starred in "Don't Look Now" and co-featured with Irene Dunne and Frank Forrest in "The Count of Luxembourg."

Henry Fonda—"Spawn of the North."

Frank Forrest—Co-featured with Irene Dunne and W. C. Fields in "The Count of Luxembourg."

William Frawley—"The General Died a Dawn" and "Three Married Men."

Ketti Gallian—"My American Wife" an "Murder with Pictures."

Gladys George—"With Banners Blowing.'

Cary Grant—"Wedding Present" an "Spawn of the North."

Porter Hall—"The General Died a Dawn."

John Halliday—"Hollywood Boulevard.'

Raymond Hatton—"Stairs of Sand."

David Holt—"Johnny Gets His Gun."

John Howard—"With Banners Blowing."

Marsha Hunt—"Hollywood Boulevard. "Stairs of Sand," "The Turning Point and "Three Married Men."

Frieda Innescourt—"Hollywood Boul vard."

Isabel Jewel—"With Banners Blowing."

Arline Judge—"With Banners Blowing."

Roscoe Karns—"Three Married Men."

Francis Lederer—"My American Wife.

Billy Lee—"Our Miss Keane."

Harold Lloyd—Starred in one untitled.

Katherine Locke—"Jobnny Gets H Gun."

Carole Lombard—Starred in "Spawn the North" and co-featured with Fre MacMurray in "Panama Girl."

Nick Lukats—"Rose Bowl."

Ida Lupino—Co-starred witb George Ra in "Playboy."

Fred MacMurray—Co-featured with Caro Lombard in "Panama Girl"; with Ire Dunne and Randolph Scott in "Hig Wide, Handsome"; with Sylvia Sidney i "Tbat's What Girls Are Made Of"; al in "Champagn Waltz," "Texas Rangers and "Diamond Rush" (tentative).

Adolphe Menjou—"Wives Never Know.

Raymond Milland—"Queen of the Jungle

Lloyd Nolan—"The Texas Rangers."

Jack Oakie—"The Texas Rangers" ar "Champagne Waltz."

Lynne Overman—"Queen of tbe Jungl and "Three Married Men"; co-featu with Bing Crosby and Burns and All in "Follow the Sun."

Jean Parker—"The Texas Rangers."

Gail Patrick—"The Turning Point."

Elizabeth Patterson—"Tbree Marri Men" and "The Turning Point."

George Raft—Co-starred with Ida Lupi in "Playboy."

Esther Ralston—"Hollywood Boulevard

Martha Raye—"College Holiday."

Lyda Roberti—"Champagn Waltz."

Charlie Ruggles—Co-featured witb Ma Boland in "Wives Never Know" and wi Mary Boland and Burns and Allen "Hotel Haywire"; featured in "T Tightwad."

Randolph Scott—Co-featured witb Ire Dunne and Fred MacMurray in "Hig Wide, Handsome."

Sylvia Sidney—Co-featured with Fr MacMurray in "That's Wbat Girls A Made Of."

Ann Sothern—"My American Wife."

Sir Guy Standing—"Queen of the Jungle

Fred Stone—"My American Wife."

Leopold Stokowski—"The Big Broadc of 1937."

(Continued on page 12)

WARNER BROS. *say*
To Set These In 36-*Point*"

"Hot as headlines in a midnight 'extra.' Makes dynamite look like a lollypop. A heart-clutching, nerve-rasping drama blasts its way from the Strand screen in a manner to wrench watchers from their seats with the four-alarm-fire excitement of its entertainment. Suspense mounts with every sequence to a heart-stopping, gasping climax. Robinson in a piercing, pungent portrait such as only he can conceive and execute. The picture is a stirring service to civilization, performed by Warner Bros."—N. Y. American

"Replete with thrills. A terse and vivid critique of big-shot racketeering. Packs a thrill in each foot of film and is quite the best of the cinema's sermons against crime."—N. Y. World-Telegram

"If you care to see a picture that will certainly thrill you, don't miss 'Bullets or Ballots.' It's a grand picture, one to make your flesh creep at times. Thrills are not always educational, and education is seldom thrilling. 'Bullets or Ballots' contrives to be both. It will go down in screen history as a masterpiece of drama."—From an Editorial in the New York Evening Journal

"Taut and compelling. Exciting and violent enough to satisfy the most avid melodrama enthusiast."—New York Herald-Tribune

"This one is a thriller, a fast-paced talkie with all the suspense a melodrama can stand."—N.Y. Sun

"Warner Bros. have turned out another crackling underworld melodrama."—N. Y. Times

"A knock-out. Rousing, red-meat melodrama. Not since 'Little Caesar' has Robinson had such a vigorous and exciting story. Violent action and strong suspense, vivid characters, a strong plot, brisk action, tender romance are in 'Bullets or Ballots.' That covers everything."—N. Y. Mirror

"Fast-moving. Tensely thrilling entertainment. Timely as well as exciting."—N. Y. Eve. Journal

"A thrilling hour and a half's worth of entertainment."—N. Y. Daily News. "Another assured success for Warner Bros."—N. Y. Morning Telegraph

That's All The New York Critics Could Think Of To Say About

EDWARD G.

ROBINSON

in

"BULLETS OR BALLOTS"

T'S A COUPLE OF
THER 'G-MEN'
roken 'G-Men' rec-
rds in 'Frisco and
lbany! Year's record
nd holdover in New
ork! It's set as a top-
oney show—so go
et it, and go to it!

with

JOAN BLONDELL • Barton MacLane
Humphrey Bogart • Frank McHugh

Joseph King • Richard Purcell • George E. Stone • Joseph Crehan • Henry O'Neill

A First National Picture directed by William Keighley

Republic to Ask for 100% Rental Boost

(Continued from page 1)

on technical points. G. C. Schaefer talked on exchange operation, while Edward Finney discussed the elaborate plans for press books, larger advertising campaigns and exploitation.

Joe Cooper, exploiteer from Seattle, spoke on individual exchange exploitation policy and suggested that the plan be adopted generally. William Saal gave the men a resume on exploitation and "Frankie and Johnnie."

The afternoon session was highlighted by an address by Nat Levine, production head, who said: "This is the biggest day in my life. I appreciate the opportunity that is mine to be your producer and you can be assured we will deliver pictures you will be proud to distribute.

"We have 17 stories in preparation today, two pictures shooting, and six to eight of the new season's product will be in exchanges by Sept. 1.

"Our production staff is hitting on high. We have everything we need, studio personnel and finances. We have been spending more on production than distributors have been bringing in, but our prospects are most excellent and our finance people have confidence in us.

In "Major" Class

"We are no longer considered an independent company. Our facilities and work are of major calibre. We have 21 players under contract and in the last 10 days we signed Olsen and Johnson, Eddie Quillan and Chic Sale. We have 42 on the writing staff, mostly on long term contracts."

Levine then went into detail on the new lineup, predicting that the biggest picture will be "Follow Your Heart" with Marion Talley and Michael Bartlett. It will be ready for delivery Aug. 1. Shooting starts next week. The address was enthusiastically received.

Siegel Talks on Production

M. J. Siegel, executive at the coast studio, spoke about the work of the production forces. Before the conclusion of today's session, a general discussion was held in which branch managers and salesmen considered methods of selling the program outlined by Levine.

The foreign market will be under consideration during the morning session tomorrow. Norton Ritchey, foreign department head, will discuss "Republic in the World Market." L. E. Kalker, Republic representative in Great Britain, will talk on company activity in his territory, and Sam Smith, managing director of British Lion, which has just completed a distribution deal with Republic, will follow Kalker. Both came to this country expressly to attend the convention.

A talk by Herman Gluckman, head of the New York and Pennsylvania exchanges, and a screening of "Hearts in Bondage," recently completed, will complete the morning session.

H. J. Yates also is taking an active part in the meetings.

52 Republic Titles Listed At Sales Meet

CHICAGO, June 4.—The titles of the 52 features which Republic has scheduled for the season of 1936-37 were revealed here today at the national convention of the company at the Drake Hotel by Nat Levine, president of Republic Prod.

He declared that he plans to use outstanding players on the coast as well as a number of new players from the new Republic stock company.

The 1936-37 program is divided into six different groups: two anniversary specials, six in the Jubilee Six group, 24 Gilt Edge Pacemakers, four epics in natural color, eight Gene Autry westerns, two of them to be specials, and eight William Colt MacDonald westerns. In addition there will be four serials produced next season.

The two specials are "Two Years Before the Mast" and "The President's Mystery Story."

"Jubilee Six" and "Pacemakers"

The Jubilee Six includes: "Army Girl," "Portia on Trial," "Happy-Go-Lucky," "Follow Your Heart," starring Marion Talley; "Join the Marines" and "Hearts in Bondage."

Included in the 24 Pacemakers are: "Down to the Sea," "The Country Gentleman," "Gangs of New York," "Steamboat Mary," "Legion of the Damned," "The Broadcasting Mystery," "Between Two Loves," "Navy Blues," "Bachelor Girl," "Sky Hostess," "Isle of Lost Men," "Why Worry?" "Two Men and a Woman," "Special Order," "The Beloved Brute," "Bulldog Edition," "The Affairs of Cappy Ricks," "The Kentucky Handicap," " Swift Lightning," "The Chinese Orange Mystery," "Dangerous Pleasure," "Missing Men," "Call of the Primitive" and a Mrs. Wallace Reid special.

The four Epics in natural color will be: "Lives of a Texas Ranger," "The Painted Stallion," "In Old Monterey" and "The Vanishing West."

The Gene Autry western specials have not yet been titled. The six musical westerns are: "Oh, Sussannah," "Get Along Little Dogies," "Riding the Range," "Old Corral," "Mexicali Rose" and "Roundup Time in Texas."

Included in the MacDonald western group will be: "Roarin' Lead," "Ghost Town Gold," "Riders of the Whistling Skull," "Bullets for Buckaroos," "Come on, Cowboy," "Hit the Saddle," "Gun Smoke Ranch" and "Three Fightin' Fools."

Williams Covers Ground

HOLLYWOOD, June 4.—Guinn Williams is working in Republic's "The Vigilantes Are Coming" at Kernville, but he drove 200 miles Monday afternoon in order to play a part in the stage production "Bury the Dead" at the Belasco, returning the same night to Kernville. A substitute will take Williams' part in the stage show until next week when he will be finished in the film and will return to his stage role.

French Strike Hits Studios, Theatres

(Continued from page 1)

possible for distributors to release some of their films tomorrow.

Newsreels were issued yesterday without trouble. The *Eclair Journal* was printed in Belgium. Fox Movietone and Paramount News are releasing.

A machinists' strike closed the 6,000-seat Gaumont Palace after the electricity had been cut. The manager and office staff are being kept in the theatre by the strikers. Spread of the strike to projectionists and ushers is feared on the Gaumont and Pathe circuits.

Theatre business is off everywhere. Newspapers are still being published, but spread of the shutdown is expected by bus and subway companies.

Ad Film Production Of A. T. & T. Shown

(Continued from page 1)

cost of making prints. The testimony brought out that the company spent $25,769 on nine films in 1926, and thereafter produced from three to nine a year, 1935 operations costing $33,119.

Associated companies in the past six years have spent $309,386 on pictures, including the production efforts of individual companies. Hamilton was questioned exhaustively by Samuel Becker, special commission counsel, on the methods employed by the company to get the films shown in theatres. Hamilton defended the films as showing telephone industry problems and acquainting the public with various phases of the activity, while Becker charged they were subtle and potent propaganda.

With the examination of Hamilton, Becker brought to a close the inquiry into the film activities of A. T. & T. for the present, postponing the investigation of the Erpi situation until next September.

Steuer Is Awarded $100,000 for Fees

(Continued from page 1)

theatre leases brought by the corporations against the Greater New York Vaudeville Theatre Corp., an RKO subsidiary. Steuer's client refused to pay the fee, stating that it was out of proportion with a judgment of only $45,000 which he obtained for them in their case.

Steuer contended that the $45,000 judgment was inconsequential because his services actually compelled the defendant in the suit to fulfill a contract amounting to $2,340,000 with his client.

Newburgh Pool Is Set

NEWBURGH, June 4. — Paramount this week end will pool its Paramount here with Eugene Levy's Park, Ritz and Cameo. The Ritz and Paramount will continue as first runs. The policy for the other two houses has not been set.

"Ziegfeld" Spots Now 213

Twelve new roadshow dates for "The Great Ziegfeld" for the period of June 15-July 1, bring to 213 the total engagements of the production.

"Show Boat" $20,000 Hit In Hub Slum

BOSTON, June 4.—"Show Boat" w a sensation in what was otherwise quiet week here. It piled up $20,0 at Keith's Memorial where normal $12,000. The showing was exception because all other first runs were bel par.

"Sons O' Guns," with a stage sh at the Metropolitan, went to $20,0 but this was $2,000 under normal.

Total first run business was $81,5 Average is $71,500.

Estimated takings for the week en ing May 29:

"CONNECTICUT YANKEE" (20th-Fo
"FORGOTTEN FACES" (Para.)
FENWAY—(1,382), 30c-50c, 7 days. **Gro** $3,000. (Average, $4,500)

"SHOW BOAT" (Univ.)
KEITH'S MEMORIAL—(2,907), 25c-6 7 days. **Gross:** $20,000. (Average, $12,00

"ONE RAINY AFTERNOON" (U. A.
"DON'T GAMBLE WITH LOVE" (Co
LOEW'S ORPHEUM—(2,970), 25c-55c days. **Gross:** $11,000. (Average, $13,000)

"ONE RAINY AFTERNOON" (U. A.
"DON'T GAMBLE WITH LOVE" (Co
LOEW'S STATE—(3,537), 25c-55c, 7 da **Gross:** $9,000. (Average, $12,000)

"SONS O' GUNS" (W. B.)
METROPOLITAN — (4,332), 25c-65c, days. Stage show. **Gross:** $20,000. (Av age. $22,000)

"FANG AND CLAW" (Radio)
"BRIDGE OF SIGHS" (Invincible)
RKO BOSTON—(3,246), 35c-65c, 6 da **Gross:** $4,000. (Average, $11,000)

"CONNECTICUT YANKEE" (20th-Fo
"FORGOTTEN FACES" (Para.)
PARAMOUNT—(1,793), 25c-50c, 7 da **Gross:** $4,500. (Average, $7,000)

Wm. Fox Bankrupt Hearing Set June

ATLANTIC CITY, June 4.—Fi hearing in the bankruptcy petition William Fox has been set for 10 o'clock June 19 before Robert Steele, Federal referee in bankrupt

At that time Fox is to be exami as to his financial status, and one possibly three trustees will be elect After that his estate will be admin tered for the benefit of creditors.

The petition sets forth that Fox willing to surrender all his prope for the benefit of creditors, except personal effects exempted by law, a that he is temporarily without occu tion. It lists his total liabilities $9,535,261.91 and assets as $1,590,10

Report Boston Move Against Long Ree

BOSTON, June 4. — An underco fight on 2,000-foot reels said to be by Thad Barrows, head of the ope tors' union, is in progress. The m is said to be directed at the Dep't Public Safety which is rewriting rules governing handling of film.

The union has been trying to pose $50 fines on members using longer reels, but it is said that ab 75 per cent of them favor the char

Schulberg Incorporate

SACRAMENTO, June 4.—Incorpo tion papers for B. P. Schulberg I tures, Inc., were filed here to Officers of the new company a Schulberg, president; Ralph A. Kc vice-president and treasurer, Louis E. Swartz, secretary.

ew Film Era Iere, Warner Meet Is Told

(Continued from page 1)

was the elevation of four fea-d players to stardom. They are ta Louise, Errol Flynn, Olivia avilland and Bette Davis. They e been advised of their promo-s.

o enthused over "Anthony Ad-e," "Green Pastures" and "White gel" was Robert Smeltzer, district ager in the east, that he held up morning session for an hour be-Smith could begin the business he day. Smeltzer offered to han-the sale of the three pictures him-in his territory and recommended the other district men do like-e. S. Charles Einfeld, head of licity, advertising and exploitation, Norman H. Moray, short subject s head, also spoke of the outlook.

"Gambled on Intelligence"

ecalling the skepticism which eted Warners' announcement last r when "A Midsummer Night's eam" and "The Story of Louis Pas-" were scheduled, Smith took the verbial bull by the horns and stated e made those pictures and others ause we gambled on the intelli-ce and taste of the American pub--and we won."

In this coming season," he said, 're going to gamble again and vier—and we're going to win in." Smith then discussed some he product in which the company staking its future.

hat Warners' advertising budget t year would be the largest in the ory of the company highlighted feld's speech. He said that the ad-tising would be concentrated al-st entirely in newspapers.

Sax and Moray Praised

Ioray paid tribute to Sam Sax, duction head at the Vitaphone stu-s in Brooklyn. He outlined the short subject lineup, which will made public at the Chicago meeting June 15. Smith complimented ray for the fine work he has done.

nita Louise, who appears in "An-ny Adverse" and will leave for the st Monday, spoke briefly, telling v she attended a command perfor-nce in London of "The Green Pas-es" with the Duke and Duchess of nt.

ack L. Warner, vice-president in rge of production, and Marion Da-s sent telegrams from California ising the efforts of the sales organ-tion.

Today the final meetings will be d. The morning session will be aside for individual discussions of new output with Smith and Rob-Mochrie, assistant eastern and nadian general sales manager.

Harry M. Warner, president; Al-t Warner, vice-president; Joseph nhard, and a number of other ex-tives will attend the luncheon. Miss uise will be on hand again today.

The afternoon will be taken up with etings between the various branch nagers and home office executives.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Hearts Divided"

(Cosmopolitan-First National)

Hollywood, June 4.—Frank Borzage, producer and director, has here taken the story of the Louisiana purchase and etched a cameo-like picture of considerable charm. Napoleon, Thomas Jefferson, Alexander Hamilton and other celebrities of the time pass on the screen, attracting greater interest than the central characters, though they are all incidental to the plot, with the exception of Napoleon—superbly played by Claude Rains.

Specifically, the story concerns the Patterson family of Baltimore. Henry Stephenson is the father, Marion Davies the daughter and Clara Blandick a spinster aunt. Stephenson, a leading figure in the movement for the purchase of Louisiana, is to act as host to Jerome Bonaparte, played by Dick Powell, special emissary of his brother, the Emperor of France. Powell, a playboy at heart, arrives incognito, wins Miss Davies in the guise of a tutor and takes her to France, where his identity is revealed. The Emperor convinces the girl that for reasons of state she should give up Powell. Heartbroken, she returns to America, but is followed soon thereafter by Powell and reunited for a happy finish.

The script by Laird Doyle and Casey Robinson from the Rida Johnson Young play introduces three comedy characters played by Charles Ruggles, Edward Everett Horton and Arthur Treacher, who, as rival Davies suitors, score repeated laughs, climaxing their work with a mock duel which is the picture's comedy highlight. The lavishness of the production may be judged from the fact that Hattie McDaniels, a sterling actress, appears only in a brief flash with other parts filled by such capable players as Halliwell Hobbes, Etienne Giradot and Beulah Bondi in small roles. Warren and Dubin contribute one musical number which, with two spiritual songs by the Hall Johnson Choir, is most effective. The picture is well up to the Davies standard.

Production Code Seal, No. 1,916. Running time, 85 minutes. "G."

Warner Men Reach Chicago Next Week

Chicago, June 4.—Warners branch and district managers from the western, southern and midwestern offices will arrive here June 14 for the opening of the second regional sales convention. It will run for three days, June 15-17.

Gradwell Sears, southern and western sales manager, will preside. Among the speakers will be S. Charles Einfeld, advertising and publicity director; Norman H. Moray, Vitaphone sales manager Sam Sax, in charge of Vitaphone studios; Leo Blank, newly appointed district manager in this territory, and Ed Selzer, studio publicity manager.

Warner Readers on Lot

Hollywood, June 4. — All reading for the story department at Warners now is done on the lot instead of outside as was formerly the practice. Fifteen readers are housed in the department.

Young Going Abroad

Hollywood, June 4.—As soon as Roland Young finishes "I Gave My Heart," starring Kay Francis, at Warners, he will leave for England to make "King Solomon's Mines" for Alexander Korda.

Joan Blondell Injured

Hollywood, June 4.—Busby Berkeley is shooting "Stage Struck" at Warners around Joan Blondell who tripped over a cable on Tuesday and sprained her ankle. She will be out of the studio until the end of the week.

Stories Determine Costs, Says Warner

Hollywood, June 4.—"Story value is the only legitimate excuse for extra budget expenditures on pictures," declared Jack L. Warner, vice-president in charge of production for Warners, today.

His remarks were made in explanation of Warners' policy of never announcing a "million dollar picture."

"No picture budget can be intelligently set until the story has been settled upon, a screen treatment written, or at least tentatively adopted, and a preliminary study of the required cast and sets made. Story value is the only legitimate excuse for extra-budget pictures. We know that expense is not necessarily the vital thing behind a great screen success."

Maxwell Arnow a Dad

Hollywood, June 4.—Maxwell Arnow, Warners casting director, is the father of a nine pound boy. The boy was born at Cedars of Lebanon hospital. Mother and son are reported doing well.

Harry Joe Brown Busy

Hollywood, June 4.—Harry Joe Brown is back from his vacation in New York and preparing the following eight pictures on his coming schedule at Warners: "Panama Canal," "Mistress of Fashion," "The Sea Hawk," "The Head of the House of Coombe," "And It All Came True," "Another Dawn," "The Making of O'Malley," "The Changeling."

Among Warnerites

Wednesday, the first day of the Warner meet, was also Milt Mooney's birthday. Andy Smith and the men gave him a huge birthday cake made by Jack Dempsey, while the men were having dinner at Dempsey's.

✚

Tom Spry, is quartered in the Chinese suite at the Ritz Towers and he is now taking his highballs with chopsticks!

✚

"Very good, very good," was Al Schwalberg's comment on Oscar Kuschner's pinochle play, "he needs plenty of practice."

✚

Charlie Kenneth got a "handshake" from Jack Dempsey. He confided that his wife would be disappointed if he hadn't. Charlie's wing is a bit lame.

✚

Harry Rosenquest, formerly assistant Vitaphone sales manager and recently made short subjects booker for Warner theatres, still loves the distributors, despite the fact that he is now an exhibitor. He meets with the boys every evening.

Morin Named Manager

Pittsburgh, June 4.—John Morin has been named manager of the Palace, which reverted to the Harris Amusement Co. last week after five years as a Warner house. Morin's former post as relief manager for the Harris circuit has been assigned to Ken Kenfield, who has been managing Duquesne Garden, a sports arena, for Harris, Charles Murray has resigned as assistant manager of the Warner, and has been replaced by Pat Nattarro, chief of service at the house.

Build Big Log Jams

Longview, Wash., June 4.—Building of giant log jams is now under way in the Toutle River northeast of here. The jam will be used for scenes of "God's Country and the Woman."

Norman Reilly Raine, author of the "Tugboat Annie" stories, is now on the ground, as he is writing the screen version of the Curwood story. He was accompanied north by W. L. Guthrie, Warner location manager.

To Stage Summer Jubilee

Pittsburgh, June 4. — George Tyson, manager of the Alvin, has been granted a three months' leave of absence to direct the annual Showmen's Variety Jubilee in Atlantic City this summer. He takes the place of the late Ed Corcoran, who handled the pageant last year.

Set Conn. Pooling Deal

Soundview, Conn., June 4. — A pooling arrangement has been concluded between George LeWitt, operating the Strand in Plainville, and the Casino here, and John Glackin, operating the Strand here.

Filming "Brigade" Battle

Hollywood, June 4.—Warners have started filming the battle scenes for "The Charge of the Light Brigade" on location at Chatsworth. The company will remain on location for at least two weeks.

Producer and Theatre Split Allied's Aim

(*Continued from page 1*)

Harrison's findings drew the conclusion that despite the statements of distributors that they operated under one national sales policy, this was not backed by facts. Breaking down the returns in a company-by-company report, he asserted that some exhibitors had bought shorts without features, or features without newsreels; that designated playing time was not always insisted upon; that some did and others did not pay score charges; that some theatremen had been successful in buying all the product of some companies flat.

It further stated that 70 per cent of the distributors had delivered what they promised, and 80 per cent had promised to deliver what they had sold, and that of the 367 pictures representing the majors, only 12 released so far fell into the classification of good box-office.

Myers Introduces Hardy

Hardy, introduced by Myers "with pride and pleasure" and as "my friend and very able colleague of many years," spoke for 43 minutes. He reviewed the St. Louis actions and, at large, dwelt upon the philosophy of the law as it might bear upon anti-trust activities and protection for minorities under those Federal statutes. The highlights of his address included these points:

1—That since his arrival in Cleveland he was more thoroughly impressed that the most important problem facing exhibitors was their inability to obtain a supply of product.

2—That the Government had scored a victory in the St. Louis situation because by the settlement it reached in New York F. & M. was assured of product for a period of years.

3—That the settlement of the case had prevented Warners, Paramount and RKO from using more coercive methods to injure F. & M. and, by implication, other exhibitors, as well.

4—That those who criticized Government interference on the ground that Washington was meddling and that St. Louis represented a situation to be handled privately by the parties involved, overlooked the function of the anti-trust laws.

He added that the defendants' assets outpowered F. & M. 3,000 to one, and that the cost of the injunction bond alone would have been costly enough to F. & M. to make private prosecution impossible. Hardy quoted defense counsel as having described the three distributors as "an irresistible economic force" and added that former Judge Thomas D. Thacher, as counsel for one of them, had described the three as "consolidated by combination."

The Dep't. of Justice official said the three companies controlled 1,900 theatres and 50 per cent of the product, and that they used each other's pictures, which were the backbone of the industry. He appeared concerned over "the ease by which they may conspire."

"It is easy for them," he said, referring to the eight major companies, "to make whatever arrangements about regulating the industry they may wish to make. They can well nigh overcome any factor unless the prestige and long arm of the Government is interposed to protect others from oppression."

He said that distributors entering into competition with their own customers was not unlawful, and producers under existing statutes cannot be prevented from entering exhibition. He cited railroads, oil and the packing industries as enterprises which

Just Golfers

Cleveland, June 4.—Friendly enemies become brothers under the skin when they reach the golf links. Interesting this morning was the foursome at Beechmont with David Palfreyman as Nathan Yamins' partner opposing Edward Ansin and Arthur K. Howard of Massachusetts. Yamins was admittedly off his game, but Palfreyman was not. They won, but not before the Allied president readily admitted Palfreyman was chiefly responsible.

From the Corridor Reporter

Cleveland, June 4.—The demand on exhibit space went beyond the space itself. Somewhere in the melee, the allotment for National Screen Accesories, latest off-shoot of National Screen Service in association with the American Display Corp., became slightly mixed. The result: more sample lobby than space. Morton Van Praag, coming down from Chicago, saw no reason why he couldn't have his exhibit set up in a corner of the convention room itself. It was done, one on the left as the delegates enter and a second on the right, also as they enter. Both are extremely effective.

"What can I do?" complained Moe Horwitz, Cleveland independent, who has been in general charge of the Allied work on home ground. "Possession is nine tenths—or is it points?—of the law."

✚

Among the earliest arrivals were George Dembow, Ben Rosenberg and Chick Lewis. Herman Robbins arrived this morning from New York.

✚

Jack Jossey and Nat Lefton had time to shake a few visiting exhibitor hands and left this afternoon for Republic's own convention in Chicago.

✚

Fred Herrington, long business manager of the M.P.T.O. of Western Pennsylvania which is an Allied affiliate despite its Kuykendall-like name, is here, of course, and slightly more on the paunchier side than in other years and at other conventions.

✚

Abram F. Myers, who has done some flying in his time, was impressed with the speed of his trip here from Washington. The running schedule was two hours and a half, comparing with 12 hours by rail. It's the winding in and out of those Alleghanies that consumes the time.

✚

Col. Harry A. Cole, president of Allied of Texas and a regional vice-president of national Allied, drove up from Dallas, as usual. This time he was accompanied by B. Legg, operator of the Superba, Dennison, and Homer Mulkey, whose house is the Pastime at Clarendon. Beef-eaters, all, they developed a hankering for a chicken dinner on the way. Like little Audrey, they tried and tried and tried without luck until they hit Springfield, O., Monday afternoon. Successful in locating their chicken dinner, they wished they had not. It was pediculous.

RCA Photophone, in keeping with its custom, has a delegation here and will demonstrate new horns and soundheads during the convention. The familiar Ed Auger, smiling and handclasping again, is very much around. James Mullin is another representing the sales department. The demonstrations will be handled by Russell Stier, Mike Yahr and M. Benham, all engineering men from Camden, N. J.

✚

The open door policy started early enough. George Dembow, Van Praag and Ben Rosenberg, acting as hosts for National Screen, gave a cocktail party for all comers Monday evening. Present were H. A. Cole, B Legg, Homer Mulkey, Nat Barach, George Batcheller, Maury Cohen, Eddie Golden, H. M. Richey and others.

✚

Barach is the local representative for National Screen which, incidentally, seems to be strolling through these notes with considerable frequency. He is an old-timer and dates to the days when Bill Fox had organized the Box-Office Attractions Corp. Sam Dembow, Nat Spitzer and Barach were among the selling crew in the field closing state right contracts when Fox determined to open his own exchanges. Again this trio hit the rails. Barach also was district manager for Warners in this area for five years.

✚

Mrs. Pete Wood joined her husband today from Columbus and Mrs. Henderson M. Richey hers from Detroit.

✚

While Jack is at the Republic convention in Chicago, Mrs. Jossey is a member of the committee appointed to entertain the women attending the Allied powwow here.

✚

Harry Long, Loew district manager, is on vacation in Washington. The courtesy of the Loew houses, like all others here, has been extended to the visitors.

✚

Richey has devised a neat gadget for the conventioneers. It is a combination plate for the name of delegates, attached to a key chain which carries a second plate giving its carrier the run of the city's first runs.

✚

Parlor K is the dumping ground for grief. All complaints, squawks, et al, go there for distribution to their proper committees.

Hardy Talks On Policy of Governmen

had undergone identical experienc
and gave as his opinion that unde
the country's Governmental system th
small man will never vanish from th
scene.

"I do not think the sixth large
industry in the United States is b
yond the reach of Government co
trol in the public interest," he co
cluded.

He reiterated the Justice Dept
well known policy of exhausting a
efforts in its power to run down a
prosecute any demonstrated sideste
ping of anti-trust statutes.

Upon inquiry, Hardy declared lat
he had been addressing the conve
tion as an individual and generally e
pounding his personal views.

Daniel Bertrand, who recently ma
a final report to the Dep't of Con
merce on NRA conclusions for tra
practices in the industry, spoke
length, but covered ground outlin
in his original report. He reiterat
that his solution of industry proble
calls for Federal regulation.

Resolutions were adopted urgi
Allied members not to sign Par
mount's new accessory contracts.

Suggestions that Allied seek to eli
inate "onerous provisions" in t
copyright law which make sco
charges and the seat tax possible we
referred to the board of directors.
resolution is expected condemning i
sertion of political propaganda in fil
and urging Allied members to ed
such material when they find it. Th
was referred to the resolutions co
mittee.

Connecticut Unit Sends Wire

The I.T.O. of Connecticut, which
not affiliated, sent a wire indicati
its sympathy with Allied's objectiv

The final day will be marked
addresses from Eddie Golden, Che
terfield and Invincible sales manage
a sound demonstration by RCA Ph
tophone; a discussion on how to o
tain loans from the Federal Housi
Administration, and reports of co
mittees.

A resolution proposed by Jam
Ritter, Michigan, was unanimous
passed. It commends officers for the
efforts in behalf of the Neely a
Pettengill bills and expresses rese
ment because "certain industry spoke
men" allegedly slandered Allied lea
ers in Washington when hearin
were under way.

Other resolutions being worked o
tonight will be presented Friday.

Seek Hays Ouster

Cleveland, June 4.—Allied will seek the resignation of Will H. Hays as head of the organized industry by petitioning stockholders of companies employing him to demand his retirement.

W. A. Steffes is preparing a resolution along these lines for presentation to the convention on Friday. It probably will be passed.

ımins Denies His Iove Was for Self

(Continued from page 1)

to Red Kann from speakers' wrote:

'our article insinuating that my ence to straightening out an im- ant exhibitor situation involving building of a theatre is capable nisinterpretation and some may the inference that I was influ- d by reason of getting personal f. The insinuation is wholly false unwarranted.

Iax Levenson was present during negotiation, or conference, with distributor as a member of a com- ee of two sent by the Independent ibitors' Ass'n. of N. E. to this erence. He can give you the facts prove that I was not personally rested.

think in all fairness you should onally acknowledge this error to convention and correct it in your ication."

amins said lateness of the hour pressure of business made it im- ible to give Kann a hearing. vever, in private be explained the ation, but declined to authorize ication.

ardy to Consider, Not Seek, Plaints

LEVELAND, June 4.—While he es that he will be glad to listen omplaints or alleged malpractices ch exhibitors may make during the ed convention being held here, sell Hardy of the U. S. Dep't of ice today informed MOTION PIC- E DAILY that he is not in Cleve- l expressly for the purpose of ing out such complaints.

Is it correct to say then that rges will have to be lodged with but that you will not ferret them yourself?" he was asked.

That is correct," Hardy replied.

I. M. Richey, Allied leader, had ed on Monday that Hardy's trip he Allied convention was for the pose of investigating complaints possible future suits by the ernment in mind.

'0,000 Attend Banquet

LEVELAND, June 4. — Approxi- ely 10,000 attended the Allied ban- t held in the main ballroom of the llenden tonight when William nes of Columbus was toastmaster.

'alent, supplied by local theatres, uded Joe Morrison, Block and ly and others. Virtually the entire l industry, whether affiliated or ependent, was on hand.

'ees Centennial Boom

LEVELAND, June 4. — The Texas tennial which opens Monday to for the next six months will aid atre business in the Lone Star e immeasurably, in the opinion of . H. A. Cole, Allied leader.

Theatres in Dallas have been doing emely well in the last month," he . "I think the first 30 days of the tennial will leave their mark on atre grosses generally, but that, eafter, Texas exhibitors will do a business."

Allied Men in Ohio Watch Schine Moves

CLEVELAND, June 4.—Ohio exhibitors gathered for the Allied parleys express great interest in the rapid expansion of the Schine circuit in this state. The Schines earlier this week and in one day annexed four more houses. These are the Civic and Roxy, Fostoria, the Opera House in Ashland and the Opera House in Kent.

Schines now have two in Piqua, two in Bellefontaine, one in Delaware, three in Athens, two in Wooster, two in Ashland, two in Tiffin, two in Fostoria, two in Van Wert, two in Bacyrus, one in Ashland and one in Kent, and more are reported on the wing.

Theatre activity in this area, as reported in lobby talk with Allied delegates, apparently is considerable. Fred Rowlands is enlarging the Parsons, Columbus, to 1,000 seats, while a new 450-seat house at Oak and Wilson is being built in the same city. The Kaufman estate is constructing a house in Montpelier. George Mannos who now has the Washington and Rex in Toronto, O., is building a 700-seater in Lisbon where he now has a house with a capacity of 300.

Otto Reider is adding 300 seats to his Royal in Oak Harbor, 40 miles from Cleveland, and Nate Scholtz, local theatre operator, is increasing the size of the Union by 400 seats.

Expect 600 Guests At Miller Banquet

CLEVELAND, June 4.—The testimonial dinner planned for Jack Miller, retiring president of the Chicago Exhibitors' Ass'n, at the Palmer House, Chicago, on June 26, will have an attendance of approximately 600, according to Aaron Saperstein, president of Allied of Illinois, which is competitive with the C.E.A. Saperstein, nevertheless, is chairman of the dinner committee. A group of 20, representing all phases of Chicago's show business, is handling details.

Ohio Cuts Only 21 Of 514 May Reels

COLUMBUS, June 4.—Out of a total of 514 reels reviewed by the Ohio censor board in May, eliminations were ordered in only 21 reels. For the week ending May 7, there was only one elimination ordered in 116 reels.

These figures compare with 605 reels reviewed and 31 eliminations ordered in April.

"Bride Walks" New Title

HOLLYWOOD, June 4.—"The Bride Walks Out" is the new title for the film which Edward Small has been producing at Radio under the title, "Marry the Girl." Barbara Stanwyck has the star role and Gene Raymond and Robert Young are featured.

Burroughs Closes Deals

Burroughs-Tarzan Pictures has completed deals for distribution with John Golder of the Hollywood Exchange in Philadelphia, for the Pennsylvania, Maryland, Delaware and surrounding territory, and with Monarch Film Corp. of Detroit for Southern Michigan.

Not Enough Prizes

Hollywood, June 4.—There are 225 entrants in the Warners Annual Golf Tournament which will be held Sunday at Altadena Country Club. But there are only 220 prizes, and everybody is worried.

Commonwealth Men To "Look for Gold"

KANSAS CITY, June 4.—"To look for the gold in the average picture" will be the theme of the exhibition efforts of Commonwealth Amusement Corp. theatre managers the coming year, C. A. Schultz said following a two-day annual convention of the group at Blue Hills Country Club. Approximately 30 attended, including managers of the corporation's 25 theatres in Missouri, Kansas and Iowa. Schultz, executive vice-president and O. K. Mason, secretary-treasurer, were in charge.

Schultz announced a group insurance plan for employes, managers, and executives. The company will pay half, the individual half.

A bonus plan for managers has been evolved for the company's annual "King of the Sun" contest, running this year from June 7 to Sept. 5. Managers who go over a "get-by" figure by a certain percentage, will get five per cent of the overage. Managers who go over the low "get-by" figure by 50 per cent, get 10 per cent of the overage. At the end of the contest all managers will be taken on a trip on the Lake of the Ozarks.

Plan for Beecroft Firm Is Approved

MADISON, Wis., June 4.—Stockholders have ratified the Beecroft Bldg. Co. reorganization plan have approved an increase in the company's directorate from three to five. They have also authorized borrowing $125,000 on a note and first mortgage on the Orpheum.

A provision authorizing the directors to assign judgment in favor of the Beecroft Bldg. Co. and against the Orpheum circuit totaling $25,566 in consideration of discharge by the Stadium Theatre Corp. of a note and mortgage for $50,000, was also endorsed. The directors have instructed attorneys to press negotiations with theatre interests which have sought to lease the Orpheum, Parkway and Strand.

Tarzan, Cinecolor Sign

HOLLYWOOD, June 4.—Cinecolor has signed a contract with Burroughs-Tarzan Pictures for two pictures a year for three years. The first film to be made under the new agreement will be "The Phanton of the Santa Fe," featuring Nena Quartero, Norman Kerry, Carmelita Geraghty and Frank Mayo.

Johnson to Macon

MACON, Ga., June 4.—H. Vernon Johnson, formerly manager of the Rialto in Columbus, Ga., is the new manager of the Rialto. He succeeds Bill Johnson, who has resigned to take a position in Dallas, Tex.

"Ziegfeld," in 8th Week, Over $17,000

"The Great Zeigfeld," now in its ninth week at the Astor, continues to hold above the $17,000 mark. For the eighth week the take hit $17,200, which is $75 more than the previous stanza.

Another good draw was "The Ex-Mrs. Bradford" at the Rivoli. The RKO film garnered around $31,000. It's being held over. "Bullets and Ballots" at the Strand wound up the first week with approximately $32,000.

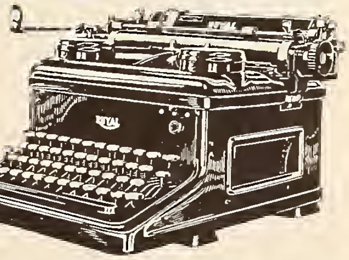
"The Case of Mrs. Ames," at the Paramount, ended a seven-day run with slightly less than $22,000.

The Music Hall on the first week of "The King Steps Out" chalked up a gross of $95,000. The Palace with "Golden Arrow" and "Half Angel" tallied about $6,000. The last five days of "Dracula's Daughter" at the Rialto got $4,200, while "Florida Special" ended its week with approximately $6,000.

Build at Hawkesbury

TORONTO, June 4.—The lumber industry town of Hawkesbury, Ontario, has taken a new lease of business activity and Lucien Senecal, veteran independent exhibitor, has started the erection of a $25,000 theatre. Senecal has been the proprietor of the Ottawan, seating 385 persons, for years.

WORLD'S NO. 1 TYPEWRITER IS THE NEW ROYAL



PHONE for a demonstration. Know all about Royal's many exclusive time and effort-saving improvements . . . Compare the Work!

Royal Typewriter Company, Inc.
2 Park Avenue, New York City
Branches and Agencies the World Over

Sabath Probe Is Halted by Kennedy Plea

(*Continued from page 1*)

based upon definite recommendations that will remedy conditions in the company now subject to criticism."

At the same time the Congressman announced that investigators for the committee would keep "fully informed" as to any proposed plans or changes, adding that "many charges have been made that insiders of the company are wilfully and deliberately seeking to wreck it for the purpose of consummating a merger between Paramount and RKO." In addition, Murray Garsson, director of investigation for the committee, was ordered by Sabath to make a complete and thorough inquiry as to "who has grabbed the theatres in Chicago, Los Angeles, St. Louis and other cities."

In his wire to Sabath requesting postponement of the Paramount hearing Kennedy declared that "it is very evident to me from the investigation that I have just concluded for the company that a hearing at this time will confuse matters to a greater extent insofar as the bondholders and security holders are concerned. I, therefore, respectfully request that this hearing be postponed until at least after the stockholders' meeting."

"One of Finest Properties"

Kennedy referred to Paramount as "a company which I consider one of the finest properties in the motion picture industry," and said that he believed that "the sending of anonymous communications reflecting upon the purpose of the investigation by your committee is inspired by persons wishing to unnecessarily complicate the Paramount situation further. I am very anxious," Kennedy concluded, "to cooperate with your committee and I am endeavoring to do a constructive job for the ultimate good of the security holders, which I know is your viewpoint, too, and that purpose would best be served by adjourning this matter with an opportunity to work out their problem."

Numerous other requests that the investigation be held in abeyance have also been received, Sabath disclosed in suspending the hearing.

"While at this time we have decided to postpone hearings to afford the company's officials an opportunity to show that they actually desire to protect the interests of stockholders and bondholders," Sabath said, "the committee has received hundreds of appeals for a thorough investigation, not only of Paramount's present activities but also as to any proposed merger or reorganization."

Nine Films in Work At Paramount Studio

Hollywood, June 4.—The Paramount lot is the scene of heavy production with nine pictures shooting. They are: "Rhythm on the Range," "Texas Rangers," "The General Died at Dawn," "A Son Comes Home," "Hollywood Boulevard," "Lady Be Careful," "Johnny Gets His Gun," and "My American Wife," which formerly was titled "Gentleman's Choice."

What They Are Down For

(*Continued from page 4*)

Gladys Swarthout—"Champagne Waltz."
Akim Tamiroff—"The General Died at Dawn" and "Queen of the Jungle."
Kent Taylor—"Hideaway Girl" and "Murder with Pictures."
Verree Teasdale—"Wives Never Know."
Veloz & Yolanda—"Champagne Waltz."
Mae West—Starred in "Personal Appearance."
Virginia Weidler—"Our Miss Keane" and "Three Married Men."
Eleanore Whitney—"College Holiday."
Grant Withers—"Lady Be Careful."

Directors

Eddie Buzzell—"Three Married Men."
Henry Hathaway — "Slave Ship" and "Spawn of the North."
Mitchell Leisen—"The Big Broadcast of 1937."
Frank Lloyd—One untitled starring Marlene Dietrich.
Ernst Lubitsch—One untitled starring Marlene Dietrich.
Max Marcin—"Queen of the Jungle."
Lewis Milestone—"The General Died at Dawn."
Elliott Nugent—"Wives Never Know."
Ted Reed—"Lady Be Careful" with Irving Salkow as co-director.
Wesley Ruggles—"Hard to Handle" and and "Diamond Rush."
Irving Salkow—"Lady Be Careful" with Ted Reed as co-director.
Edward Sutherland—"Champagne Waltz."
Norman Taurog—"Follow the Sun."
King Vidor—"The Texas Rangers."
Harold Young—"My American Wife."

Para. Will Name Five New Directors

Five new members of the board of Paramount Pictures are slated to be elected at the annual meeting of stockholders to be held at noon, June 16, in the Paramount Bld'g.

Four of the five will be elected for two-year terms expiring in 1938 and the fifth will be elected to fill the vacancy created by the recent resignation from the board of Henry R. Luce, who was serving a term expiring next year. The four to be elected to the two-year term replace the slate of one-year directors in accordance with the company's by-laws. The one-year directors, all of whom resigned in advance of the expiration of their terms, were Robert K. Cassatt, William S. Gray, Jr., Charles E. Richardson and George J. Schaefer.

The identity of the candidates for the five board posts who will be supported by the company proxy committee appointed at a special meeting of the board on Wednesday is not disclosed in the notices of the meeting being mailed to stockholders today. The notices, however, solicit proxies and powers of attorney on behalf of the committee. Stockholders of record up to noon of May 9 will be qualified to vote at the meeting.

Act on Production Deals

The board of directors of Paramount Prod., Inc., the producing company subsidiary, held a special meeting yesterday to act on new season production deals in order to permit their announcement at the annual meeting of the company's sales officials, opening today in Chicago. Public announcement of the contracts which were approved is to be made after the board of the parent company has ratified them, it is understood.

Mae West Takes to Air

Hollywood, June 4.—Mae West took her first ride in an aeroplane today—from San Francisco to Los Angeles—and said she liked it.

Many Problems Up Before Supply Men

Chicago, June 4.—A wide range of problems including new technical developments, foreign business, theatre accounting and the business outlook is scheduled to come before the four-day convention of the Independent Theatre Supply Dealers' Ass'n which gets under way tomorrow at the Edgewater Beach Hotel.

Registration, a tribute to the memories of Clem Rizzo and E. E. Oliver, reading of minutes and officers' reports will take up the morning session.

During lunch manufacturers' representatives and dealers will join the members. This will be followed by a two-hour examination of new equipment in the east and west lounges, and a business session from 4 to 6:30 o'clock in the Berwyn Room. A business session running from 8:30 to midnight will include an open forum for manufacturers and association representatives and addresses as follows: N. D. Golden, "Foreign Trade As Regards Motion Picture Equipment"; A. Wienke, "The New Model Motiograph Projector"; Charles R. Schatten, "The Silent Salesman"; O. F. Neu, "What the Manufacturer Expects of His Dealer Representatives"; A. J. Levin, "Accounting for the Theatre Supply Dealer"; J. J. Finn, "The Relation of the Projectionist to the Theatre Supply Dealer"; C. B. O'Neill, "Advertising."

A Full Saturday Scheduled

There will also be three Saturday sessions. The morning meeting, from 8 to 1:30 will include conferences, an address by E. A. Williford of the National Carbon Co. and S. M. Zinner, who will talk on "Sales Financing." After luncheon speeches will be delivered by Capt. John W. Gorby on "Standardization, Quality and the Value of a Testing Bureau" and by J. B. Kleckner on "Should the Independent Theatre Supply Dealer Remain in the Commercial Banking Business?" Reports of committees will precede adjournment.

The annual dinner and entertainment will take place in the Michigan Room in the evening.

Reports of committees will be presented at the Sunday morning session and officers will be elected at the afternoon session.

The Monday morning session will be devoted to business problems. Unfinished business will be taken care of in the afternoon and a vote will be taken on next year's convention.

About 300 equipment men, about twice the attendance of last year, are expected, according to B. F. Shearer, president. The biggest exhibit also is announced.

Directors held a meeting today, but did not name a successor to the late Clem Rizzo, treasurer, of Philadelphia.

Leaves for Dealer Meet

Rudolph Eisenberg, general counsel of the Associated Theatre Supply Dealers, now in process of formation by George De Kruif, left yesterday for Chicago, where he will attend the annual convention of the group at the Medinah Club June 8 and 9. Representatives of a number of equipment manufacturers are expected to attend.

Production Changes Start at Universal

Hollywood, June 4.—Acting swiftly following the recent visit of Universal home office executives and subsequent production conferences, several changes were made at that studi this week.

Construction and stage supervisio were split into two departments witl Robert P. Knoche succeeding Archi Hall as superintendent of construction Hall has left the studio. Georg Dixon has been made stage manage and will have charge of all grips an general set management during production.

John E. Otterson, Jr., has bee made head of the art department succeeding Charles D. Hall, who has als left the lot. The property department has been split under two head with Russ Gausman heading prop and Ralph Morgan placed in charg of the prop shop, supervising construction of properties. Julius Bernheim has finished as associate producer with the studio.

Several other changes are contemplated.

Libson and Skirboll To Take More House

Cleveland, June 4.—Ellaness Theatres, Inc., the combination recentl effected by Ike Libson of Cincinnat and Joe Skirboll of Cleveland, plan further penetration into the Ohio fiel Skirboll told Motion Picture Dail today. The first step is acquisition c the Temple at Bryan.

Seventeen houses already are in th consolidation including the RK suburban theatres, but not the firs runs, in Cincinnati. Ellaness is i Ashland, Newport, Massillon, Toled and Mansfield. Skirboll is presiden and Maurice White of Cincinnati secretary. Jointly they do the buying.

Wall Street

Small Gains Dot Board

	High	Low	Close	Net Chang
Columbia, pfd	44¼	43⅜	44	+ 3
Consolidated	4⅞	4⅞	4⅞	....
Consolidated, pfd..	17	17	17	+ 1
Eastman	162	161¼	161¼	— 1
Loew's, Inc.	45⅛	43¾	43⅞	—13
Paramount	7⅞	7¾	7¾	— 1
Paramount 1 pfd.	60	60	60	+ 1
Paramount 2 pfd.	8¾	8¾	8¾	....
Pathe Film	7¼	7	7	— 1
RKO	5¾	5½	5½	— 1
20th Century-Fox.	24	23½	24	+1
20th Century, pfd.	34¼	34¼	34¼	+ 3
Universal, pfd	105	104⅞	105	....
Warner Bros.	10	9¾	9¾	— 1

Little Curb Activity

	High	Low	Close	Net Chan
Sentry Safety	½	½	½	....
Sonotone	2¾	2⅝	2¾	+ 1
Technicolor	29	28¾	29	— 1
Trans-Lux	4½	4⅜	4⅜	....

Bonds Up Slightly

	High	Low	Close	Net Chan
General Theatre Equip. 6s '40....	24	24	24	+ 1
General Theatre Equip. 6s '40 ctf	23½	23½	23½	....
Loew's 6s '41 ww deb rights	97½	97½	97½	+ 1
Paramount Pict. 6s '55	86¼	85	85¼	—1
Warner Bros. 6s '39 wd	94	92⅞	93¾	+ 1

(Quotations at close of June 4)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 133 NEW YORK, SATURDAY, JUNE 6, 1936 TEN CENTS

Spending Road To Prosperity, Warner States

Urges U. S. Business to Follow Film Example

America would be a lot further along the road to prosperity if business would loosen its purse strings and keep its expansion paced with that of the film industry, declared H. M. Warner at a luncheon preceding the closing of the Warner convention at the Ritz Towers yesterday.

"We've seen good times and bad, years of prosperity and depression, but somehow the nation always comes through," he asserted.

"Remembering that, we should not be short-sighted and magnify our problems. Instead, we should be planning for the future, making this a period of progress rather than of stagnation. A gamble now on the future of America is the best gamble in the world.

"We practice what we preach," he continued, in describing the expansion of the Warner-First National studio. "The company has just finished one

(*Continued on page* 4)

U.A. Sales Tax Case Off Until Next Week

The United Artists appeal from the city's ruling that film rentals are subject to the two per cent city sales tax was not reached on the Appellate Division calendar yesterday, but indications are that arguments will be heard Tuesday or, at the latest, on Wednesday. The court does not hold sessions on Mondays.

A decision from the court is expected before the end of the month, and regardless of which way it goes, indications are that a final ruling will be sought by either one of the litigants from the Court of Appeals at Albany.

Creditors May Fight Wm. Fox Bankruptcy

Creditors of William Fox may contest his voluntary petition in bankruptcy on the ground that the former film executive is not insolvent, it was indicated yesterday by a prominent creditor of Fox's.

A first meeting of Fox creditors has been set for June 16 at Atlantic City by Referee W. C. Steedle. Fox filed his petition in bankruptcy at Camden a week ago, listing total liabilities of $9,535,261 and assets of $1,590,100. Most of the liabilities listed were claims in litigation against him.

Republic Men Told List Is Raised to 68

Addition of 2 Western Series Made Known

CHICAGO, June 5.—With the announcement today by Nat Levine, production head, that the company had acquired eight Bob Steele and eight Johnny Mack Brown westerns for inclusion on next season's program, it became apparent Republic will release 68 instead of 52 features during 1936-1937.

An analysis of the foreign situation on Republic pictures by American and foreign representatives was made this morning after a special preview of "Hearts in Bondage."

W. Ray Johnston, president, introduced Norton Ritchey, who spoke on Republic in foreign territories. He told of the rapid expansion of the organization's activities in that direction, describing details involving complete representation in such countries as Cuba, Argentine, Switzerland, Holland, Belgium, Egypt, Persia, Syria,

(*Continued on page* 3)

Seek Compromise on Change in Fire Law

A committee representing major companies will meet during the week of June 15 with a committee from the office of the New York fire commissioner in an effort to arrive at a compromise on amendments to the fire regulations as they effect the storage of film in exchanges. At a meeting at the Hays office, at which were present representatives of the major companies and Arthur Dickinson of the Hays office, discussions were held leading to the preparation of counter

(*Continued on page* 3)

Round-Table Discussions Analyze Para's. Product

CHICAGO, June 5.—Round-table discussions of 1935-36 results and an outline of pictures scheduled for next season featured the first day's session of Paramount division and district sales heads meeting here at the Edgewater Beach Hotel.

In the morning J. J. Unger, eastern and southern division sales head, and Charles M. Reagan, western division head, talked about the record of sales for the current season's output. District managers also gave an account of their accomplishments during the past 12 months.

The afternoon was devoted to a general breakdown by Neil F. Agnew, vice-president in charge of sales, of the prospects for 1936-37. He stressed the value of stars on the Paramount roster and also dwelt on the properties on hand. Robert Gillham also spoke, saying that the advertising

(*Continued on page* 3)

ALLIED TO SEEK $250,000 FUND

It's New, Anyway

Cleveland, June 5.—Abe Lichtman, Washington circuit operator, declares business is good in the Capital city, but would be better if it were not for one reason.

"What is it?"

"Over employment," was his answer.

"What do you mean?"

"Exactly that. So many people are employed by the Government and work so late they haven't the time to go to pictures. At the peak in '29, the Government payroll listed 62,000 in Washington. Today, it is 112,000."

Strike Closes More Theatres in France

PARIS, June 5.—The general strike is spreading among theatres. After the closing of the Gaumont Palace employes in most of the other houses of the Gaumont circuit quit work.

The 4,000-seat first run Rex is dark with the Palais Rochehouart and others.

The Boulevard, Paramount, Olympia, Madeleine, Aubert, Palace, Champs Elysees, and Pathe circuit houses are open.

Buses, the subways and taxis are running, but the strike is expected to spread. The studio strike is continuing, except at the small Neuilly studio.

Business at the first runs and suburbans is affected, as many patrons are either striking or are prisoners in factories and stores.

No Paris newspapers were issued

(*Continued on page* 3)

Aims at a Legislative Fight Upon Circuits Of Distributors

By RED KANN

CLEVELAND, June 5.—Allied will seek a fund of $250,000—$100,000 to be collected within the next 21 days—with which to conduct a legislative campaign to drive producer-distributors from exhibition.

The move, sponsored by W. A. Steffes, Minnesota, admittedly was Allied's "last stand" in its fight for the rights of independents. Commitments totaling $45,000 were made by five state unit leaders, while other affiliates joined the band wagon without stipulating the amounts.

The fund, it was promised, would be set apart from Allied's national treasury, placed in the hands of James C. Ritter, Michigan, as treasurer and employed to purchase expensive legal talent. A resolution passed by the convention demanded the retirement of Will H. Hays as head of the organized industry by petitioning stockholders, trustees and creditors of the M. P. P. D. A. member companies to so act.

"Fighting Al" Steffes, who had attacked Hays on Thursday, led the movement.

It became apparent as adjournment neared that behind the move seeking the creation of a fund was the inspiration imparted in Assistant U. S. Attorney General Russell Hardy's speech on Thursday in which he observed that legislation aimed to separate production and distribution from exhibition was possible. A plea for money also came from Steffes who basked in the floodlights of the short and final session.

Referring to the passage of the reso-

(*Continued on page* 4)

Supply Men Start Annual Convention

CHICAGO, June 5.—An open forum for manufacturers and association representatives featured the opening day of the four-day annual convention at the Edgewater Beach Hotel here today of the Independent Theatre Supply Dealers' Ass'n. The open forum discussion was held this evening.

The earlier part of the day was devoted to small meetings, as the displays will not be set up until tomorrow.

The morning session was devoted

(*Continued on page* 3)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 6, 1936 No. 133

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Denies "Ecstacy" Award

Federal Judge John C. Knox yesterday denied a motion for a judgment on the pleadings in the suit brought by Eureka Prod., Inc., against Raymond J. Mulligan, U. S. marshal. The plaintiff sought damages of $5,000 for the alleged seizure and destruction of a print of "Ecstacy" in August, 1935.

Young to GB, Not Korda

Roland Young was erroneously reported in Friday's Motion Picture Daily to be leaving for England shortly to make "King Solomon's Mines" for Alexander Korda. Gaumont British is making the film adaptation of the Rider Haggard novel.

Loew's to Pay $1.62½

The board of directors of Loew's, Inc., has declared a quarterly dividend of 1.62½ per share on the outstanding $6.50 cumulative preferred stock. The dividend is payable Aug. 15 to stockholders of record at the close of business July 30.

Board to Meet at Club

Members of the Film Board will hold their next regular meeting at the Cinema Club on Wednesday. Routine discussions will be held.

Purely Personal

Frank McCarthy, eastern division sales head for Universal, is back in town after attending the Allied convention in Cleveland. Sig Wittman, eastern district manager, who had planned to go to the meetings, didn't.

•

Charles Boyer, following completion of "The Garden of Allah," will spend a brief holiday in France. Incidentally, he will appear on one French picture. His wife, the former Pat Paterson, will accompany him.

•

John Boettiger of the M. P. P. D. A. returned yesterday from Hollywood where he replaced Lupton Wilkinson in the Producers' Ass'n office during the latter's illness of several weeks.

•

Sally Schulman, secretary to Tom Murray, office manager of the Century circuit, is to marry Joe Goodman today. They will leave at once on their honeymoon.

•

Al Zimbalist, formerly manager of the Ritz, Lyndhurst, will manage the Regent, Kearny, N. J., when Arthur Siegel takes the house over from RKO on July 4.

•

Jack Unger of Allied of New Jersey cancelled his plans to attend the Allied convention when it was found necessary to have his daughter's tonsils taken out.

•

Jimmy Campbell and H. J. Morley, music head and star cameraman, respectively, for G. B., were among those who sailed yesterday on the *Queen Mary*.

•

Theodore R. Williams, treasurer of Educational, who was injured in an automobile accident last weekend is reported to be "getting along very nicely."

•

Louis Nizer will be one of the principal speakers at the banquet to be tendered Ludwig Lewisohn tomorrow night at the Waldorf-Astoria.

•

William F. Rodgers, M-G-M general sales manager, and William A. Scully, eastern district manager, got back from Boston yesterday.

•

Harry C. Arthur will leave next week for St. Louis. Marco Wolff, now there, will head for the coast either Monday or Tuesday.

•

Ed Kuykendall checks in here tomorrow from Washington, and will set new trade practice meetings with distributors next week.

•

Dave Palfreyman returns today from a week of conventions—M. P. T. O. A. in Virginia and Allied States in Cleveland.

•

Harry Kalmine, head of Warners theatres in Pittsburgh, will sail today with his wife for a week's vacation in Havana.

•

Roy Norr is recovering from injuries he sustained in a taxicab accident. He is at the Flower Hospital.

RKO Wins Contract Suits in Brooklyn

RKO yesterday was victorious in its three breach of contract suits against Harry Pincus of the Monterey, Brooklyn, when Judge Richardson in Municipal Court awarded the distributor a total of $695. The exhibitor also was assessed costs.

Charles R. Rubin, attorney for the respondent, claimed that RKO broke the contract when it refused to furnish pictures because of two "n.g." checks outstanding. The lawyer also held that the distributor couldn't sue for future deliveries, but only for pictures played.

Louis Nizer, representing RKO, claimed an anticipatory breach and that suit could be brought on the entire pact. The court upheld Nizer on this point.

Lottery Defendants Freed in Brooklyn

Magistrate Sylvester Sabbatino in Flatbush Court, Brooklyn, yesterday dismissed the lottery complaint against Century circuit's Patio after Mitchell Klupt of Hovell, McChesney, Clarkson & Klupt argued for the defense.

The theatre on Thursday night awarded $1,000 to a patron as a result of a contest held in 11 of the circuit's houses. Albert Meyers, manager; Evelyn Wood, cashier; Harry King, ticket taker, and Lester Fein, assistant manager, were arrested after the award was made.

Orders Doll Firm to Pay

Federal Judge Woolsey has signed an order directing the Freundlich Doll Co. to pay Phillips & Nizer counsel fees totaling $15,000 and Max Fleischer damages amounting to $5,400, or be punished for contempt of court.

Fleischer recently won a suit against the doll firm for infringement of copyright in connection with Betty Boop. Phillips & Nizer represented the plaintiff.

Dog Racing Bill Vetoed

Albany, June 5.—Governor Lehman today vetoed the dog racing bill passed by the N. Y. legislature, after introduction by Leonard W. Hall of Nassau. Senator J. Henry Walters of RKO appeared at a hearing last week in opposition to the bill, which provided for amendment to the agriculture and market law to permit dog racing on the grounds of any agricultural society in the state. Governor Lehman called the bill "unsound."

S. & C. Close Majestic

Springer & Cocalis have closed the Majestic, Bronx, recently acquired with the Gem from Harman Yaffa.

Jules Levy returned from Chicago yesterday after closing the RKO-Great States product deal.

•

Mary Alice Rice, former Ziegfeld girl, has been given a long term Universal contract.

•

Katharine Hepburn ended her Hartford vacation yesterday and flew to the coast.

•

Joseph M. Schenck plans to leave for the coast Tuesday.

Revelation, Powers To Work in Harmony

Revelation Pictures, Inc., which has been incorporated in Delaware to produce and distribute sponsored advertising films in association with British interests, will have a working agreement with Celebrity Prod., which is headed by P. A. Powers, it was stated by a representative of the latter yesterday.

Stanley S. Neal, managing director of Revelation Pictures of London, will be an officer of the American company and together the concerns will offer international circulation for sponsored films. Celebrity, which has already made two advertising pictures for the London company, will produce for the American company. Color and black and white cartoons will be supplied, as well as short subjects.

The company expects to be able to offer advertisers 5,000 theatre accounts by fall, it was said, although no tieup with an exhibitor organization is anticipated and the exhibition contracts are expected to be made individually. No sponsors have been signed yet, but a deal with the maker of a chemical product is near closing, it was said.

KMTA Plans Annual Meeting June 23-24

Kansas City, June 5.—The Kansas-Missouri Theatres Ass'n. will hold its annual convention and election of officers at the rooms of the Variety Club here June 23 and 24. Ed Kuykendall, president of the M. P. T. O. A., with which the local unit is affiliated, is expected to discuss the progress of recent conferences with distributors.

Legislation is expected to be an important topic of discussion at the meeting, in view of the probable special session of the legislature in July. It is anticipated that the grievance board plan will be continued. The board includes Frank Cassil, A. J. Simmons and Tom Edwards.

Liggett Is Awarded $33,000 by a Jury

After a four-day trial by jury, Justice Julius Miller in N. Y. Supreme Court yesterday awarded Sonny Liggett, a salesman in the local Universal exchange, $33,000 for the death of his wife's parents at Jones Beach in 1932.

The suit was filed against the city because an employe was using an automobile of the Dock Department when the accident occurred. Corporation Counsel Bryan was assisted by Fred Wallstein in trying the case for the city, while Louis Nizer of Phillips & Nizer presented the plaintiff's side of the issue.

Issues Book on Breen

RKO has issued an elaborate press book on "Let's Sing Again," produced by Sol Lesser and released by RKO, which features the screen debut of Bobby Breen, eight-year-old singer. The book has gone out to 5,300 exhibitors, circuit officials and managers in this country and Canada.

Reade Will Remodel

Approximately $50,000 will be spent by Walter Reade for remodeling the Oxford, Plainfield, N. J., recently ruined by fire.

Republic Men Told List Is Raised to 68

(Continued from page 1)

Denmark, Panama, Salvador, Nicaragua, Guatamala, South America, British West Indies, Jamaica and Mexico.

L. E. Kalker, Republic representative in Great Britain, analyzed conditions there, saying British Lion is concentrating on distribution through their national organizations, with headquarters in leading cities in England and the British Empire.

Levine took the dais to highlight production values in the balance of the 1935-36 program now in production, taking in "Navy Born," which is being shipped to exchanges; "Ticket to Paradise," cutting on which will be completed in 10 days, he said; "A Gentleman from Louisiana," now before the cameras with Eddie Quillan, Chic Sales, Charlotte Henry and John Miljan under the direction of Irving Pichel and "Sitting in the Moon," which is being built along light musical comedy lines and will go into production shortly.

Other speakers included Herman Gluckman, who compared his Republic franchise to an insurance policy that was bound to increase in value as time went on. Arthur C. Bromberg of Atlanta foresaw a bright future for Republic. Carl Floyd of Florida gave a sales analysis on general conditions. Floyd St. John of California discussed what he described as the tremendous strides made by the company since its inception.

Addresses by Divisional Men

Oscar Hanson, Canadian distribution head, dwelt on the strength of the company based on the friendly cooperation among its franchise holders. Nat Lefton of Ohio gave an analysis of Republic's serials. Edward N. Schnitzer, eastern division manager, reviewed the company's progress during its first year. Claude Ezell of Texas emphasized the value to the company of its "partnership" organization, declaring that its success is founded upon the success of the individual franchise holder.

Walter Vincent, chairman of the board, forecast unusual possibilities for Republic and predicted that its new product would command increased first run playing time. E. H. Goldstein, vice-president, emphasized the solidarity of the organization which he said had been realized through linking closely the exchanges with the home office.

A special dinner in honor of Nat Levine was held at the Drake tonight and was attended by the entire delegation. H. J. Yates of Consolidated Film closed the convention with a talk in which he assured the meeting that financing of the company's new season program was on hand.

Group sales meetings will be held on Saturday before the delegates return to their respective cities.

Cast "Before the Mast"

Hollywood, June 5.—"Two Years Before the Mast" is now being cast at Republic. Bob Livingston, Kay Hughes and Ray Corrigan are the first to be assigned by Bert Clark.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Poppy"

(Paramount)

Hollywood, June 5.—A liberal serving of W. C. Fields' gag, situation and conversation comedy, this is leavened by a thread of youthful romance and serio-drama, mainly involving Rochelle Hudson. As produced by William LeBaron and directed by Edward Sutherland there is definite evidence of an effort to divide audience interest in the adventures of both.

Adapted from the play by Dorothy Donnelly in which Fields scored a number of years ago, the screen play is jerky as it concentrates on the comedy and romantic and dramatic highlights.

Landing in a small town, Fields, carnival grifter, indulges in his typical comedy antics as Miss Hudson meets and falls in love with Richard Cromwell, son of the mayor. In collusion with Lynne Overman, a hick lawyer, Fields advances his daughter as an heiress to a rich estate which Catherine Doucet, a jittery old maid, thinks she has in the bag. Complications arising when Overman double-crosses Fields cause the romance of Miss Hudson and Cromwell to threaten to go on the rocks and Fields to leave town. Kindly Maude Eburne, however, recognizes the resemblance between Miss Hudson and the deceased owner of the estate to foil the plot of Overman and Miss Doucet and to bring about a happy ending for Miss Hudson, Cromwell and Fields.

Up to the standard of his best appearances, Fields gives an amusing performance which should provoke much laughter. The affair of Miss Hudson and Cromwell, while not completely convincing, is given an air of realism by the sincere way in which they go about their work.

The Ralph Rainger-Leo Robin song, "A Rendezvous With a Dream," sung by Miss Hudson and a chorus, aids the romantic contrast considerably. Adequate characterizations are presented by Miss Doucet, Overman, Miss Eburne and Granville Bates.

As summertime amusement the picture should please those liking Fields' comedy, counterbalanced by romance and light drama.

Production Code Seal, No. 2,247. Running time, 70 minutes. "G."

Seek Compromise on Change in Fire Law

(Continued from page 1)

proposals on the planned amendments.

At the meeting were: Senator J. Henry Walters, RKO; J. S. McLeod, M-G-M; Knox Haddow, Paramount; J. P. Skelly, RKO; O. C. Binder, Universal; Robert Hilton, United Artists; David Newman, Warners; Joseph Spray, Warner Laboratory; John Condon, Warner Reclamation Plant; J. P. Clark, president, National Film Carriers; Cliff Weyer, secretary of Carriers; Frank LeGrand, Paramount Laboratory; W. S. Tupping, Bureau of Explosives, I.C.C.; Frank Meyer, Paramount.

Strike Closes More Theatres in France

(Continued from page 1)

today except the Royalist *Action Francaise,* the Socialist *Populaire,* the Communist *Humanite.*

Trade shows scheduled for next week have been postponed as prints are blockaded in laboratories.

Report Phila. Sale Near

Philadelphia, June 5.—Warner purchase of the Fox, rumored for more than a year, is expected shortly. Negotiations are reported to have been on all week.

"Love" Grosses $30,600

"It's Love Again" grossed $30,600 at the Roxy in its second week.

Supply Men Start Annual Convention

(Continued from page 1)

to registration, a tribute to the memory of Clem Rizzo and E. E. Oliver, reading of the minutes and the officers' reports.

This evening addresses were made by N. D. Golden, on "Foreign Trade As Regards Motion Picture Equipment"; A. Weinke, on "The New Model Motiongraph Projector"; Charles R. Schatten, on "The Silent Salesman"; O. F. Neu, on "What the Manufacturer Expectes of His Dealer Representatives"; A. J. Levin, on "Accounting for the Theatre Supply Dealer"; J. J. Finnon, "The Relation of the Projectionist to the Theatre Supply Dealer," and C. B. O'Neill, on "Advertising."

Three sessions will be held tomorrow, with the reports of the committees concluding the day's session. The annual dinner and entertainment will be held in the Michigan Room in the evening. Officers will be elected for the new year at the Sunday afternoon session, and business problems will be taken up during the Monday morning meeting.

Report Schulberg Deal

Hollywood, June 5.—B. P. Schulberg is reported closing a deal to produce at Prudential studios. Papers will probably be signed Monday.

H. B. Walthall Ill

Hollywood, June 5.—H. B. Walthall is ill of intestinal flu at his Encino ranch.

Round-Table Talk Held on Para. Product

(Continued from page 1)

budget will be increased to include big billboard campaigns on "The General Dies at Dawn" and "Texas Ranger." He also divulged plans for extensive newspaper advertising on a cooperative basis.

Analysis of sales policy is expected to be taken up tomorrow. Cecil B. DeMille and Frank Lloyd arrived from the coast today to sit in on the discussions. DeMille, speaking of the page in *Motion Picture Herald* on the Lux advertisement, said:

"I am surprised at this form of criticism. I have never done anything I felt was harmful to the industry. I feel that the advertising for pictures far exceeds any harm which such broadcasts may do. This news about pictures reaches millions and helps create more interest in them, resulting in a wider box-office appeal."

DeMille is much chagrined over the incident. He feels that he has been treated unjustly.

District managers are expected to set dates for regional meetings with local branch managers and salesmen as soon as they return to their headquarters.

It is expected that salesmen will be told to make as many two-year deals as possible. Several already have been closed with major and independent circuits.

Lloyd and Lew Smith left for New York on the Century today.

Governor Allred to Act

Hollywood, June 5.—Gov. James V. Allred of Texas will appear in Paramount's "The Texas Rangers." King Vidor will send a camera crew from Gallup, N. M., to Austin, Tex., next week to take the Governor in the same sequence in which Gov. Clyde Tingley of New Mexico already has appeared.

Lubitsch Forming Unit

Hollywood, June 5.—Ernst Lubitsch is organizing his production unit at Paramount after an extended vacation in Europe, He also is reading all available material. He will direct one, and supervise three others.

Veloz, Yolanda Signed

Hollywood, June 5.—Veloz and Yolanda have been signed by Paramount for "Champagne Waltz" in which Gladys Swartout, Fred MacMurray, Jack Oakie and Lyda Roberti will appear.

Flash Previews

"Luck of the Irish"—A pleasant tale of a Celtic noble who bets his all on his steeplechaser in the Grand National—and loses. Good quantities of subtle Irish humor and tuneful Irish music.

"Revolt of the Zombies"—Weird, exciting and unusual, this Academy feature is set among the ruins of Angkor in French Indo-China.

These films will be reviewed in full in a coming issue of Motion Picture Daily.

Allied Seeks $250,000 for Circuit Fight

(*Continued from page 1*)

lution favoring the divorce of production-exhibition from theatre operation he said, "If you men didn't mean it, I urge you to repeal that resolution before you go home. To do what you determined upon yesterday will cost more than this organization has had collectively in its treasury since its inception. We'll need $250,000, at least. Allied alone has not the facilities. It means the employment of outstanding legal talent.

"I don't know but it may mean a Congressional investigation of how producers got their theatres in the first place. Legislation also will have to be introduced in the 48 state legislatures as well. Unless we can raise $100,000 in the next 14 to 21 days, your committee recommends dropping the plan. It occurs to me this is the last stand. From contacts I made last night and this morning around the convention hall I am impressed that some want this job done. Benny Bergnernof, Minnesota, personally told me he will contribute $5,000. I'll contribute $1,000 and can guarantee a minimum of $10,000 from Minnesota. If there are any excess funds when the job is done, they will be returned to those who make the contributions."

Pledges from Many Sections

Sidney Samuelson, another member of Steffes committee, also urged the need for action and money, ending with a pledge of support of an unnamed amount from New Jersey. Martin G. Smith of the I. T. O. of Ohio pledged between $10,000 and $15,000. Harry A. Cole, Texas, guaranteed $5,000, including $1,000 from himself. Yamins whispered to Ritchie who announced $5,000 from New England.

Speaking for his own state, Richey added that $10,000 was not improbable from Michigan. "Western Pennsylvania will go along," declared William B. Davis. "So will Washington, D. C.," added Charles H. Olive. E. F. Maertz, Wisconsin, delivered his unit for an unspecified amount, while Ritter stated $1,000 he would donate would pay for his bond as guardian of the fund, describing what he characterized as the necessity for the campaign. Cole told of conditions in Texas in 1919. He explained there were no affiliated houses in his state. Two years later there were 11. By 1933, four chains had 187, while today, he added, 290 of Texas' 700 houses in operation were chain controlled.

The convention passed a resolution thanking Hardy for his talk and petitioning Attorney General Cummings in Washington to take action promptly where circumstances indicate independent exhibitors need relief from trade malpractices.

Insertion of political propaganda in films was condemned in another resolution, as was the appearance of stars in national broadcasts competing with theatre business. The delegates in still another resolution frowned upon percentage pictures and designated playdates and urged members to avoid buying films on such terms "where possible." The committees on good-will and Legion of Decency activities submitted no report and merely recommended continuation of Allied's policy of cooperating with public and social groups in furtherance of clean pictures. Clearance and zoning were held by that committee to be a local problem.

Abram F. Myers, before the final gavel fell, reviewed the three-day session and declared himself as having been impressed with the "amazing solidarity and strength" shown. He urged members not to rest on trade paper headlines, but cautioned that the course plotted here must be carried on. He also intimated little action may be expected in the next couple of months because legislatures generally are not meeting and many courts are about to embark on their summer vacations.

As predicted, Allied voted for the national insurance plan developed with Lloyd's of London by Arthur K. Howard, business manager of the Independent Exhibitors of New England, Inc.

Eddie Golden, sales manager for Chesterfield and Invincible, spoke on the playdate tieup with Allied and declared he viewed the potentialities of the deal as perhaps auguring the creation of a new major company.

James Caffrey of the Federal Housing Administration explained how exhibitors might arrange for loans from the Government, declaring that this was possible on anything which became real estate. He embraced in these classifications air conditioning and other types of equipment.

Dedicated to the memory of Frank J. Rembusch and the work he had done on behalf of the independent exhibitor was a resolution sponsored by R. R. Blair.

The chair expressed thanks to National Screen for its sympathy and cooperation, the bows for which were accepted by Morton Van Praag.

Allied's 1937 convention city was not designated, but will be determined by the board in January. Chicago already has entered its bid.

Late afternoon and early evening planes and trains were heavily booked with the departing delegations.

Lichtman Looks to N. C.

CLEVELAND, June 5.—With one theatre at Rocky Mount, N. C., as a jumping off place, A. E. Lichtman, Washington exhibitor, is carefully scanning North Carolina as a field for expansion. He has just taken over the Jefferson, at Newport News, Va.

Spending Road To Prosperity, Warner States

(*Continued from page 1*)

expansion program and is starting on another. We have just finished five gigantic sound stages, a craft building that covers five acres, a new property building, truck sheds, scene docks, 20 acres of permanent street sets and smaller structures. We have also purchased a 500-acre tract near Calabassas, Cal.

"We have approved and given orders for a five-story office building, a new laboratory for developing film, a tremendous sound stage inside which will be a theatre seating 1,000 persons, new film vaults, projection and cutting rooms and 22 additional dressing rooms. Also, we shall re-build a sound stage and lift its roof from 40 to 90 feet."

Business judgment plus an absolute faith in the future led to the decision for the expansion program, Warner explained.

"We studied our problem, and learned that we could make better pictures, improve their entertainment value and work more efficiently with the added facilities," he said. "It was a business decision pure and simple."

The motion picture has assumed a new and important social and educational significance, he said.

"We could not have developed and grown without that occurring," he said. "It was an inevitable step, and one that we welcomed.

"We hear much talk today of the need for better international understanding, that it will lessen the chances for war, will make for increased trade. That undoubtedly is true. And, is there any better medium to accomplish this understanding than through the motion picture? I know of none.

"When we were children, all we knew about the people and life in other lands was what we got from our school books. We did not really know these people. They seemed too remote, too far away to permit of genuine understanding.

"But the child of today, through the motion picture, actually sees the people of other lands, what they look like, how they live. He knows them almost as well as his fellows, as the boy down the block. This, it seems to me, is the greatest possible spur to international understanding.

An afternoon session following the luncheon closed the three-day convention.

The convention delegates return today to their territories, where they will hold individual meetings with their sales forces on the Warner lineup for the forthcoming season.

The Eastern and Canadian district and branch managers who leave today are: Robert Smeltzer, Eastern district manager, with headquarters in Washington, and branch managers Ray S. Smith of Albany; Thomas B. Spry of Boston; Harry A. Seed of Buffalo; Nat Furst of New Haven; W. G. Mansell of Philadelphia; Charles Rich of Pittsburgh; Fred E. North, central district manager, with headquarters in Detroit, and branch managers Al Shmitken of Cincinnati; M. Mooney of Cleveland; Oscar Kuschner of Indianapolis; R. H. Haines, metropolitan district manager, and branch managers Harry Decker of New York and Brooklyn; and Harry Hummell of New Jersey; H. O. Paynter, Canadian district manager with headquarters in Toronto, and branch managers L. Geller of Calgary; M. J. Isman of Montreal; L. McKenzie of St. John; J. Plottel of Vancouver; W. Cohen of Winnipeg.

The Western and Southern sales convention will be held June 15 to 17, inclusive, at the Blackstone, Chicago, with Gradwell L. Sears, western and southern sales manager, presiding.

Cochran Plans Color Film

LONDON, May 28.—C. B. Cochran has signed with Max Schach of Capitol to produce a Technicolor feature, under the direction of Walter Forde, at Denham in the fall. General Film Distributors will release the film, which will be a revue, featuring old and new vaudeville stars.

Wall Street

Small Gains Continue on Board

	High	Low	Close	Net Change
Columbia, vtc ..	35½	35	35½	+ ¾
Consolidated	4⅞	4¾	4¾	— ⅛
Eastman Kodak..	164	164	164	+ ½
Loew's, Inc.	44½	43⅝	44¼	+ ⅜
Paramount	8	7¾	8	+ ¼
Paramount 1 pfd.	60⅜	60¼	60⅜	+ ⅜
Paramount 2 pfd.	8¾	8¾	8¾	.....
Pathe Film	7¼	7	7	.....
RKO	5⅝	5½	5⅝	+ ⅛
20th Century-Fox.	25¾	24¼	25¾	+1¾
20th Century, pfd.	34½	34	34¼	.....
Warner Bros. ...	9⅞	9⅝	9¾	.....

No Change on Curb

	High	Low	Close	Net Change
Sonotone	2¾	2½	2¾	.....
Technicolor	29	28¾	29	.....
Trans-Lux	4⅜	4⅜	4⅜	.....

GTE Bonds Up Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	23½	23½	23½	— ½
General Theatre Equip. 6s '40 ctf	23¾	23¾	23¾	+ ¼
Keith B. F. 6s '46	92¾	92¾	92¾	— ¼
Loew's 6s '41 ww deb rights	97½	97¼	97½	.....
Paramount Pict. 6s '55	86	86	86	+ ¾
RKO 6s '41 pp...	63½	63½	63½	—1½
Warner Bros. 6s '39 wd	94	93½	93⅞	+ ½

(Quotations at close of June 5)

From the Corridor Reporter

CLEVELAND, June 5.—H. M. RITCHIE is eating lunch on the perilous end of tables and chairs. It seems he is busy.

✚

J. DON ALEXANDER is holding open house for all and sundry. The advertising film business must be it.

✚

A familiar sight: HARRY COLE'S distinguished white mane and his equally long and ever-present cigars.

✚

AL STEFFES is affecting white ties and deep black or maroon shirts.

✚

SID SAMUELSON insists he started off badly at golf and then picked up as he traveled around the Beechmont course.

✚

GEORGE ROBERTS, district manager for Twentieth Century-Fox; IZZY SCHMERTZ, local manager, H. C. BISSELL of Columbia, and HARRY SCOTT of G. B. among the branch managers mixing around.

✚

Many familiar facees here: SAPERSTEIN of Chicago, RITTER of Detroit, MACK of Chicago, O'DONNELL, once of New York and now Columbus; E. M. LOEW of Boston, ANSIN, also of Bean Town, HERRINGTON of Pittsburgh, BERGER of Minneapolis and Minnesota points; BLUM of Baltimore, LICHTMAN and OLIVE of Washington; SCHINE of Gloversville—to name a few.

✚

The town and the Hollenden are infested with tiny mosquitos. "Very unusual," reports the Chamber of Commerce.

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 134 NEW YORK, MONDAY, JUNE 8, 1936 TEN CENTS

Burkan, Noted Attorney, Dies At L. I. Home

Acute Indigestion the Cause—Was 57

Nathan Burkan, probably the most prominent of film and theatrical attorneys and a director of United Artists, died suddenly at his home at Great Neck, L. I., Saturday, following an attack of acute indigestion. He was 57.

The end came at 8 A. M., but word of Burkan's passing did not circulate until later in the day when it became a general topic of regret, especially among the many prominent film men attending the races at Belmont.

Funeral services will be held at Temple Emanu-El at 11 A. M. tomorrow morning. Rabbi Nathan A. Perilman will officiate and interment will be at Union Field Cemetery in Queens. Yesterday, the body was removed to the Universal Funeral Chapel.

Many prominent civic and show world figures will be among the honorary pallbearers, including Nicholas M.

(*Continued on page 7*)

Bank Night Meeting In Denver Tomorrow

Denver, June 7.—Affiliated Enterprises, Inc., owners of Bank Night, will open their three-day convention at the Cosmopolitan Hotel here on Tuesday. The first two days will be devoted to business sessions and the third to entertainment, consisting chiefly of mountain trips. Rick Ricketson, manager of Fox Intermountain, will be toastmaster at a luncheon Tuesday and Mayor Ben F. Stapleton will make the principal address.

Salesmen and representatives of the chance game will attend. Claude C. Ezell, sales manager, will preside. Talks will be given by Emmett Thur-

(*Continued on page 7*)

Ampa Awards to Be Made on Thursday

Presentation of Ampa's first annual advertising and publicity awards will take place Thursday at the Astor. Four plaques and several certificates of merit will be awarded. The affair will be Ampa's final public program of the season.

Plaques will be given for the best trade ad, the best public ad, best poster and best press sheet. Judges are being named from advertising, exhibition and publishing ranks.

M-G-M Not to Sell Star Units Next Season

Thirty of 44 to Be Big Features, Force Told

M-G-M will not sell next season's lineup in star series, as heretofore, it is learned. Salesmen will concentrate on the 44-52 figures rather than stress players tentatively listed, assuring exhibitors that of the minimum number of 44 there will be at least 30 big pictures.

For smaller circuits and individual theatre owners, the company is understood to have a policy whereby sales forces will ask a minimum of four pictures at 40 per cent. The next 12 will be sold on a flat rental, the figures to be based on the percentages received for the four 35 per cent features on this season's schedule. The next 14 pictures will be scaled at 70 per cent of the flat rental asked for the previous 12, it is said.

The balance of 14-22 will be subject to negotiations on a rental said to be along the lines of prices paid for

(*Continued on page 8*)

Talk Increases in Cincinnati Prices

Cincinnati, June 7.—According to reports current here, a price advance in neighborhood and suburban houses is due in the early fall, if not now.

"Prices in all other lines have advanced, and in many cases there have been sizable wage increases, so why shouldn't admissions be revised upward, at least by a small amount," an exhibitor spokesman is quoted as saying. In the majority of cases suburban houses, particularly in the outlying districts, are operating only in the evenings. Matinees, except on Saturdays, Sundays and holidays, have proved unprofitable. However, many suburban houses are being remodeled or improved in anticipation of a pickup in business based on better business conditions generally.

IATSE Men in K.C. For Annual Session

Kansas City, June 7.—Delegates are arriving here today from all parts of the United States and Canada for the I.A.T.S.E. and M.P.O.A. convention which starts tomorrow. It will continue for three days.

Executive board members have been in town for several days and have held discussions of policy and convention details.

Just the Same

Chicago, June 7.—Are all theatres in England open? L. E. Kalker, Republic representative in the British Isles, was asked by an inquiring reporter from *Motion Picture Daily*.

"Yes, all but the flea pits."

"What are flea pits?"

"They're what you call dumps over here."

Agnew Ends Sales Meet of Paramount

Chicago, June 7.—Paramount sales executives closed their conference at the Edgewater Beach Hotel here yesterday with a company message from Neil Agnew, vice-president in charge of distribution, and an outline by Cecil B. De Mille of his production plans for the new season.

Agnew completed a review of the product planned for next year and answered sales policy queries by the district managers. Agnew said he felt Paramount had a better lineup for next season than the company had had in years and that with the studio organization rapidly being strengthened the sales force could be confident of deliveries which matched the plans for the new season.

Discussing his plans for "The Plainsman," De Mille said shooting on the picture, which will star Gary Cooper, with Jean Arthur and George Bancroft, would start July 15. He said it was being planned on "super-special" lines.

William LeBaron, studio head, was scheduled to be here to address the

(*Continued on page 8*)

Meeting Thursday on Sale of Film Rights

Contract committees of the Dramatists' Guild and the League of N. Y. Theatres will meet Thursday to work out rules for the sale of film rights to plays.

Film companies, led by M-G-M and Warners, assert that unless the rules which are drafted are made a part of the new contract just entered into by the dramatists and producing managers, no financial backing for new season stage plays will be forthcoming from them. The dramatists contend that the selling rules should be flexible and in a form to permit revision in accordance with possible changes in production conditions, which would be impossible if the rules were made a part of the new five-year contract.

Warners have already made arrangements for financing two productions by George Abbot and the production of "White Horse Inn" for next season.

Wide Changes In RCA's New 20th-Fox Pact

Free Installation and Parts; Fees Cut

Wide departures from the terms of sound recording licensing agreements in use heretofore are contained in a new 10-year agreement which RCA Photophone has just closed with Twentieth Century-Fox.

Outstanding innovations in the new contract, which constitutes the first extension of RCA service within major studio ranks in years, include free installation and wiring and the furnishing of spare and renewal parts without charge, a single fee for a picture recorded in this country and distributed throughout the world, no additional charge for the recording of trailers or for "dubbing" of sound in this country and the establishment of a charge of 50 per cent of the domestic recording fee for original foreign language versions made here.

The agreement specifies generally lower royalty fees for sound recording than Twentieth Century-Fox has ever paid before, according to the equip-

(*Continued on page 7*)

Warner Short List Increased to 136

Warners will have 136 shorts next season, an increase of six over the current schedule. At the same time, the single reel subjects will be increased and the two-reelers reduced in number.

Two new series will be featured on the 1936-37 lineup. One will be 13 Pictorial Reviews in color and sponsored by the *Pictorial Review* magazine. The other series will include 13 black and white cartoons to be produced by Leon Schlesinger, who will

(*Continued on page 7*)

Sees Republic Gains In U. K. Next Season

Chicago, June 7.—Republic is expected to double last year's business in the United Kingdom next season, Sam Smith, British franchise holder, told delegates here before the annual sales convention ended at the Drake. He stated that the company's lineup for 1936-37 had many pictures with unusual appeal to the English public.

Smith announced that British Lion would probably have six of its fea-

(*Continued on page 8*)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 8, 1936 No. 134

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Supply Group Hears Reports, Addresses

CHICAGO, June 7.—Reports from various committees today featured the convention of Independent Theatres Supply Dealers Ass'n. as it neared its close. The four-day session will wind up tomorrow.

Addresses by E. A. Williford of National Carbon Co., S. M. Zinner, Capt. John W. Gorby on "Standardization, Quality and the Value of a Testing Bureau," J. B. Kleckner on "Should the Independent Theatre Supply Dealer Remain in the Commercial Banking Business," highlighted Saturday's sessions.

A bigger attendance had been anticipated, but the Allied convention in Cleveland, which conflicted with the opening of the Supply Dealers' meeting, had an effect on the attendance.

Lloyd in New Para. Deal

HOLLYWOOD, June 7.—Harold Lloyd yesterday signed an independent producing and releasing contract with Paramount for more than one picture annually, the exact number not being revealed.

Paramount also signed Fanchon to a long term contract to advise William LeBaron on the production of musicals. The contract provides for a producing post later.

Insiders' Outlook

By RED KANN

En Route to New York

IT was alright. Many of the boys wanted to get away from home anyway and this convention, like all the others whose spots have not changed down the years, offered the opportunity. Not only that. Railroad fares were down, allowing exhibitors to ride in and out of Cleveland in drawing rooms and bedrooms at so little money, relatively, that it became a cinch and practically no expense to travel in the style usually associated with plutocratic producers and distributors.

▼

At five bucks, all inclusive, there was food. There was a party at a night club called the Mayfair Casino. There was a golf tournament. And a banquet with entertainment furnished by the affiliated chains Allied is always death on. The Vogue Room and the bar at the Hollenden did a right smart gross. The burleycue show around the corner did only a fairish business, but Wimpy's hamburger joint along about two and later each morning could have hung out the S.R.O. sign if the management owned one. Between the convention of the Brotherhood of Locomotive Engineers, the Exide battery boys and the advance crowd of Republicans trying to go enthusiastic over Landon, it was sometimes hard to tell which convention was doing what. . . .

▼

But business was transacted. Of course, after all these years, it is our own idea that Messrs. Myers, Yamins, Steffes, Richey, Samuelson, Cole and others of that limited group which fashions Allied's bullets ought to be slightly shame-faced and certainly should have done better by their constituency than reviving such old chestnuts for campaign issues and organizational ballyhoo. We propose taking you back over some of the ground for whatever fun we may have overlooked as the day-by-day dispatches were hurried over the wires. . . .

▼

Chestnut Number One—Producer-distributor aggression in the theatre field must cease forthwith and even faster. We'll let the formal resolution have its say and then we'll pick up:

> WHEREAS, the operation of theatres by the producers and distributors tends directly toward monopoly, results in unfair practices and restraint of trade bringing about inevitably the complete destruction of independent theatres, deprives the public of freedom of choice on the matter of motion picture entertainment and is otherwise contrary to the public interests
>
> NOW, THEREFORE, BE IT RESOLVED by the independent motion picture theatre owners of the United States assembled at the annual convention of Allied States Association of Motion Picture Exhibitors at Cleveland, Ohio, this fourth day of June, 1936, as follows:
>
> *First*—That Allied States Association embark on a campaign of vigorous action, employing all legal means at its disposal to retard and prevent the further expansion of the affiliated chains and to enjoin and restrain the unfair and oppressive methods by which they are enlarging and extending their monopoly.
>
> *Second*—That in carrying out this mandate the general counsel and the president of Allied, with the advice and consent of the special committee of three, is authorized and directed to cooperate with and assist independent exhibitors belonging to regional units of Allied in the institution and prosecution to final judgment such numbers of cases as may be necessary to obtain a judicial determination of the legal rights of such independents under existing laws in their struggle to remain in business.
>
> *Third*—That the general counsel is further authorized and directed to prepare suitable drafts of bills for introduction into the Federal Congress and the legislatures of the states having for their purpose the complete disassociation of the functions of production and distribution of motion pictures on the one hand and the exhibition of such pictures on the other with the recommendation that independent exhibitors, individually and through their association, strive for the enactment of such legislation.

▼

There is a reason or two around to support the impression that Myers had a slant on the text of Russell Hardy's address. When the latter, who told us, but not the convention, that he was uncovering his personal views, declared he believed legislation divorcing production and distribution from exhibition was possible, although admittedly not illegal under present statutes, there followed the above resolution. It all dovetailed very neatly as was designed. The resolution marked the highlight of Thursday's session, made the headlines in the trade press which it was expected to make and got some of the Allied boys slightly steamed. That's how successful conventions are made. After eighteen years of 'em, we admit to the designation of expert. . . .

▼

Everyone seemed perfectly willing to take it for granted that producers could be made to kiss their theatres goodbye. Nobody seemed interested enough to ask what the producers might think of the suggestion. Nowhere did we run across anyone who could or would deny the right of a manufacturer to enter the retail end of his own industry. You know, like Standard, Shell and the oil companies; Johnson and Murphy shoes, et al. . . .

▼

Chestnut Number Two—The blasts and the tirades against Will Hays. That one came straight from the archives, as thoroughly dusty as all of the fake Napoleon brandy on the market. The stockholders, creditors and trustees of Hays-member companies are to be petitioned to give Hays his pink slip, or whatever color slip they use over on West 44th St. Nobody stopped to inquire how Allied would go about learning who the stockholders of Warners, Metro, Paramount, RKO, etc., were. The important holdings are on file with the S. E. C. in Washington, of course, but those blocks of securities are in the hands of the interests and the individuals who gave Hays his new five year contract some months back, well satisfied with his administration and the job he is turning out. . . .

▼

But, we repeat, it was alright if you keep the objectives in mind. The cheers which greeted the Hays resolution tied in with the excitement of chain oppression and aggression. That, in turn, filled in the background for Al Steffes and his "war chest" drive. We have a respect for Al's technique. Either he has made a study of mob psychology or inherently understands what makes it tick. There were the Allied stalwarts, naturally, ready to back him up. For Minnesota, Steffes pledged a minimum of $10,000 toward the ultimate $250,000; Sid Samuelson harangued the boys into further action. Harry Cole had to look in his bankbook, said he, before taking the road to Cleveland, but he'd give $1,000 if he had to borrow it. Ohio, it developed, was good for $10,000; by stretching a point, perhaps $15,000. Benny Berger, just a small exhibitor from Minnesota, promised $5,000. Steffes said so. The tally ended at $45,000, arrived at almost as quickly as you can read this. We thought it was pretty good for a crowd of small exhibitors who didn't know where the next filet mignon was coming from. . . .

▼

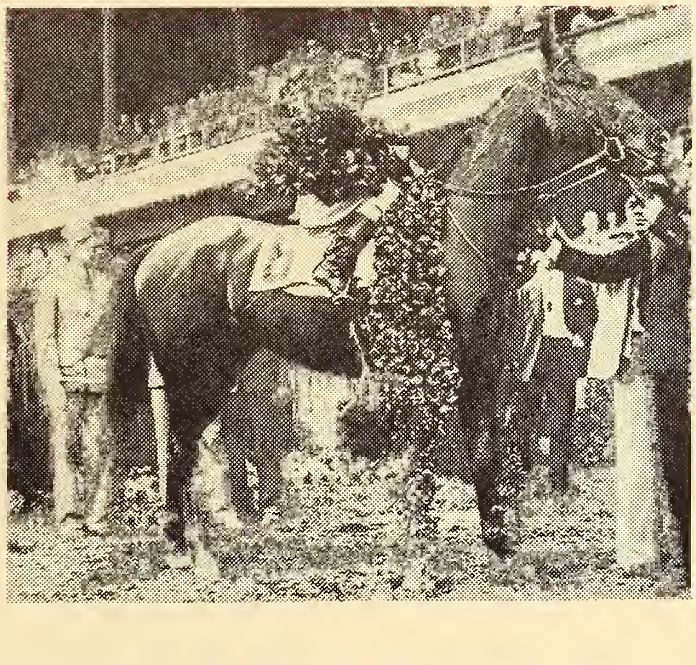
Anyhow, H. M. Richey did a

(Continued on page 7)

WARNER BROS'.

BOLD VENTURE

WINS!



It was a dark horse–but! . . . .

DARINGLY DIFFERENT TYPE OF SCREEN ATTRACTION SALUTED WITH THE GREATEST REVIEWS IN THE HISTORY OF THE MOTION PICTURE PRESS!

"'The Green Pastures' is something new under the motion picture sun! It has had no predecessor; nothing heretofore produced is even vaguely similar. Sure to make a deep impression upon audiences, it looms as a valuable contribution in the progress of screen production. It is a tribute to brainy, intelligent craftsmanship," declares Motion Picture Daily. "To describe the utter charm of 'The Green Pastures' makes a review sound like some Warner publicity. And a week after 'Anthony Adverse' from the same lot, it sets an example difficult for any studio to follow! In every department it may be regarded as flawless. Undoubtedly one of the outstanding films of the decade!"-Douglas Churchill's syndicated review. "One of the screen's truly great dramatic recordings is Warners' production of 'The Green Pastures'. It will feed the pride of producers, directors, players and all who had a big or little share in the film translation. It will amply feed the tills of exhibitors in city and hamlet the world around, wherever folk can be moved by simple, majestic drama and beauty. Primarily it is mass entertainment—and should have a long, prosperous life on merit and novelty which will be widely broadcast", writes Variety Daily. Louella Parsons, popular motion picture columnist, calls this "One of the grandest pictures ever made!" "Marvelous—there never was a better or finer picture made!" agrees Harry Neimeyer of St. Louis Post-Dispatch. "It's a pip — most refreshing picture I've ever seen!" raves Dorothy Manners of Photoplay. "A magnificent motion picture!" says Literary Digest. And Jack Moffitt of the Kansas City Star names it "the greatest picture to come out of Hollywood"! "Laughter from the heart was the perfect tribute. Surely this is the most beautiful triumph of the screen for years to come!"—Richard Sheridan Ames of Chicago Mail. "Extraordinarily moving. If anything the congratulations showered on Jack Warner were more effusive than those following the preview of 'Anthony Adverse'!"—Harrison Carroll's syndicated flash. "'The Green Pastures' deserves a play date in every theatre throughout the whole wide world. It is grand entertainment! You will be able to look back upon its engagement at your theatre with pleasure—when you think of the receipts; and with pride—that your theatre was privileged to play it," is the opinion of Editor 'Chick' Lewis of Showmen's Trade Review. "An opinion can be best expressed by cheers. If you get the idea that I am very much excited about 'The Green Pastures', then you've got the right idea!" says Sidney Skolsky in his syndicated column. "Undoubtedly one of the most unusual and most entertaining motion pictures to reach the screen!" ex-claims Jimmy Starr of the L. A. Herald-Express. "A perfect marvel of entertainment!"—Lloyd Pantages. "An absolute artistic triumph!" reports Box-Office. **"This is positively one of the finest films the screen has ever made—a film to see and cheer about", says William Boehnel in the N.Y. World-Telegram.**

THE GREEN PASTURES

A Fable by Marc Connelly • Directed by Marc Connelly and William Keighley

FOLLOWING ITS PHENOMENAL FIVE-YEAR STAGE RUN, THIS GREATEST OF ALL MODERN SHOW PROPERTIES IS READY NOW FOR EARLY SCREEN PRESENTATION BY WARNER BROS.

Wide Changes In RCA's New 20th-Fox Pact

(*Continued from page* 1)

ment company's announcement. These oyalties vary in accordance with the ost of each production, it was said. "Substantial savings" will be effected by the producer in both the cost of the sound equipment and in the distribution charges of its product, RCA asserts. A number of the new recording systems are now en route to the Twentieth Century-Fox studios where detailed plans for its use are being worked out. The equipment is furnished complete and ready for operation in the studios and no charge is made for the recording apparatus tself, RCA states.

Royalty fees for sound recording will be based "on actual running time of a picture in the theatre, rather than on an arbitrary charge per reel recorded," the equipment manufacturer says. It makes available to the licensee immediately the newest RCA "high fidelity" recording methods and all new developments which have been perfected by the manufacturer's laboratories. In addition, RCA states that it "will undertake to incorporate new improvements and developments in sound into existing equipment as they become available during the life of the contract."

Erpi Officials Unavailable

While officials of Erpi could not be reached on Saturday for a statement, it is understood that that company's equipment, which has been used exclusively by Twentieth Century-Fox heretofore, is not being removed from the studio. The producer's license agreement with Erpi has not expired and the Erpi agreements call for a minimum recording royalty of approximately $100,000 a year. It is assumed, therefore, that the RCA equipment will be used by Twentieth Century-Fox for everything above the Erpi recording minimum.

The use of RCA equipment has been confined to RKO, Republic, Walt Disney, Van Beuren, Pathe News and industrial film producers. The new agreement with Twentieth Century-Fox is the first major extension of RCA licensing and was made possible, according to an RCA official, by negotiations concluded last winter by which Erpi liberalized its agreements to permit its licensees to use other than Erpi equipment on recording above the specified minimum amount. Negotiations between RCA and other major studios are in work and one or more licensing agreements may be closed in the near future, it was learned.

Arthur Mayer Adds One

Arthur Mayer will operate a new theatre to be erected on East 23rd Street near Fourth Ave., which is expected to be opened next winter.

Ronaldo Back on Coast

Hollywood, June 7.—Duncan Renaldo has returned here from Mexico and next Monday will file an application for citizenship.

Insiders' Outlook

(*Continued from page* 2)

swell job of arrangements. The delegates got their fillip of excitement and Allied — maybe — will get a new bankroll. Even Hardy was given a great, big hand when he said the Department of Justice could be depended upon to fully probe all complaints and take action when the facts demanded. Nobody took time out to point out that this was stock stuff with the Department and its routine statement of policy available as many times a business day as anyone may care to inquire. Personally, we went through a letdown. In Atlanta last year, Walter Stoeppleman, a Texas exhibitor with a sense of humor, was great fun. In Cleveland, he was too quiet. Richey slipped there. . . .

Legion Approves 14 Of 16 New Pictures

Of 16 new films reviewed and classified by the National Legion of Decency in its list for the current week, 10 were classed as unobjectionable for general patronage, four as unobjectionable for adults and two as objectionable in part. The new pictures reviewed, with their classifications, follow.

Class A-1. Unobjectionable for General Patronage—"Below the Deadline," "Early to Bed," "The Green Pastures," "The Last Outlaw," "The Song of China," "Thoroughbred," "Undercover Man," "The White Angel," "Bunker Bean," "Aces and Eights." Class A-2. Unobjectionable for Adults—"Fury," "Palm Springs," "Private Number," "She-Devil Island." Class B. Objectionable in Part—"Das Verlorene Tal," "Go-Get-'Em Haines."

Maryland Censor Injured

Baltimore, June 7.—Dr. George Heller, 62, one time chairman of the State board of censors, suffered a fractured skull and fracture of the right wrist here today when his car and another collided. He was taken to Johns Hopkins Hospital. His condition is serious.

Thomas, Seletsky Ill

Boston, June 7.—Mike Thomas, who recently resigned as manager of the former First Division exchange in New Haven, is ill at his home here. Phil Seletsky, chief booker for M. & P. Theatres, is at the Beth Israel Hospital recuperating from an operation.

Jack Ryder Passes

Cincinnati, June 7.—Jack Ryder, 64, veteran baseball writer of the Cincinnati Enquirer, who occasionally reviewed pictures, is dead from a heart attack. Funeral services are to be held Monday.

"Hill Tillies" New Title

Hollywood, June 7.—"Hill Tillies" is the new title for the Kelly-Roberti short filmed under the title "Ha, Ha, Wilderness." Gus Meins directed for Hal Roach.

Warner Short List Increased to 136

(*Continued from page* 1)

also make a series of 13 Technicolor animated subjects.

Next season's two-reelers will total 32 as compared with 52 currently being released. The one-reel lineup will total 104 instead of the 78 scheduled for 1935-36.

Titles and the number of series will be announced at the Chicago sales session on June 15.

Bank Night Meeting In Denver Tomorrow

(*Continued from page* 1)

man, counsel; A. G. Edwards, promotion and publicity head, and H. A. Grabow, accountant. C. U. Yaeger, president of Affiliated, will take part in the discussions to follow the talks.

Wisconsin Case Pending

Milwaukee, June 7.—With a case pending against Milton Harman, manager of Saxe's Garfield, local neighborhood house, involving the legality of Bank Night, the game is getting a big play in houses throughout the city as well as in other situations in the state.

The action has been started by the new city attorney's office contending Bank Night constitutes a lottery and is therefore illegal. Efforts of the former administration to deal with the problem were unsuccessful.

Astor Will Produce 12 in Next 2 Years

Astor Prod., Inc., company just formed by Robert M. Savini, as president, and C. J. Tevlin, will produce 12 features for national release during the next two years, Savini declared on Saturday. The schedule will be produced jointly with Morgan Pictures, Ltd., headed by George Bernard Morgan.

The first film, which will start in Hollywood June 15, will be James Fenimore Cooper's "The Deerslayer," to be supervised by William Berke. The leads for the large cast will be determined in a few days. The second film, to start immediately after "The Deerslayer," will be "The Wreck of the Hesperus," from the Longfellow poem. The third will be "Salt of the Earth." Distribution plans will be revealed shortly by Savini.

Hamrick Cuts Time Reel

Seattle, June 7.—One of the three subjects in the current issue of The March of Time, that devoted to the breakdown of relief administration in an Eastern community, has been deleted from the reel this week at the Fifth Avenue.

Inquiry brought out the fact that John Hamrick, general manager of the Evergreen circuit, believed the subject "depressing."

Set Washington Meet

Seattle, June 7.—June 15 at Spokane has been selected as the date and place of the next regional meeting of the M.P.T.O., of Washington. Executive secretary James M. Hone of this city is arranging the day's program.

Burkan, Noted Attorney, Dies At L. I. Home

(*Continued from page* 1)

and Joseph M. Schenck, Sidney R. Kent, Samuel Goldwyn, John E. Otterson, Jack Cohn, Thomas Meighan, George J. Schaefer, Gene Buck, Irving Berlin, Saul Bornstein, E. C. Mills, Max Dreyfuss, Spyros Skouras, J. Robert Rubin, Maurice Silverstone, Sam Harris, Louis Frohlich and Charles Schwartz.

Burkan was attorney for important film executives, among them Winfield Sheehan and Walter Wanger. For many years, he had been not only attorney, but friend and advisor for Charlie Chaplin. He was lawyer for Ascap and his office represented Columbia Pictures as well. He had played a prominent part in Washington during code-formulation days as general legal representative for the affiliated circuits and at the time of his death was very active in the affairs of United Artists. Burkan also was chairman of the amusement division of the United Palestine Appeal and personally interested in the forthcoming arrangements for the Carl Laemmle dinner, slated for the Waldorf June 22. From time to time, he had been retained on special assignments by M-G-M and Paramount. Politically, he was a Democrat, high in the councils of Tammany Hall and one of the leaders of the 17th Democratic Assembly District.

Burkan is survived by his widow, the former Marienne Alexander, whom he married in 1927; his son, Nathan, Jr., aged 5, and two brothers, Joseph and David.

Cukor's Mother Dead

Hollywood, June 7.—Mrs. Helen Cukor, mother of George Cukor, the director, died here Saturday after a two-month illness. She was 63.

Wall Street

Small Gains on Board

	High	Low	Close	Net Change
Columbia, vtc....	35¾	35½	35½	.....
Columbia, pfd.....	42¾	42¾	42¾	— ¼
Consolidated, pfd..	16⅞	16⅞	16⅞	— ⅛
Keith-Albee Orpheum, pfd.....	91	91	91	— ½
Loew's, Inc.......	44¼	44⅛	44¼	.....
Paramount	8	7⅞	8	.....
Paramount 2 pfd..	8¾	8¾	8¾	.....
Pathe Film.......	7¼	7⅛	7¼	+ ¼
20th Century-Fox.	27	26½	26½	+ ¾
20th Century, pfd.	35	34½	34¾	+ ½
Universal, pfd....	105	104¾	105	.....
Warner Bros......	9⅞	9¾	9⅞	+ ⅛

Little Curb Activity

	High	Low	Close	Net Change
Technicolor	29¼	29¼	29¼	+ ¼

Bonds Gain Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	24½	24½	24½	+1
General Theatre Equip. 6s '40 ctf.	24½	24	24¼	+ ½
Keith B. F. 6s '46.	93	93	93	+ ¼
Paramount Broadway 3s '55......	58½	58½	58½	— ¾
Paramount Pictures 6s '55.....	87	87	87	+1
Warner Bros. 6s '39 wd..........	94⅜	94⅜	94⅜	+ ½

(Quotations at close of June 6.)

M-G-M Not to Sell Star Units Next Season

(Continued from page 1)

similar attractions on the current program, it is understood.

M-G-M is reported asking major circuit buyers for 30 pictures on percentage and preferred playing time. It is said that the distributor is demanding 25 per cent of the gross up to the point where the circuit clears house expenses, and from that point on there are increases in units of 10. The balance of the product is understood subject to deliberation.

Twentieth Century-Fox is said to be out for a 15 per cent increase over the 1935-36 prices. The same groupings for the current season will most likely prevail, it is said.

G.B., which is striving for a reputation similar to M-G-M and will not stop until it reaches this goal, according to Jeffrey Bernerd, will offer its 24 features in three different groups. Pictures will be designated by home office executives as soon as they are completed. The three classifications are four "AA," eight "A," and 12 "B."

Paramount's policy will most likely continue to be flexible, as heretofore. Increases will be sought, it is said.

Sees Republic Gains In U. K. Next Season

(Continued from page 1)

tures released through Republic this season.

Edward M. Schnitzer, eastern division sales head, stated that he expects 2,000 additional contracts on the current season's schedule and a wide increase on the new deals.

Oscar Hanson of Empire Films, Toronto, handling Republic's output in Canada, praised W. Ray Johnston, president of Republic, at the banquet tendered to Nat Levine, production head, on Friday night. He said Johnston's friendship and record with exhibitors paved the way for hundreds of new deals that otherwise would not have been available. The delegates stood up and cheered.

The convention broke up Saturday after J. J. Milstein and Schnitzer held meetings with the individual sales groups. Levine has gone back to the coast. Prior to his departure he said the sessions were highly successful. "They have given me everything I need, money, confidence and distribution."

Home office executives and all sales forces have returned to their respective headquarters.

Light Crust Boys Return

Hollywood, June 7.—After finishing scenes for the first of Republic's new series of musical westerns, The Light Crust Dough Boys have left for the Texas Centennial. Nat Levine will use a different radio troupe in each of the eight westerns in this group.

Ben and Bebe to Travel

Hollywood, June 7. — Ben Lyon, Bebe Daniels and their baby, left for New York on Saturday. They sail for Great Britain on June 11 to make personal appearances in connection with Republic's "Down to the Sea."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"And Sudden Death"

(*Paramount*)

Hollywood, June 7.—Paramount jacked up a wildly exploited title and ran under it a routine melodrama and a lot of motor crashes with the result that the exhibitor will have enthusiastic support from traffic departments, pulpits, schools and the press, but he may have difficulty getting audiences in to see what is after all only a glorified lecture against careless driving.

Randolph Scott plays a police lieutenant in charge of traffic and rather than send Frances Drake, a wealthy chronic speeder to jail, he sentences her to a traffic school which also includes trips to the morgue to see the tragic results of criminal speed. She becomes a responsible driver, but takes the blame when her drunken brother, Tom Brown, crashes into a bus filled with children. Brown does outstanding work as the craven who allows his sister to serve a second degree murder term for his folly until his deathbed confession frees her to marry Scott.

Hair-raising motor crashes illustrate vividly the dreadful fact that one person is killed by a motor every 15 minutes in this country.

The good cast includes Billy Lee, Fuzzy Knight, Terry Walker, Porter Hall, Charles Quigley, Joseph Sawyer, Oscar Apfel, Maidel Turner, Charles Arnt, Jimmy Conlin, John Hyams, Herbert Evans, Don Rowan and Wilma Francis under the direction of Charles Barton. A. M. Botsford produced and William T. Lackey supervised. The story is by Theodore Reeves and Madeleine Ruthven. The screen play by Joseph Moncure March.

Exhibitors should not fail to take advantage of the ready made tieups.

Production Code Seal, No. 2,245. Running time, 67 minutes. "G."

"Revolt of the Zombies"

(*Academy*)

There is a wealth of exploitation material in this picture. The story has weird angles and situations in good proportion to the drama. It builds dramatically to an exciting conclusion.

Dean Jagger in the World War shows an Allied commander the possibilities of having the invincible "living-dead" for soldiers. The authorities bear down on the idea and plans are made for a peace time expedition to Indo-China to eradicate the sinister knowledge at its source. When the expedition reaches the site of Angkor and work is progressing, Jagger falls in love with Dorothy Stone, daughter of the group's head. Miss Stone, however, turns her attention to Robert Noland and soon after Jagger loses his post and Miss Stone. Discouraged, Jagger uncovers the secret that can make men his slaves by a weird form of hypnotism and soon the entire camp, including the natives, is under his spell. He, master of them all, arranges for his marriage to Miss Stone. Married, they conflict and Miss Stone has him throw off the yoke from his "subjects." The natives revive and, led by Teru Shimada, revolt and kill Jagger.

Also in the cast are Roy D'Arcy, George Cleveland, Fred Warren, Carl Stockdale and William Crowell, all of whom acquit themselves well.

Victor Halperin directed from the screen play by himself, Howard Higgins and Rollo Lloyd.

Production Code Seal, No. 2,161. Running time, 65 minutes. "G."

Horton's Estate a Location

Hollywood, June 7.—Edward Everett Horton's eight-acre estate in Encino, Cal., was used as location for the first day's shooting on Republic's "The Gentleman from Louisiana" which started recently.

Coast Song Suit Filed

Hollywood, June 7. — Leo Mantin and his wife, Eleanor Nino, have filed suit for $1,000,000 in Federal court here charging infringement against Maurice Chevalier, Jeannette MacDonald, Adolph Zukor and Ernst Lubitsch for alleged use of the song, "Si, Si Senorita in Spain" in "One Hour With You."

F. & M. Delays Moving

Although scheduled to move from the Bond Bldg. today into new headquarters at the RCA Bldg., F. & M. has delayed the switch until July 1. Additional space has been taken since the lease was signed, hence the new quarters will not be ready until the end of the month.

Singer Quits Universal

Julius C. Singer, who has been with the Carl Laemmle company almost continuously since 1906, most recently as Universal special sales representative at the New York exchange, has resigned to enter the 16mm. field, having formed Social Motion Picture Corp., with offices at 126 W. 46th St.

Agnew Ends Sales Meet of Paramount

(Continued from page 1)

final session but was unable to leave Hollywood because of the present production rush. Home office officials left on the Century yesterday.

Regional meetings of the Paramount field sales force will be called in the near future by district managers in all key territories at which the new season plans will be placed before the salesmen. The regional meetings will take the place of a national convention of the entire sales staff.

Henry Hathaway in Alaska

Hollywood, June 7.—Henry Hathaway, who will direct "Spawn of the North" for Paramount in natural color, has landed in Ketchikan, Alaska. He will have a company of 150 persons there within a month for an eight-week location schedule. Carole Lombard will have the feminine lead and John Howard will have a major role though the male lead has not yet been selected. Grover Jones, author of the screenplay, leaves for Alaska this week to join Hathaway.

Boris Morros in Film

Hollywood, June 7.—Boris Morros and most of the members of the Paramount music department will be seen in "Melody Magic" to be produced by Paramount as a short. The picture will explain how music is written for the screen and will cover all activities from tap dancing routines to grand opera arias. Ralph Rainger, Leo Robin, Sam Coslow, Victor Young and Frederick Hollander are also among those slated to appear.

Para. Signs Vera Marshe

Hollywood, June 7.—Vera Marshe, musical comedy player of New York and London, has been signed to a term contract by Paramount. Her last stage assignment was in "Parade" which the New York Theatre Guild produced.

Estabrook at Paramount

Hollywood, June 7. — Howard Estabrook has completed his writing assignment on "Kim" at M-G-M and has moved over to Paramount where he will act as production assistant to Frank Lloyd. Their first picture will be "Maid of Salem," with Claudette Colbert.

Drop Old Sound Booths

Hollywood, June 7.—The last of the huge old sound booths with cumbersome 12-pound microphones has been replaced at Paramount with new equipment for "The General Died at Dawn." All stages now are using small monitor tables equipped with 14-ounce non-directional microphones.

Gladys Swarthout on Coast

Hollywood, June 7. — Gladys Swarthout has returned here from her eastern operatic and concert appearances to resume her screen work for Paramount. She will start in "Champagne Waltz" on June 22 with Fred MacMurray, Jack Oakie and Lyda Roberti.

Para. Signs Irving Bacon

Hollywood, June 7.—Irving Bacon has been signed to a long term acting contract by Paramount, and will appear in "Hollywood Boulevard" first

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 134 NEW YORK, MONDAY, JUNE 8, 1936 TEN CENTS

British Quota Study Reaches KRS, CEA Side

Producers', Technicians' Plans Submitted

By BRUCE ALLAN

LONDON, June 1.—Following the presentation to the departmental committee on the Films Act of the statements of producers and the Ass'n of Technicians, comprising the pro-quota case, the exhibitors and distributors are to be heard next.

Producers already have asked a quota increase to 33 1/3 or 35 per cent, and the insertion of a £12,000 minimum cost clause.

The exhibitors, through the Cinematograph Exhibitors' Ass'n, and the distributors, through the Kinematograph Renters' Society, will ask a modification of the quota rules instead of intensification. The C.E.A. policy suggests a 10 per cent exhibitor quota against a distributor quota of 15 or 20 per cent. The "margin of safety" is the chief point, but exhibitors also are seeking some measure which will eliminate "quickies."

The K.R.S. is expected to put for-

(Continued on page 7)

Bank Night Meeting In Denver Tomorrow

DENVER, June 7.—Affiliated Enterprises, Inc., owners of Bank Night, will open their three-day convention at the Cosmopolitan Hotel here on Tuesday. The first two days will be devoted to business sessions and the third to entertainment, consisting chiefly of mountain trips. Rick Ricketson, manager of Fox Intermountain, will be toastmaster at a luncheon Tuesday and Mayor Ben F. Stapleton will make the principal address.

Salesmen and representatives of the chance game will attend. Claude C. Ezell, sales manager, will preside. Talks will be given by Emmett Thur-

(Continued on page 7)

Ampa Awards to Be Made on Thursday

Presentation of Ampa's first annual advertising and publicity awards will take place Thursday at the Astor. Four plaques and several certificates of merit will be awarded. The affair will be Ampa's final public program of the season.

Plaques will be given for the best trade ad, the best public ad, best poster and best press sheet. Judges are being named from advertising, exhibition and publishing ranks.

M-G-M Not to Sell Star Units Next Season

Thirty of 44 to Be Big Features, Force Told

M-G-M will not sell next season's lineup in star series, as heretofore, it is learned. Salesmen will concentrate on the 44-52 figures rather than stress players tentatively listed, assuring exhibitors that of the minimum number of 44 there will be at least 30 big pictures.

For smaller circuits and individual theatre owners, the company is understood to have a policy whereby sales forces will ask a minimum of four pictures at 40 per cent. The next 12 will be sold on a flat rental, the figures to be based on the percentages received for the four 35 per cent features on this season's schedule. The next 14 pictures will be scaled at 70 per cent of the flat rental asked for the previous 12, it is said.

The balance of 14-22 will be subject to negotiations on a rental said to be along the lines of prices paid for

(Continued on page 8)

Talk Increases in Cincinnati Prices

CINCINNATI, June 7.—According to reports current here, a price advance in neighborhood and suburban houses is due in the early fall, if not now.

"Prices in all other lines have advanced, and in many cases there have been sizable wage increases, so why shouldn't admissions be revised upward, at least by a small amount," an exhibitor spokesman is quoted as saying. In the majority of cases suburban houses, particularly in the outlying districts, are operating only in the evenings. Matinees, except on Saturdays, Sundays and holidays, have proved unprofitable. However, many suburban houses are being remodeled or improved in anticipation of a pickup in business based on better business conditions generally.

IATSE Men in K.C. For Annual Session

KANSAS CITY, June 7.—Delegates are arriving here today from all parts of the United States and Canada for the I.A.T.S.E. and M.P.O.A. convention which starts tomorrow. It will continue for three days.

Executive board members have been in town for several days and have held discussions of policy and convention details.

Just the Same

Chicago, June 7.—Are all theatres in England open? L. E. Kalker, Republic representative in the British Isles, was asked by an inquiring reporter from *Motion Picture Daily*.

"Yes, all but the flea pits."

"What are flea pits?"

"They're what you call dumps over here."

Agnew Ends Sales Meet of Paramount

CHICAGO, June 7.—Paramount sales executives closed their conference at the Edgewater Beach Hotel here yesterday with a company message from Neil Agnew, vice-president in charge of distribution, and an outline by Cecil B. De Mille of his production plans for the new season.

Agnew completed a review of the product planned for next year and answered sales policy queries by the district managers. Agnew said he felt Paramount had a better lineup for next season than the company had had in years and that with the studio organization rapidly being strengthened the sales force could be confident of deliveries which matched the plans for the new season.

Discussing his plans for "The Plainsman," De Mille said shooting on the picture, which will star Gary Cooper, with Jean Arthur and George Bancroft, would start July 15. He said it was being planned on "super-special" lines.

William LeBaron, studio head, was scheduled to be here to address the

(Continued on page 8)

Meeting Thursday on Sale of Film Rights

Contract committees of the Dramatists' Guild and the League of N. Y. Theatres will meet Thursday to work out rules for the sale of film rights to plays.

Film companies, led by M-G-M and Warners, assert that unless the rules which are drafted are made a part of the new contract just entered into by the dramatists and producing managers, no financial backing for new season stage plays will be forthcoming from them. The dramatists contend that the selling rules should be flexible and in a form to permit revision in accordance with possible changes in production conditions, which would be impossible if the rules were made a part of the new five-year contract.

Warners have already made arrangements for financing two productions by George Abbot and the production of "White Horse Inn" for next season.

Wide Changes In RCA's New 20th-Fox Pact

Free Installation and Parts; Fees Cut

Wide departures from the terms of sound recording licensing agreements in use heretofore are contained in a new 10-year agreement which RCA Photophone has just closed with Twentieth Century-Fox.

Outstanding innovations in the new contract, which constitutes the first extension of RCA service within major studio ranks in years, include free installation and wiring and the furnishing of spare and renewal parts without charge, a single fee for a picture recorded in this country and distributed throughout the world, no additional charge for the recording of trailers or for "dubbing" of sound in this country and the establishment of a charge of 50 per cent of the domestic recording fee for original foreign language versions made here.

The agreement specifies generally lower royalty fees for sound recording than Twentieth Century-Fox has ever paid before, according to the equip-

(Continued on page 7)

Warner Short List Increased to 136

Warners will have 136 shorts next season, an increase of six over the current schedule. At the same time, the single reel subjects will be increased and the two-reelers reduced in number.

Two new series will be featured on the 1936-37 lineup. One will be 13 Pictorial Reviews in color and sponsored by the *Pictorial Review* magazine. The other series will include 13 black and white cartoons to be produced by Leon Schlesinger, who will

(Continued on page 7)

Sees Republic Gains In U. K. Next Season

CHICAGO, June 7.—Republic is expected to double last year's business in the United Kingdom next season, Sam Smith, British franchise holder, told delegates here before the annual sales convention ended at the Drake. He stated that the company's lineup for 1936-37 had many pictures with unusual appeal to the English public.

Smith announced that British Lion would probably have six of its fea-

(Continued on page 8)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 8, 1936 No. 134

MARTIN QUIGLEY
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Ubelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Supply Group Hears Reports, Addresses

CHICAGO, June 7.—Reports from various committees today featured the convention of Independent Theatres Supply Dealers Ass'n. as it neared its close. The four-day session will wind up tomorrow.

Addresses by E. A. Williford of National Carbon Co., S. M. Zinner, Capt. John W. Gorby on "Standardization, Quality and the Value of a Testing Bureau," J. B. Kleckner on "Should the Independent Theatre Supply Dealer Remain in the Commercial Banking Business," highlighted Saturday's sessions.

A bigger attendance had been anticipated, but the Allied convention in Cleveland, which conflicted with the opening of the Supply Dealers' meeting, had an effect on the attendance.

Lloyd in New Para. Deal

HOLLYWOOD, June 7.—Harold Lloyd yesterday signed an independent producing and releasing contract with Paramount for more than one picture annually, the exact number not being revealed.

Paramount also signed Fanchon to a long term contract to advise William LeBaron on the production of musicals. The contract provides for a producing post later.

Insiders' Outlook

By RED KANN

En Route to New York

IT was alright. Many of the boys wanted to get away from home anyway and this convention, like all the others whose spots have not changed down the years, offered the opportunity. Not only that. Railroad fares were down, allowing exhibitors to ride in and out of Cleveland in drawing rooms and bedrooms at so little money, relatively, that it became a cinch and practically no expense to travel in the style usually associated with plutocratic producers and distributors.

▼

At five bucks, all inclusive, there was food. There was a party at a night club called the Mayfair Casino. There was a golf tournament. And a banquet with entertainment furnished by the affiliated chains Allied is always death on. The Vogue Room and the bar at the Hollenden did a right smart gross. The burleycue show around the corner did only a fairish business, but Wimpy's hamburger joint along about two and later each morning could have hung out the S.R.O. sign if the management owned one. Between the convention of the Brotherhood of Locomotive Engineers, the Exide battery boys and the advance crowd of Republicans trying to go enthusiastic over Landon, it was sometimes hard to tell which convention was doing what. . . .

▼

But business was transacted. Of course, after all these years, it is our own idea that Messrs. Myers, Yamins, Steffes, Richey, Samuelson, Cole and others of that limited group which fashions Allied's bullets ought to be slightly shame-faced and certainly should have done better by their constituency than reviving such old chestnuts for campaign issues and organizational ballyhoo. We propose taking you back over some of the ground for whatever fun we may have overlooked as the day-by-day dispatches were hurried over the wires. . . .

▼

Chestnut Number One—Producer-distributor aggression in the theatre field must cease forthwith and even faster. We'll let the formal resolution have its say and then we'll pick up:

> WHEREAS, the operation of theatres by the producers and distributors tends directly toward monopoly, results in unfair practices and restraint of trade bringing about inevitably the complete destruction of independent theatres, deprives the public of freedom of choice on the matter of motion picture entertainment and is otherwise contrary to the public interests
>
> NOW, THEREFORE, BE IT RESOLVED by the independent motion picture theatre owners of the United States assembled at the annual convention of Allied States Association of Motion Picture Exhibitors at Cleveland, Ohio, this fourth day of June, 1936, as follows:
>
> *First*—That Allied States Association embark on a campaign of vigorous action, employing all legal means at its disposal to retard and prevent the further expansion of the affiliated chains and to enjoin and restrain the unfair and oppressive methods by which they are enlarging and extending their monopoly.
>
> *Second*—That in carrying out this mandate the general counsel and the president of Allied, with the advice and consent of the special committee of three, is authorized and directed to cooperate with and assist independent exhibitors belonging to regional units of Allied in the institution and prosecution to final judgment such numbers of cases as may be necessary to obtain a judicial determination of the legal rights of such independents under existing laws in their struggle to remain in business.
>
> *Third*—That the general counsel is further authorized and directed to prepare suitable drafts of bills for introduction into the Federal Congress and the legislatures of the states having for their purpose the complete disassociation of the functions of production and distribution of motion pictures on the one hand and the exhibition of such pictures on the other with the recommendation that independent exhibitors, individually and through their association, strive for the enactment of such legislation.

▼

There is a reason or two around to support the impression that Myers had a slant on the text of Russell Hardy's address. When the latter, who told us, but not the convention, that he was uncovering his personal views, declared he believed legislation divorcing production and distribution from exhibition was possible, although admittedly not illegal under present statutes, there followed the above resolution. It all dovetailed very neatly as was designed. The resolution marked the highlight of Thursday's session, made the headlines in the trade press which it was expected to make and got some of the Allied boys slightly steamed. That's how successful conventions are made. After eighteen years of 'em, we admit to the designation of expert. . . .

▼

Everyone seemed perfectly willing to take it for granted that producers could be made to kiss their theatres goodbye. Nobody seemed interested enough to ask what the producers might think of the suggestion. Nowhere did we run across anyone who could or would deny the right of a manufacturer to enter the retail end of his own industry. You know, like Standard, Shell and the oil companies; Johnson and Murphy shoes, et al. . . .

▼

Chestnut Number Two—The blasts and the tirades against Will Hays. That one came straight from the archives, as thoroughly dusty as all of the fake Napoleon brandy on the market. The stockholders, creditors and trustees of Hays-member companies are to be petitioned to give Hays his pink slip, or whatever color slip they use over on West 44th St. Nobody stopped to inquire how Allied would go about learning who the stockholders of Warners, Metro, Paramount, RKO, etc., were. The important holdings are on file with the S. E. C. in Washington, of course, but those blocks of securities are in the hands of the interests and the individuals who gave Hays his new five year contract some months back, well satisfied with his administration and the job he is turning out. . . .

▼

But, we repeat, it was alright if you keep the objectives in mind. The cheers which greeted the Hays resolution tied in with the excitement of chain oppression and aggression. That, in turn, filled in the background for Al Steffes and his "war chest" drive. We have a respect for Al's technique. Either he has made a study of mob psychology or inherently understands what makes it tick. There were the Allied stalwarts, naturally, ready to back him up. For Minnesota, Steffes pledged a minimum of $10,000 toward the ultimate $250,000; Sid Samuelson harangued the boys into further action. Harry Cole had to look in his bankbook, said he, before taking the road to Cleveland, but he'd give $1,000 if he had to borrow it. Ohio, it developed, was good for $10,000; by stretching a point, perhaps $15,000. Benny Berger, just a small exhibitor from Minnesota, promised $5,000. Steffes said so. The tally ended at $45,000, arrived at almost as quickly as you can read this. We thought it was pretty good for a crowd of small exhibitors who didn't know where the next filet mignon was coming from. . . .

▼

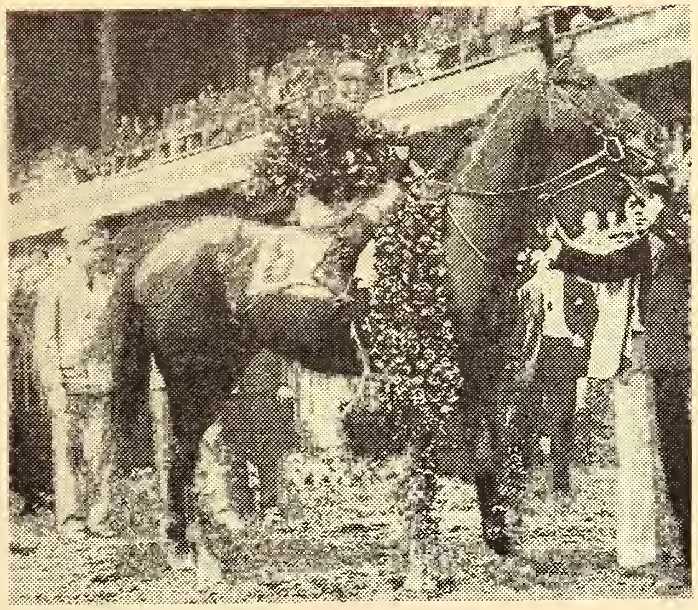
Anyhow, H. M. Richey did a

(Continued on page 7)

WARNER BROS'.

BOLD VENTURE

WINS!



It was a dark horse—but! . . . .

DARINGLY DIFFERENT TYPE OF SCREEN ATTRACTION SALUTED WITH THE GREATEST REVIEWS IN THE HISTORY OF THE MOTION PICTURE PRESS!

"'The Green Pastures' is something new under the motion picture sun! It has had no predecessor; nothing heretofore produced is even vaguely similar. Sure to make a deep impression upon audiences, it looms as a valuable contribution in the progress of screen production. It is a tribute to brainy, intelligent craftsmanship," declares Motion Picture Daily. "To describe the utter charm of 'The Green Pastures' makes a review sound like some Warner publicity. And a week after 'Anthony Adverse' from the same lot, it sets an example difficult for any studio to follow! In every department it may be regarded as flawless. Undoubtedly one of the outstanding films of the decade!"-Douglas Churchill's syndicated review. "One of the screen's truly great dramatic recordings is Warners' production of 'The Green Pastures'. It will feed the pride of producers, directors, players and all who had a big or little share in the film translation. It will amply feed the tills of exhibitors in city and hamlet the world around, wherever folk can be moved by simple, majestic drama and beauty. Primarily it is mass entertainment—and should have a long, prosperous life on merit and novelty which will be widely broadcast", writes Variety Daily. Louella Parsons, popular motion picture columnist, calls this "One of the grandest pictures ever made!" "Marvelous—there never was a better or finer picture made!" agrees Harry Neimeyer of St. Louis Post-Dispatch. "It's a pip — most refreshing picture I've ever seen!" raves Dorothy Manners of Photoplay. "A magnificent motion picture!" says Literary Digest. And Jack Moffitt of the Kansas City Star names it "the greatest picture to come out of Hollywood"! "Laughter from the heart was the perfect tribute. Surely this is the most beautiful triumph of the screen for years to come!"—Richard Sheridan Ames of Chicago Mail. "Extraordinarily moving. If anything the congratulations showered on Jack Warner were more effusive than those following the preview of 'Anthony Adverse'!"—Harrison Carroll's syndicated flash. "'The Green Pastures' deserves a play date in every theatre throughout the whole wide world. It is grand entertainment! You will be able to look back upon its engagement at your theatre with pleasure — when you think of the receipts; and with pride—that your theatre was privileged to play it," is the opinion of Editor 'Chick' Lewis of Showmen's Trade Review. "An opinion can be best expressed by cheers. If you get the idea that I am very much excited about 'The Green Pastures', then you've got the right idea!" says Sidney Skolsky in his syndicated column. "Undoubtedly one of the most unusual and most entertaining motion pictures to reach the screen!" ex-claims Jimmy Starr of the L. A. Herald-Express. "A perfect marvel of entertainment!"–Lloyd Pantages. "An absolute artistic triumph!" reports Box-Office. **"This is positively one of the finest films the screen has ever made–a film to see and cheer about", says William Boehnel in the N.Y. World-Telegram.**

THE GREEN PASTURES

A Fable by Marc Connelly • Directed by Marc Connelly and William Keighley

FOLLOWING ITS PHENOMENAL FIVE-YEAR STAGE RUN, THIS GREATEST OF ALL MODERN SHOW PROPERTIES IS READY NOW FOR EARLY SCREEN PRESENTATION BY WARNER BROS.

Wide Changes In RCA's New 20th-Fox Pact

(Continued from page 1)

ent company's announcement. These oyalties vary in accordance with the ost of each production, it was said. Substantial savings" will be effected y the producer in both the cost of e sound equipment and in the distri-ution charges of its product, RCA sserts. A number of the new record-g systems are now en route to the wentieth Century-Fox studios where etailed plans for its use are being orked out. The equipment is fur-ished complete and ready for opera-ion in the studios and no charge is ade for the recording apparatus self, RCA states.

Royalty fees for sound recording ill be based "on actual running time f a picture in the theatre, rather than n an arbitrary charge per reel ecorded," the equipment manufacturer ays. It makes available to the licen-ee immediately the newest RCA "high idelity" recording methods and all ew developments which have been erfected by the manufacturer's labora-ories. In addition, RCA states that t "will undertake to incorporate new mprovements and developments in ound into existing equipment as they ecome available during the life of the ontract."

Erpi Officials Unavailable

While officials of Erpi could not be eached on Saturday for a statement, t is understood that that company's quipment, which has been used ex-lusively by Twentieth Century-Fox eretofore, is not being removed from he studio. The producer's license greement with Erpi has not expired nd the Erpi agreements call for a inimum recording royalty of ap-roximately $100,000 a year. It is ssumed, therefore, that the RCA quipment will be used by Twentieth Century-Fox for everything above the Erpi recording minimum.

The use of RCA equipment has een confined to RKO, Republic, Walt Disney, Van Beuren, Pathe News and ndustrial film producers. The new greement with Twentieth Century-Fox is the first major extension of RCA licensing and was made possible, according to an RCA official, by negotiations concluded last winter by which Erpi liberalized its agreements to permit its licensees to use other than Erpi equipment on recording above the specified minimum amount. Negotiations between RCA and other major studios are in work and one or more licensing agreements may be closed in the near future, it was learned.

Arthur Mayer Adds One

Arthur Mayer will operate a new theatre to be erected on East 23rd Street near Fourth Ave., which is expected to be opened next winter.

Ronaldo Back on Coast

HOLLYWOOD, June 7.—Duncan Renaldo has returned here from Mexico and next Monday will file an application for citizenship.

Insiders' Outlook

(Continued from page 2)

swell job of arrangements. The delegates got their fillip of excitement and Allied — maybe — will get a new bankroll. Even Hardy was given a great, big hand when he said the Department of Justice could be depended upon to fully probe all complaints and take action when the facts demanded. Nobody took time out to point out that this was stock stuff with the Department and its routine statement of policy available as many times a business day as anyone may care to inquire. Personally, we went through a letdown. In Atlanta last year, Walter Stoeppleman, a Texas exhibitor with a sense of humor, was great fun. In Cleveland, he was too quiet. Richey slipped there. . . .

Legion Approves 14 Of 16 New Pictures

Of 16 new films reviewed and classified by the National Legion of Decency in its list for the current week, 10 were classed as unobjectionable for general patronage, four as unobjectionable for adults and two as objectionable in part. The new pictures reviewed, with their classifications, follow.

Class A-1. Unobjectionable for General Patronage—"Below the Deadline," "Early to Bed," "The Green Pastures," "The Last Outlaw," "The Song of China," "Thoroughbred," "Undercover Man," "The White Angel," "Bunker Bean," "Aces and Eights." Class A-2. Unobjectionable for Adults—"Fury," "Palm Springs," "Private Number," "She-Devil Island." Class B. Objectionable in Part—"Das Verlorene Tal," "Go-Get-'Em Haines."

Maryland Censor Injured

BALTIMORE, June 7.—Dr. George Heller, 62, one time chairman of the State board of censors, suffered a fractured skull and fracture of the right wrist here today when his car and another collided. He was taken to Johns Hopkins Hospital. His condition is serious.

Thomas, Seletsky Ill

BOSTON, June 7. — Mike Thomas, who recently resigned as manager of the former First Division exchange in New Haven, is ill at his home here. Phil Seletsky, chief booker for M. & P. Theatres, is at the Beth Israel Hospital recuperating from an operation.

Jack Ryder Passes

CINCINNATI, June 7.—Jack Ryder, 64, veteran baseball writer of the Cincinnati Enquirer, who occasionally reviewed pictures, is dead from a heart attack. Funeral services are to be held Monday.

"Hill Tillies" New Title

HOLLYWOOD, June 7.—"Hill Tillies" is the new title for the Kelly-Roberti short filmed under the title "Ha, Ha, Wilderness." Gus Meins directed for Hal Roach.

Warner Short List Increased to 136

(Continued from page 1)

also make a series of 13 Technicolor animated subjects.

Next season's two-reelers will total 32 as compared with 52 currently being released. The one-reel lineup will total 104 instead of the 78 scheduled for 1935-36.

Titles and the number of series will be announced at the Chicago sales session on June 15.

Bank Night Meeting In Denver Tomorrow

(Continued from page 1)

man, counsel; A. G. Edwards, promotion and publicity head, and H. A. Grabow, accountant. C. U. Yaeger, president of Affiliated, will take part in the discussions to follow the talks.

Wisconsin Case Pending

MILWAUKEE, June 7.—With a case pending against Milton Harman, manager of Saxe's Garfield, local neighborhood house, involving the legality of Bank Night, the game is getting a big play in houses throughout the city as well as in other situations in the state.

The action has been started by the new city attorney's office contending Bank Night constitutes a lottery and is therefore illegal. Efforts of the former administration to deal with the problem were unsuccessful.

Astor Will Produce 12 in Next 2 Years

Astor Prod., Inc., company just formed by Robert M. Savini, as president, and C. J. Tevlin, will produce 12 features for national release during the next two years, Savini declared on Saturday. The schedule will be produced jointly with Morgan Pictures, Ltd., headed by George Bernard Morgan.

The first film, which will start in Hollywood June 15, will be James Fenimore Cooper's "The Deerslayer," to be supervised by William Berke. The leads for the large cast will be determined in a few days. The second film, to start immediately after "The Deerslayer," will be "The Wreck of the Hesperus," from the Longfellow poem. The third will be "Salt of the Earth." Distribution plans will be revealed shortly by Savini.

Hamrick Cuts Time Reel

SEATTLE, June 7.—One of the three subjects in the current issue of The March of Time, that devoted to the breakdown of relief administration in an Eastern community, has been deleted from the reel this week at the Fifth Avenue.

Inquiry brought out the fact that John Hamrick, general manager of the Evergreen circuit, believed the subject "depressing."

Set Washington Meet

SEATTLE, June 7.—June 15 at Spokane has been selected as the date and place of the next regional meeting of the M.P.T.O., of Washington. Executive secretary James M. Hone of this city is arranging the day's program.

British Quota Study Reaches KRS, CEA Side

(Continued from page 1)

ward a suggestion that an obligation to spend a certain amount on British film should replace the requirement that a certain amount of footage of British film be handled. To meet objections that the freedom to put all the money into a few big pictures would reduce the number of British films and the demand for British studio space, the distributors have suggested that by means of an "average cost" clause they should be compelled to make a minimum number of films. These, however, could be individually budgeted at the discretion of the producers, it was said.

* * *

Lord Tyrrell of Avon, president of the British Board of Film Censors, will be the chief speaker at the summer conference of the Cinematograph Exhibitors' Ass'n, which opens at the Grand Hotel, Eastbourne, on June 22. He will discuss censorship problems.

Overbuilding, salesmanship and trade propaganda are subjects scheduled for other papers, with Simon Rowson, Ken Nyman and J. K. Prendergast to be leading speakers. A record attendance is expected.

Remodel Rex in Seattle

SEATTLE, June 7.—John Danz's Rex here, the only house with first run films and vaudeville, has closed for a month's remodeling. It will reopen about July 1, under the name Palomar. About $40,000 is being spent on the house.

Jolson, Grauman Explore

DEADWOOD, S. D., June 7.—Al Jolson and Sid Grauman are said to be interested in the new Black Hills Exploration Co. which has begun drilling here.

Wall Street

Small Gains on Board

	High	Low	Close	Net Change
Columbia, vtc....	35¾	35½	35½	.....
Columbia, pfd.....	42¾	42¾	42¾	— ¼
Consolidated, pfd..	16⅞	16⅞	16⅞	— ⅛
Keith-Albee Orpheum, pfd.....	91	91	91	— ½
Loew's, Inc.......	44¼	44⅛	44¼	.....
Paramount	8	7⅞	8	.....
Paramount 2 pfd..	8¾	8¾	8¾	.....
Pathe Film.......	7¼	7⅛	7¼	+ ¼
20th Century-Fox.	27	26½	26½	+ ¾
20th Century, pfd.	35	34½	34¾	+ ½
Universal, pfd....	105	104¾	105	.....
Warner Bros......	9⅞	9¾	9⅞	+ ⅛

Little Curb Activity

	High	Low	Close	Net Change
Technicolor	29¼	29¼	29¼	+ ¼

Bonds Gain Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	24½	24½	24½	+1
General Theatre Equip. 6s '40 ctf.	24½	24	24¼	+ ½
Keith B. F. 6s '46.	93	93	93	+ ¼
Paramount Broadway 3s '55......	58½	58½	58½	— ¾
Paramount Pictures 6s '55.....	87	87	87	+1
Warner Bros. 6s '39 wd..........	94⅜	94⅜	94⅜	+ ½

(Quotations at close of June 6.)

M-G-M Not to Sell Star Units Next Season

(*Continued from page* 1)

similar attractions on the current program, it is understood.

M-G-M is reported asking major circuit buyers for 30 pictures on percentage and preferred playing time. It is said that the distributor is demanding 25 per cent of the gross up to the point where the circuit clears house expenses, and from that point on there are increases in units of 10. The balance of the product is understood subject to deliberation.

Twentieth Century-Fox is said to be out for a 15 per cent increase over the 1935-36 prices. The same groupings for the current season will most likely prevail, it is said.

G.B., which is striving for a reputation similar to M-G-M and will not stop until it reaches this goal, according to Jeffrey Bernerd, will offer its 24 features in three different groups. Pictures will be designated by home office executives as soon as they are completed. The three classifications are four "AA," eight "A," and 12 "B."

Paramount's policy will most likely continue to be flexible, as heretofore. Increases will be sought, it is said.

Sees Republic Gains In U. K. Next Season

(*Continued from page* 1)

tures released through Republic this season.

Edward M. Schnitzer, eastern division sales head, stated that he expects 2,000 additional contracts on the current season's schedule and a wide increase on the new deals.

Oscar Hanson of Empire Films, Toronto, handling Republic's output in Canada, praised W. Ray Johnston, president of Republic, at the banquet tendered to Nat Levine, production head, on Friday night. He said Johnston's friendship and record with exhibitors paved the way for hundreds of new deals that otherwise would not have been available. The delegates stood up and cheered.

The convention broke up Saturday after J. J. Milstein and Schnitzer held meetings with the individual sales groups. Levine has gone back to the coast. Prior to his departure he said the sessions were highly successful. "They have given me everything I need, money, confidence and distribution."

Home office executives and all sales forces have returned to their respective headquarters.

Light Crust Boys Return

Hollywood, June 7.—After finishing scenes for the first of Republic's new series of musical westerns, The Light Crust Dough Boys have left for the Texas Centennial. Nat Levine will use a different radio troupe in each of the eight westerns in this group.

Ben and Bebe to Travel

Hollywood, June 7. — Ben Lyon, Bebe Daniels and their baby, left for New York on Saturday. They sail for Great Britain on June 11 to make personal appearances in connection with Republic's "Down to the Sea."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"And Sudden Death"

(*Paramount*)

Hollywood, June 7.—Paramount jacked up a wildly exploited title and ran under it a routine melodrama and a lot of motor crashes with the result that the exhibitor will have enthusiastic support from traffic departments, pulpits, schools and the press, but he may have difficulty getting audiences in to see what is after all only a glorified lecture against careless driving.

Randolph Scott plays a police lieutenant in charge of traffic and rather than send Frances Drake, a wealthy chronic speeder to jail, he sentences her to a traffic school which also includes trips to the morgue to see the tragic results of criminal speed. She becomes a responsible driver, but takes the blame when her drunken brother, Tom Brown, crashes into a bus filled with children. Brown does outstanding work as the craven who allows his sister to serve a second degree murder term for his folly until his deathbed confession frees her to marry Scott.

Hair-raising motor crashes illustrate vividly the dreadful fact that one person is killed by a motor every 15 minutes in this country.

The good cast includes Billy Lee, Fuzzy Knight, Terry Walker, Porter Hall, Charles Quigley, Joseph Sawyer, Oscar Apfel, Maidel Turner, Charles Arnt, Jimmy Conlin, John Hyams, Herbert Evans, Don Rowan and Wilma Francis under the direction of Charles Barton. A. M. Botsford produced and William T. Lackey supervised. The story is by Theodore Reeves and Madeleine Ruthven. The screen play by Joseph Moncure March.

Exhibitors should not fail to take advantage of the ready made tieups. Production Code Seal, No. 2,245. Running time, 67 minutes. "G."

"Revolt of the Zombies"

(*Academy*)

There is a wealth of exploitation material in this picture. The story has weird angles and situations in good proportion to the drama. It builds dramatically to an exciting conclusion.

Dean Jagger in the World War shows an Allied commander the possibilities of having the invincible "living-dead" for soldiers. The authorities bear down on the idea and plans are made for a peace time expedition to Indo-China to eradicate the sinister knowledge at its source. When the expedition reaches the site of Angkor and work is progressing, Jagger falls in love with Dorothy Stone, daughter of the group's head. Miss Stone, however, turns her attention to Robert Noland and soon after Jagger loses his post and Miss Stone. Discouraged, Jagger uncovers the secret that can make men his slaves by a weird form of hypnotism and soon the entire camp, including the natives, is under his spell. He, master of them all, arranges for his marriage to Miss Stone. Married, they conflict and Miss Stone has him throw off the yoke from his "subjects." The natives revive and, led by Teru Shimada, revolt and kill Jagger.

Also in the cast are Roy D'Arcy, George Cleveland, Fred Warren, Carl Stockdale and William Crowell, all of whom acquit themselves well.

Victor Halperin directed from the screen play by himself, Howard Higgins and Rollo Lloyd.

Production Code Seal, No. 2,161. Running time, 65 minutes. "G."

Horton's Estate a Location

Hollywood, June 7.—Edward Everett Horton's eight-acre estate in Encino, Cal., was used as location for the first day's shooting on Republic's "The Gentleman from Louisiana" which started recently.

Coast Song Suit Filed

Hollywood, June 7. — Leo Mantin and his wife, Eleanor Nino, have filed suit for $1,000,000 in Federal court here charging infringement against Maurice Chevalier, Jeannette MacDonald, Adolph Zukor and Ernst Lubitsch for alleged use of the song, "Si, Si Senorita in Spain" in "One Hour With You."

F. & M. Delays Moving

Although scheduled to move from the Bond Bldg. today into new headquarters at the RCA Bldg., F. & M. has delayed the switch until July 1. Additional space has been taken since the lease was signed, hence the new quarters will not be ready until the end of the month.

Singer Quits Universal

Julius C. Singer, who has been with the Carl Laemmle company almost continuously since 1906, most recently as Universal special sales representative at the New York exchange, has resigned to enter the 16mm. field, having formed Social Motion Picture Corp., with offices at 126 W. 46th St.

Agnew Ends Sales Meet of Paramount

(*Continued from page* 1)

final session but was unable to leave Hollywood because of the present production rush. Home office officials left on the Century yesterday.

Regional meetings of the Paramount field sales force will be called in the near future by district managers in all key territories at which the new season plans will be placed before the salesmen. The regional meetings will take the place of a national convention of the entire sales staff.

Henry Hathaway in Alaska

Hollywood, June 7.—Henry Hathaway, who will direct "Spawn of the North" for Paramount in natural color, has landed in Ketchikan, Alaska. He will have a company of 150 persons there within a month for an eight-week location schedule. Carole Lombard will have the feminine lead and John Howard will have a major role though the male lead has not yet been selected. Grover Jones, author of the screenplay, leaves for Alaska this week to join Hathaway.

Boris Morros in Film

Hollywood, June 7.—Boris Morros and most of the members of the Paramount music department will be seen in "Melody Magic" to be produced by Paramount as a short. The picture will explain how music is written for the screen and will cover all activities from tap dancing routines to grand opera arias. Ralph Rainger, Leo Robin, Sam Coslow, Victor Young and Frederick Hollander are also among those slated to appear.

Para. Signs Vera Marshe

Hollywood, June 7.—Vera Marshe, musical comedy player of New York and London, has been signed to a term contract by Paramount. Her last stage assignment was in "Parade" which the New York Theatre Guild produced.

Estabrook at Paramount

Hollywood, June 7. — Howard Estabrook has completed his writing assignment on "Kim" at M-G-M and has moved over to Paramount where he will act as production assistant to Frank Lloyd. Their first picture will be "Maid of Salem," with Claudette Colbert.

Drop Old Sound Booths

Hollywood, June 7.—The last of the huge old sound booths with cumbersome 12-pound microphones has been replaced at Paramount with new equipment for "The General Died at Dawn." All stages now are using small monitor tables equipped with 14-ounce non-directional microphones

Gladys Swarthout on Coast

Hollywood, June 7. — Gladys Swarthout has returned here from her eastern operatic and concert appearances to resume her screen work for Paramount. She will start in "Champagne Waltz" on June 22 with Fred MacMurray, Jack Oakie and Lyd Roberti.

Para. Signs Irving Bacon

Hollywood, June 7.—Irving Bacon has been signed to a long term acting contract by Paramount, and will appear in "Hollywood Boulevard" first

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
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the Industry
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VOL. 39. NO. 135 NEW YORK, TUESDAY, JUNE 9, 1936 TEN CENTS

MPTOA Trade Talks Are Set With 20th-Fox

Meet Clark on Friday; Seek U. A. Date

The M. P. T. O. A. trade practice committee will meet with Twentieth Century-Fox on Friday in a resump-ion of its series of conferences with ndividual distributors on new sea-on's sales policies. The meeting was rranged yesterday by Ed Kuykendall, M. P. T. O. A. president, with John D. Clark, Twentieth Century-Fox sales manager.

An attempt to set a meeting with United Artists for Thursday will be made by Kuykendall today on the eturn of George J. Schaefer, U. A. vice-president, from a Canadian trip.

Kuykendall, who is remaining in Washington until tomorrow, has sked members of his organization's rade practice committee to reas-emble here on Thursday. The committee includes O. C. Lam of Rome, Ga.; Lewen Pizor of Philadelphia; Charles E. Williams of Omaha, L.

(Continued on page 8)

Nathan Burkan Rites Will Be Held Today

Funeral services for Nathan Burkan will be held today at 11 o'clock at Temple Emanu-El, 5th Ave. Rabbi Nathan A. Perilman will officiate and interment will be at the Union Field Cemetery, Queens, L. I.

A long line of friends and business and political associates visited the Universal Funeral Chapel, Lexington Ave. and 52nd St. yesterday.

Honorary pallbearers will include Postmaster-General Farley, Mayor LaGuardia, former Governor Smith and

(Continued on page 8)

The Lowdown

Excerpts from the coast mailbag, David O. Selznick taking pen in hand:

"I note your front page box of June 2, 'Selznicks Retitle.' I think you missed the most interesting angle of this. which is that our first boy. formerly Jeffrey, is now not Louis David, but Lewis Jeffrey—to be to the picture business. a generation hence. the second Lewis J. Selznick."

Paramount's Selling Plan To Be on a Flexible Basis

Paramount's sales policy next season will be flexible, as heretofore, with deals to be predicated upon individual theatres and possibilities. With 70-80 scheduled, 40 releases for the next six months have been definitely set.

Regional district meetings have been dated for this week and next. Milton Kusell, New York state district manager, left by plane for Buffalo yesterday afternoon and today will open a two-day conclave with the Albany and Buffalo sales forces at the latter exchange. On Thursday he will confer locally with the New York, New Jersey and Brooklyn men.

Tomorrow the Atlanta, Memphis, Jacksonville, Charlotte and New Orleans salesmen and branch heads will meet in Atlanta. On the same day Boston, New Haven and Maine forces will convene at the Copley-Plaza, Boston.

Four different western sessions will be held June 12-13. In Chicago, the Detroit, Chicago, Milwaukee and Indianapolis men will discuss the new lineup. The Kansas City, St. Louis, Omaha and Des Moines sales staffs will gather at the Kansas City exchange. The Salt Lake City and Denver men will get together in the former city at the exchange, while in

(Continued on page 8)

Melniker Made MGM Foreign Theatres Head

William Melniker, for the past 10 years in charge of M-G-M activities in South America, has been named by Arthur M. Loew as head of all foreign theatre operations for the company. His headquarters will be in New York.

Succeeding Melniker in South America is Stewart Dunlap, who has been head of the China office. Dunlap is en route to New York for conferences with Loew. Morey Marcus, manager of the Dutch East Indies branch, fills the China spot. He is now in his new post. No successor to Marcus in the Dutch East Indies has been set.

Under his new duties, Melniker will supervise the operations of 22 theatres either owned or affiliated with M-G-M. The theatres are Cremorne

(Continued on page 7)

Columbia and RCA in 10-Yr. Pact on Sound

Columbia yesterday signed a 10-year sound recording license agreement with RCA photophone, marking the second contract to be signed with a major studio by the equipment manufacturer in the past few days. A 10-year agreement with Twentieth Century-Fox was closed by RCA late last week.

In neither case will the new equipment supplant Erpi equipment now in use at the two studios, it was stated yesterday by officials of both Twentieth Century-Fox and Columbia. Both companies have Erpi licenses running to 1944 and calling for minimum royalties of $100,000 annually.

A spokesman for Twentieth Century-Fox said that the extent to which Photophone equipment would be used at the studio could not be ascertained

(Continued on page 6)

Production Holds With 34 in Work

HOLLYWOOD, June 8.—Although seven new films went into work last week, the feature production level remained at 34, the same as the preceding week. The cutting rooms held a large percentage of new product with 51 features being edited. Short subject production dropped off from four to one. Nineteen features and seven shorts were in preparation.

New films which went before the cameras during the week were

(Continued on page 6)

Skouras Dickering At Para., RKO, U.A.

Having set new product deals with Warner-First National, Universal, Columbia and Twentieth Century-Fox, Sypros Skouras, operating head of National Theatres, is now negotiating with Paramount, RKO and United Artists.

Discussions on the Paramount deal are being held with Neil F. Agnew, vice-president and general sales manager, now in Chicago for a two-day meeting with division and district

(Continued on page 6)

Proxy Contest For Paramount Session Seen

Expect Rival Ticket for Five Board Places

Intimations of a proxy contest for the first annual meeting of stockholders of reorganized Paramount on June 16 with a rival slate of candidates for the five vacancies on the board were had yesterday in company and financial circles.

The contest is reported being led by an influential director of the company and a former Paramount official both of whom are said to be seeking the support of downtown banks and investment houses known to hold large blocks of Paramount securities. No public solicitation of proxies is being made by this faction. The company's own proxy committee, named by its board of directors last week, asks for proxies in a form attached to notices of the annual meeting which went out to all Paramount stockholders over the week-end.

Allied Owners Corp., which has

(Continued on page 8)

Ohio Court Imposes Sweepstake Penalty

CINCINNATI, June 8.—Judge A. L. Luebbers, in Municipal Court here today, fined Thomas Reilly, owner of the Rialto, $50 and costs, for operating Sweepstakes. The fine was suspended.

Judge Luebbers based his decision on the similar Bader Case of 1922 which involved a local restaurant giving away free tickets on automobiles. Albert Weinstein, defense attorney, contended that the decision was unjust, declaring Sweepstakes has been declared legal in other Ohio situations, but he will not appeal.

Only Silence

Washington, June 8.—The Dept. of Justice, in pursuance of its customary policy, today refused to shed any light in answer to a query as to whether or not Russell Hardy brought back to Washington from the Allied convention in Cleveland exhibitor complaints of alleged distributor malpractice.

In Cleveland, Hardy said he would listen to, but not ferret out, complaints.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 9, 1936 No. 135

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Paris Strike Gains, But Settlement Near

PARIS, June 8.—The stay-in strike spread over the week-end to include the M-G-M, Olympia, Warners' Apollo and the Cineac newsreel circuit and some district houses.

The Gaumont Palace and Rex and All Gaumont circuit houses have reopened as a result of the granting of the staff demands. The Olympia opened today at 6 P. M.

Laboratories are still closed, as are Osso and G.F.T.A., distributors.

An early settlement under official pressure is looked for with the granting of workers' demands for a 40-hour week and salary increases, with collective bargaining contracts, paid vacations and recognition of the unions.

Barrymore Amends Case

LOS ANGELES, June 8.—John Barrymore has filed an amended complaint in his $30,000 suit against Warners. The first complaint was ruled invalid on a technicality. The new action declares that six years ago the film company paid him $150,000 each for five pictures and promised him 10 per cent of the profits. The actor contends that $30,000 in percentage profits is now due him. At present Barrymore is in Santa Barbara Hospital.

St. Louis MPTO Meet On Building Problem

ST. LOUIS, June 8.—The M. P. T. O. of St. Louis, Eastern Missouri and Southern Illinois today held a a special mass meeting of members, exchange men and salesmen to discuss the necessity of regulating the building of new theatres in the area, which is currently in the middle of a building boom. Fred Wehrenberg, president of the exhibitor unit, presided.

Wehrenberg pointed out that unless the construction of "useless" film houses is discouraged, the result may be disastrous for the theatres now operating. He declared that many people without any knowledge of the industry are being promoted into theatre operation by real estate dealers, stock and bond dealers, film salesmen and others.

Benson to Present Ampa's Ad Plaques

John Benson, president of the American Ass'n. of Advertising Agents, will present the awards for various forms of ad campaigns at the Ampa meeting Thursday. The presentation will be made in the Laurel room of the Astor.

Negotiations are on for a well known master of ceremonies.

Four plaques will be presented, three to individuals and one to a producing company. At least one certificate of merit also will be presented and several honorable mentions will be included.

Wright Rejoins Selznick

HOLLYWOOD, June 8. — William H. Wright, former assistant to David O. Selznick, and more recently assistant to Harry Cohen at Columbia, has joined the production staff of Selznick-International Pictures. He will act as assistant to Selznick.

Wharton on Coast

HOLLYWOOD, June 8.—John Wharton, treasurer for Selznick and Pioneer, arrived here today for a week of conferences with Selznick and Merian Cooper.

Selznick Picks "Caesar"

HOLLYWOOD, June 8.—David O. Selznick will produce Shakespeare's "Julius Caesar" with Ronald Colman starring following completion of "The Garden of Allah."

"Ziegfeld" at $16,100

"The Great Ziegfeld" ended its ninth week at the Astor with a take of $16,100, the first time the figure has dropped below $17,000. Unusual week-end weather is blamed for the drop. The Capitol with "Trouble for Two" garnered $12,000. This week, with "Fury," the gross will most likely double the previous take.

Deny Philadelphia Buy

Joseph Bernhard, in charge of theatre operations for Warners, yesterday denied reports emanating from Philadelphia that the circuit would acquire the Fox in the Quaker City.

Sam Wolf Planing East

LOS ANGELES, June 8.—Sam Wolf, attorney for a number of independents, left here by plane today for New York.

Callaghan Removal As Trustee Is Asked

The removal of former N. Y. Supreme Court Justice Stephen Callaghan as a trustee of the Prudence Co., now in the process of reorganization, and which failed in 1933, was asked in Brooklyn Federal court yesterday. He was charged with taking no action with regard to the sale of properties valued at $1,622,678 for $100,000 in cash. The removal of William T. Cowin, second of the three trustees, also was asked.

The accusation against the two was that they made it possible to rent two of the Prudence theatre buildings in Florida, mortgaged for $1,041,700 to Paramount Pictures, of which Callaghan is a director, for a "small percentage" of the theatres' receipts. The petition was filed with Federal Judge Moskowitz on behalf of Benjamin Sandel, who owned a guaranteed mortgage certificate of the Prudence Co. of $3,000 face value.

Graham President Of Supply Dealers

CHICAGO, June 8.—Closing the biggest trade show in its history at the Edgewater Beach Hotel here today, the Independent Theatre Supply Dealers' Ass'n elected H. W. Graham as its president for the coming year.

K. R. Douglass was reelected vice-president. W. J. Katz was elected treasurer. Directors named are B. F. Shearer, J. C. Hornstein, George McArthur and A. F. Marrone.

It was stated that several new associate members would be named to the organization shortly.

Next year's convention will again be held at the Edgewater Beach Hotel here.

Sales Tax Appeal Ready

The hearing by the Appellate Division of United Artists' appeal from the city's ruling that film rentals received by New York City exchanges are subject to the city's two per cent sales tax appears likely for today. The case was placed on the court's calendar last week after having been given a preference and expectations are that it will be reached today.

Take 5 L. I. Houses

Sam Strassberg and Jack Hattem of Interboro have acquired from Sam Baker the Laurel, Springfield Garden; Laurelton, Laurelton; Island, Hollis; Gables, Merrick, and Little Neck, Little Neck.

Pathe to Pay Dividend

Pathe Film Corp. has declared a quarterly dividend of $1.75 per share on the $7 convertible preferred stock payable July 1 to stockholders of record June 22.

Columbia Sets Title

HOLLYWOOD, June 8.—Columbia has set "The Final Hour" as the release title of the film which was produced under the title "San Francisco Nights."

DeFrenne to RKO

DES MOINES, June 8.—W. F. DeFrenne of St. Louis, Mo., has joined RKO as salesman in the Des Moines branch.

Green Pledges AFL Support to IATSI

KANSAS CITY, June 8.—More tha 1,000 delegates of the I.A.T.S.E. mee ing here today heard William Gree president of the American Federatic of Labor, pledge the support of tl federation whenever and wherev needed, adding that the A. F. L. wou continue to fight for trade unionisı

Green criticized the decision of t U. S. Supreme Court by which t minimum wage law for women aı children was declared unconstitution: He asked for more justices like t dissenters to the decision on the s preme bench.

Rabbi Jacob Tarshish spoke on t place of unionism in an age of cooper tion.

George E. Brown and other offic and delegates were welcomed by r resentatives of the city and sta William Schulte, delegate and me ber of congress, delivered an addre

The main business of the conventi will get under way tomorrow.

Kentucky Ticket Ta Is Put Into Effe

LOUISVILLE, June 8.—The new missions tax went into effect at A.M. Sunday, and the State T Commission announced that the will include admissions to theatr night clubs, skating rinks, pul bathing places and other amusem sites.

The tax does not apply to the fi 10 cents of admission charges.

The schedule of charges is from cents to 18 cents, inclusive, one ce from 19 to 28 cents, inclusive, t cents; from 29 to 38 cents, three ceı plus one cent for each five cents increase or fractional part of cents.

Amusements on which at least per cent of the gross receipts for religious, charitable or educatic purposes are exempt from paym of the tax.

No Statement on Mill

CHICAGO, June 8.—Warner B and the B. & K. circuit had no c ment to make today concerning a cessor to Jack Miller, who resig recently as head of the Chicago hibitors' Ass'n. The general be here is that C.E.A. will disband July 1.

Sparks Staff in Film

ST. PETERSBURG, June 8.—Film of a parody of "Mutiny on Bounty," by a group of local ployees of Sparks theatres, has announced. The four-and-a-half r er, "Mutiny on the Mugwump," is be given a private screening, for cast and guests, soon.

Start Musical Shows

OKLAHOMA CITY, June 8. — Criterion has started a new type musical shows for the summer. Calloway and his band will be brou in June 12, 13 and 14. A chorus 12 girls and four boys will be use each show.

Remodel Rex in Seatt

SEATTLE, June 8.—John Danz's here, the only house with first films and vaudeville, has closed f month's remodeling. It will rec about July 1, under the name Palor About $40,000 is being spent.

Short Subjects

'he Chesapeake Bay ;etriever"

aramount)

Vell photographed, with the narra-
e composed in a pleasing and en-
ainingly informative manner, this
rt will delight dog-loving audiences
hold the interest of others. A his-
y of the breed traces the lineage of
dog. Spectacular shots of their
ning and play against beautiful
kgrounds of shore and woods lead
field trials at which the dogs are
through their paces, the winner
ning through in good style. Plenty
action is involved in the filming of
contest. An exceptional and novel
ering. Reviewed without production
e seal. Running time, 10 min-
s. "G."

---

quatic Artistry"

-G-M)

Very precise photography, in slow
tion, underwater, above and with
angles, as the art of diving by
utch" Smith is demonstrated, will
this short over with any audi-
e. Smith goes through all the
in and fancy dives and the comic-
awkward. The other Smith, Pete,
s the commenting and he has new
ny touches to offer. The last se-
nce, Smith diving at night with a
tlight on him, is beautiful. Pro-
tion Code Seal, No. 2,233. Run-
g time, 9 mins. "G."

Vonderland of Gaspe"

ynamic Pictures)

An interesting and beautifully com-
ed short showing life and points of
erest in this eastern part of Can-
. The narrative opens in Mon-
al and takes in the interesting coun-
on the route to the peninsula.
om Quebec there follows a photo-
phic treat as the pictorial composi-
ns of the camera record the scenery
highlights of the seashore and
ntryside. It is a fine offering and
uld please generally. Reviewed
hout production code seal. Run-
g time, 11 mins. "G."

---

nternational Broad- ast"

lentone-Universal)

Teddy Bergman cavorts through
s short, making it good variety en-
tainment plus his style of comic
personation. The Bergman dialects
d interpretation of "The Merchant
Venice" in various tongues inter-
ersed the acts of Rita Rio, the
ernandez Brothers, Billy Reyes,
lrienne and The 16 Sophisticates.
st moving and clever, it should
ease. Production Code Seal, No.
22. Running time, 20½ mins. "G."

Arbor Day"

I-G-M)

This one is about the "Gang's" cele-
ation of Arbor Day at school. The
uations are quite humdrum. There
the usual entertainment provided by
e class and the rebellious "Spanky"
made to take part after he is
ought in by the truant officer.
eorge and Olive Brasno, midgets,
ay the usual mistaken identity angle.
he film is suitable for children for
hom it is aimed. Production Code
al, No. 2,027. Running time, 18
ins. "G."

Overseas Previews

"The Marriage of Corbal"

(Capitol-General Film Distributors, London)

London, June 1.—Romantic melodrama against a vivid background of the French Revolution, and therefore essentially popular in its appeal, this adaptation of a Rafael Sabatini novel may find audiences in America despite some rather obvious crudities of situations and acting, which can be considerably lessened by editing. There is good crowd work, varied action and a colorful atmosphere to set against very stagey dialogue.

The story is concerned with the adventures of Cleonie, a beautiful girl aristocrat rescued from the Terror by Varennes, a Revolutionary officer, who disguises her as his nephew. The young Marquis of Corbal easily penetrates the disguise and falls in love with the young girl, finally giving her refuge in his chateau. Varenne's attempts to bring him to the guillotine are defeated by Corbal's popularity with the peasants. To protect Cleonie against a Revolutionary edict making immediate marriage of "aristos" to peasants compulsory, Corbal persuades her to marry him, though the penalty is death. Varennes, donning Corbal's coat, shoots himself. The lovers escape with Varenne's passport.

American names are Nils Asther as the "Red" Varennes and Noah Beery as a Republican soldier. Hazel Terry is a pretty heroine and Hugh Sinclair, very much the English gentleman, is Corbal. Critical audiences may laugh in wrong places, but there is heart interest in plenty for those less critical of fine shades.

Running time, 80 mins. "G."

"A Woman Alone"

(Garrett Klement Prod.)

London, June 1.—First production of Garrett Klement Pictures, Ltd., releasing here through General Film Distributors, Ltd. From an original by Fedor Otzep it was directed by Eugene Frenke, husband of the star, Anna Sten. Henry Wilcoxon is the other big name.

Story values are strong and of a popular type and backgrounds are colorful and original in a picture which shows no obvious signs of its British origin; technically it is up to Hollywood standards.

The popular "woman up against the world" theme is presented in a story of a Russian peasant girl, who attracts the attention of a Guards officer and, later becoming nursemaid to his child, is unjustly suspected of becoming his mistress. Her soldier-fiance strikes the officer and is court-martialed. The Secret Service attempts to represent him as a political agitator, but, at the trial, the girl saves him by stating, untruly, that she was the officer's mistress. Later, girl and officer, now divorced, come together.

A lot of the values in the picture are due to the authenticity of its atmosphere of Russia in Czarist days. Extraordinarily vivid picture of peasant fetes, with good folk-singing, and dancing by the Leon Woizikovsky ballet, are a feature. The court-martial scene is dramatic, with real suspense value.

This is audience material of a decidedly popular type, with plenty of action, novelty and variety of setting. The woman appeal should be strong.

Running time, 90 minutes. "A." Allan.

(Additional Reviews on Page 6)

C. F. Rose to Frisco

Los Angeles, June 8.— C. F. Rose of the local G.B. office has been transferred to San Francisco where he will take over the territory of Jack Erickson, who has been made branch manager. Erickson replaces Ken Hodkinson who has gone to the New York office as assistant to George Weeks. Paul de Outo will supervise both the Los Angeles and San Francisco offices.

Conn. Groups to Meet

New Haven, June 8.—Both exhibitor organizations have called meetings for tomorrow. The Connecticut M.P.T.O. meeting at the Hofbrau will deal, on the lighter side, with a proposed industry golf tournament at Racebrook Country Club on July 14.

Stein Gets Jersey Spots

William B. Stein, former partner of Si Fabian, on June 15 will assume operation of the Strand, Hackettstown; Palace, Flemington, and Strand, Lambertville, N. J. Stein is head of Imperial Theatre Corp. Perry Stein is treasurer. Charles Blum will act as supervisor.

Jolson, Grauman Explore

Deadwood, S. D.—June 7.—Al Jolson and Sid Grauman are said to be interested in the new Black Hills Exploration Co. which has begun drilling here.

Josephson to Open World

Gilbert Josephson, formerly general manager for Consolidated Amusements, will reopen the World with "Girl From Maxim's" on June 11.

Variety Club

Kansas City

Kansas City, June 8.—Business and industry are confronted with a crisis, Harry Sharp, secretary of Associated Industries of Kansas, told members of Variety Club. If business and industry, including films, are not to suffer unjustly in the revolutionary period through which the country is going, such groups as Variety Club must exercise the influence they have, he said.

"The film business is intelligently and effectively represented at Topeka by Harry McClure, by R. R. Biechele, and others," Sharp said, but he urged film men to pay more attention to things affecting the business indirectly.

Kansas will have a special session, probably the latter part of July, and it will not be restricted as to the subjects it can take up. Admission and sales taxes are being discussed.

"Only those industries which are well organized can escape very burdensome taxes the next two or three years," he concluded.

Guests were A. C. Cooper, Ray McLain, Fox Granada, Emporia; and M. G. Shackelford, Republic-Midwest.

Omaha

Omaha, June 8.—Tent No. 16 is now located in temporary quarters, Suite 231, Fontenelle hotel, while the new quarters are being prepared for opening June 27.

The clubrooms in the Paxton were vacated last week. The new quarters will treble the space in the Paxton and the furnishings and decoration promise to be outstanding.

Exploitation angles are being devised by D. V. McLucas, chief barker, and Ted Emerson, chairman of the entertainment committee. Assisting Emerson on the committee are Eddie Shafton, Sol Francis, Sol Yeager, John Gillin, Jr., and E. R. Cummings, the last ex-officio.

Negotiations are on to obtain Fannie Brice, Gus Van and other topnotchers for the house warming. Although the party is a month off, 160 reservations have been made. Capacity has been set at 400.

Cummings is dickering for a name orchestra.

Pittsburgh

Pittsburg, June 8.—Variety Club is looking ahead and has already set the date for its 1936 "Big Top" banquet. It will be held here in the William Penn hotel this year the night of Oct. 25, according to John H. Harris, general chairman.

The first celebrity to accept a guest-of-honor invitation is Governor Chandler of Kentucky. Harris invited him while attending the Derby.

Washington

Washington, June 8.—The luncheon supposed to have been held on June 8 under the sponsorship of Hardie Meakin and Carter T. Barron was cancelled.

Of the summer activities, many of which are under consideration, the principal one now engaging the attention of the barkers is the second annual showboat cruise. Details have not been announced, but "Admiral" Barron is working on the proposition.

4TH WEEK!

3RD WEEK!

2ND WEEK!

SHOW

FULL SPEED AHEAD WIT

IN SAN FRANCISCO • BALTIMORE!—AND NO STOPPING IT! RECORDS GOING HAYWIRE!

IN BOSTON • DENVER • LOS ANGELES • SEATTLE • DETROIT CINCINNATI • PITTSBURGH • WASHINGTON • NEW ORLEANS! —AND STILL GOING STRONG!

IN NEW YORK • PHILADELPHIA • SCRANTON • WILKES BARRE PROVIDENCE • HARTFORD • NEW HAVEN • PORTLAND BUFFALO • ALBANY • ROCHESTER • SYRACUSE • KANSAS CITY SAN DIEGO • HOUSTON • DALLAS • LOUISVILLE • COLUMBUS DAYTON • SALT LAKE CITY • ATLANTA!—THE BIGGEST MONEY HONEY IN YEARS!

BOAT

HE NEW UNIVERSAL!

Columbia in Deal For New RCA Sound

(Continued from page 1)

at this time, as it would be affected by production requirements from time to time in the future, the availablity of equipment at the studio and several other factors. He stated, however, that the new equipment would be used on all of several new stages constructed recently and that RCA Photophone reproducing equipment would be installed in new projection rooms being erected at the studio.

"The choice was made only after adequate tests which showed that we might expect an even higher quality of sound from the new equipment than we have ever had before," the Twentieth Century-Fox official said. "The idea of competition does not enter into this. We just decided to give a trial to something we believe to be good, and we are convinced that Photophone's new type of recorders are good. They have several valuable improvements, such as 'push-pull' attachments and we are convinced that their use is highly practical," he said.

At Columbia it was said that no definite estimate of the extent to which the new equipment would be used could be made at this time. It was indicated, however, that the initial usage would be limited to certain types of production, with more extensive use depending upon the results achieved and production requirements.

A Photophone official said that the terms of the Columbia licensing agreement were similar to those of the Twentieth Century-Fox contract and permit both licensees to pay "considerably lower sound royalty fees than in the past." He added that negotiations with other major studios were under way. The Twentieth Century-Fox and Columbia contracts represent the first extension of RCA licensing in major studio ranks since the inception of sound.

Skouras Dickering At Para. RKO, U. A.

(Continued from page 1)

managers. It's a two-year deal and is expected to be signed as soon as Agnew returns from the Windy City.

Leo Spitz and Ned Depinet are conducting the negotiations for RKO, while George J. Schaefer is handling the U.A. deal.

Preliminary talks have been held with M-G-M. Indications are this arrangement will not be concluded until the latter part of the summer.

Radio Signs John Boles

HOLLYWOOD, June 8.—John Boles has been signed by Radio for one picture with options. He is now on a personal appearance tour which will be cancelled. He will return immediately to begin on an untitled musical. Boles recently completed a Twentieth Century-Fox contract.

"Take a Number" for Radio

HOLLYWOOD, June 8.—Radio has purchased screen rights to "Take a Number," a story by Richard Macauley recently published in the *Saturday Evening Post.* Houston Branch will write the screenplay and Sid Rogell will produce. The story has a racetrack background.

Looking 'Em Over

"Parole"

(Universal)

Patterned somewhat after the recent exposure of inadequate and politically duped parole boards, this film is a fast-moving melodrama, replete with good characterizations, excitement, new twists and new faces. It never lags and ends on a hopeful crusading note which attempts to solve the problem.

Henry Hunter, through the efforts of political racketeers headed by Alan Dinehart and his colleague, Alan Hale, is released from prison, leaving behind Grant Mitchell, his penmate, who is freed shortly afterward. Hunter goes to Dinehart for a job and is made assistant to an ex-convict collector in Dinehart's "insurance" racket. He soon sees himself heading back to jail and quits. Through Mitchell's daughter, Ann Preston, he obtains another position and is discharged when the boss finds he has a prison record. Challenging the boss, he reveals that other people in his employ have records and he unwittingly brings about their dismissal. A newspaper takes up his story and the expose that follows shakes the city, forcing Dinehart and Hale to flee. Hale is killed when the pair are apprehended aboard ship. The romance angle is worked in quite ingeniously and humorously at the end. Parole forbidding marriage, a pardon does the trick.

In the cast, aside from the principals and rounding out their performances, are Alan Baxter, Charles Richman, Noah Beery, Jr.; Christian Rubb and Frank McGlynn. Louis Lander did an excellent job of directing and he brings all the action, drama and comedy out for their best effect. The screen play was written by Kubec Glasmon, Joel Sayre and Horace McCoy.

Production Code Seal, No. 2,230. Running time, 67 minutes. "G."

"Luck of the Irish"

(Guaranteed)

A pleasant tale, rambling and almost always in a vein of light comedy, this film will be found a delightful change. It is said to be the first Irish importation and the brogues and dialects, not incoherent, lend a novel note. The Irish-American populace should go for it. It is well done, tastefully produced and the acting by the Belfast Repertory Players deserves special mention.

A noble of Tyr Owen bets his estate on his steeplechaser, Knockavoe, in the Grand National. The horse wins but is disqualified and conditions at the castle consequently go from bad to worse. However, Richard Hayward, in the role of Sam Mulhern, an excellent characterization, in an attempt to save the estate, works a hoax with the schoolmaster, is found out, and dismissed. As the bookmaker is packing up the valuables and the family is at its wit's end, a saviour in the form of a wealthy American arrives and buys the horse, saving the day financially. At this point young romance is fulfilled and Hayward manages to marry off the Widow Whistler to the village constable.

The film has the good qualities of Irish customs and the portrayals, and folk songs which are authentically delivered are good entertainment. Much of subtle Gaelic wit is in evidence.

In the cast, perhaps known to audiences here, are Kay Walsh, Niall McGinnis, J. R. Mageean, R. H. MacCandless, Charles Sagan, Charlotte Tedlie, Nan Cullen and Meta Grainger.

Credit for a good direction job belongs to Donovan Fedelty, who also produced from the novel by Victor Haddick.

Reviewed without production code seal. Running time, 80 minutes. "G."

M-G-M Promotes Bishop

Burtus Bishop, who has been a salesman in the exchange for a number of years, yesterday was promoted to branch manager of the M-G-M branch in Charlotte. He succeeds Ira Furman, recently transferred to the San Francisco office to fill the spot vacated by Grover Parsons, now western division sales head for Republic.

Cantor to Honolulu

HOLLYWOOD, June 8.—Eddie Cantor, accompanied by his wife, has sailed for a three-week trip to Honolulu. En route the couple will celebrate their 22nd wedding anniversary. Upon his return, Cantor will start "Pony Boy," his seventh for Samuel Goldwyn.

Pick G.B. Talent Scout

LONDON, June 8.—Maud Gilroy has been named talent scout for G.B. by Michael Balcon, production chief. She will visit West End theatres and follow repertory houses and music halls.

Retitle Francis Film

HOLLYWOOD, June 8.—"I Gave My Heart" is the new title of the Warner-Cosmopolitan starring vehicle for Kay Francis, previously known as "Give Me Your Heart."

Radio Checks Missing

MEXICO CITY, June 8.—Five checks with a face value of about $1,000 disappeared during the Saturday morning payoff, according to Radio Pictures.

Production Holds With 34 in Work

(Continued from page 1)

"Sworn Enemy" at M-G-M, "Holl
wood Boulevard," "Johnny Gets H
Gun" and "Lady Be Careful"
Paramount, "The Vigilantes are Con
ing" at Republic, "The Holy Lie"
Twentieth Century-Fox and "Post
Inspector" at Universal.

Paramount, Twentieth Century-Fo
and Warners led the field for hea
production. Each had seven pictur
shooting.

Columbia had one feature workin
four in preparation, slated for camer
within two weeks, and five in the cu
ting room. M-G-M had four, two ar
13; Paramount, seven, three and nine
Pickford-Lasky, one, zero and zer
Republic, one, two and seven; Radi
three, zero and two; Roach, one, ze
and two; Selznick International, on
zero and zero; Twentieth Centur
Fox, seven, three and four; Univers
one, zero and three; Warners, seve
one and five; independents, zer
four and one.

The lone short subject working w
at Columbia. That studio had tv
preparing and three cutting. M-G-
had three preparing and seven editin
Radio, two and one; Roach, zero a
three. The independents had none
work.

Back After Illness

LOUISVILLE, June 8.—Tom Davi
manager of Libson's Mary Anders
Theatre here, is back on the j
after a long siege of scarlet fever.

Flash Preview

"Le Scarpe Al Sole"—Nuo
Mondo offers this importation, i
pressive for its Alpine pictorial bac
ground rather than for its sto
values. Italian dialogue with adequa
sub-titles.

This film will be reviewed in f
in a coming issue of MOTION PICT
DAILY.

Wall Street

Majority Up on Board

	High	Low	Close	Ne Chan
Columbia, vtc	36	35¾	35¾	+
Columbia, pfd	44	44	44	+1
Consolidated Film	4¾	4¾	4¾	—
Eastman Kodak .	162	161	162	+
K.-A.-O., pfd	91	90½	90½	—
Loew's, Inc.	44⅝	44⅛	44½	+
Paramount	8¼	8	8	...
Paramount 1 pfd.	62¼	61½	62¼	+1
Paramount 2 pfd..	9	9	9	+
Pathe Film	7½	7¼	7⅜	+
RKO	5⅞	5½	5½	—
20th Century-Fox.	28	27¼	27¼	+
20th Century, pfd.	35⅞	35½	35⅞	+1
Universal, pfd	104¾	104¾	104¾	—
Warner Bros.	10	9⅞	9⅞	...

Little Activity on Curb

	High	Low	Close	Change	Ne Sa
Sonotone	2½	2½	2½	—	
Technicolor	29¼	29	29¼	...	
Trans-Lux	4⅜	4⅜	4⅜	...	

G T E Best Bond Gains

	High	Low	Close	Ne Char
General Theatre Equip. 6s '40 ..	25¾	25	25½	+1
General Theatre Equip. 6s '40 ctf	25¾	24¼	25¼	+1
Keith B. F. 6s '46	93¼	92¾	92¾	—
Loew's 6s '41 ww deb rights	97½	97⅜	97⅜	—
Paramount Pict. 6s '55	88	87⅞	88	+
Warner Bros. 6s '39 wd	94	93½	93¾	—

(Quotations at close of June 8)

Purely Personal ▸

RANK LLOYD left for Salem, Mass., last night where he will end several weeks getting exteriors d authentic atmosphere for "Maid of ılem," which will be his first under s new Paramount contract and will ar Claudette Colbert. Lou Smith the home office publicity staff is companying Lloyd on the trip.

●

Joe Moskowitz is in Havana for a ell. He arrives there today on the *riente* with the Harry Brands. To-ther, they remain there for about days. Then the Brands travel on California and Moskowitz returns New York by rail.

●

Ned E. Depinet, M. H. Ayles-orth, Leslie E. Thompson, Phil eisman, Howard Dietz, Frank ıck, Willard McKay, Herbert Yates and Charles B. Paine ıong those at "21" yesterday.

●

George Barnett, president of Mod-n Film Sales Corp., returns from an ght-month trip around the world day on the *Ile De France*. Also ar-ying on the same boat is Ben etz, M-G-M executive.

●

Jerome Kern has deserted New ork for the coast. He is another of e composers who have gone over to ms. Kern's latest musical score ll be heard in "Never Gonna ance."

●

Sam Forgoston and his bride, the rmer Ann Rogosa, are honeymoon-g in Pennsylvania. Sam is assistant Bill O'Brien at M-G-M.

●

M. Coates Webster's and Clar-ce Upson Young's original eauty Incorporated" has been pur-ased by Radio.

●

Max Reinhardt has received an norary citation from the King of ly for his work in the drama and th films.

●

Paul Fennyvessy, head of Fenny-ssy Enterprises of Rochester, will ive in town Wednesday for a short it.

●

David Lewis, assistant to Irving ıalberg, leaves Chicago today for coast.

●

Charles Beahan and Sidney Fox, wife, have gone to the coast for G-M.

●

Edward G. Robinson gets into vn today on the Twentieth Cen-y.

●

Dodo and Si Seadler, window-pping at Bonwit's Sunday evening.

●

Al Friedlander returned yesterday m a two-week stay in Buffalo.

●

. Chicago

Clark Rodenbach back from Hol-vood after a series of star inter-ws for *Daily News* readers.

Lieut. Harry Costello, police sor, is back from Arizona after eral months of recuperating from umonia.

Herman F. Jensen, formerly in the maintenance department of Essaness Theatres, is now with Joe Goldberg, Inc., in an executive capacity.

Irving Mack has been ill with laryngitis.

Don Nelsen has been named as booker in the Republic exchange, according to F. E. Judd, exchange manager.

Walter Brown is back at his office at Ross Federal Service after an illness.

Jack Barry and Sid Baker are two additions to the Ben Judell exchange sales staff downstate.

"Bullets" Big Chicago Draw; Gets $17,700

Chicago, June 8.—"Bullets or Ballots" started out with a rush and kept up the pace all week at the Roosevelt with the result that the take went $6,700 over the line to $17,700.

"Private Number," with Ramon Novarro and a revue on the stage at the Chicago, pulled $33,000, up by $1,000. "The Golden Arrow" was strong on a take of $6,600 at the Apollo, but other downtown houses failed to make much of a showing.

Total first run business was $112,600. Average is $128,000.

Estimated takings:

Week Ending June 4:

"BULLETS OR BALLOTS" (W. B.)
ROOSEVELT—(1,591), 30c-40c-50c, 7 days. **Gross:** $17,700. (Average, $11,000)

"DANCING PIRATES" (Radio)
PALACE—(2,509), 25c-35c-60c, 5 days. Stage: Ed Sullivan and Revue. **Gross:** $11,000. (Average, $19,000)

"PRIVATE NUMBER" (20th-Fox)
CHICAGO—(4,000), 35c-50c-68c, 7 days. Stage: Ramon Novarro and Revue. **Gross:** $33,000. (Average, $32,000)

"BIG BROWN EYES" (Para.)
ORIENTAL—(3,490), 25c-40c, 7 days. Stage: Vaudeville and Revue. **Gross:** $15,400. (Average, $15,000)

"EXCLUSIVE STORY" (M-G-M)
GARRICK—(900), 30c-40c-60c, 7 days. **Gross:** $6,100. (Average, $5,500)

Week Ending June 5:

"PRINCESS COMES ACROSS" (Para.)
UNITED ARTISTS—(1,700), 30c-40c-60c, 7 days, 2nd week. **Gross:** $10,000. (Average, $17,000)

"THE GOLDEN ARROW" (W. B.)
APOLLO—(1,400), 30c-40c-60c, 7 days. **Gross:** $6,600. (Average, $4,500)

"HOUSE OF 1,000 CANDLES" (Republic)
STATE-LAKE—(2,776), 20c-30c-35c, 7 days. Stage: "Yacht Club Boys and Revue." **Gross:** $13,200. (Average, $13,000)

Week Ending June 6:

"THE GREAT ZIEGFELD" (M-G-M)
ERLANGER—(1,200), 50c-75c-$1-$1.50, 8th week. Two shows daily. **Gross:** $9,500. (Average, $11,000)

Silent Stars in Film

Hollywood, June 8.—Bryant Washburn, Jack Mulhall, Frank Mayo, Harry Myers and other stars of the silent days will play themselves in Paramount's "Hollywood Boulevard." The picture is the story of a fallen screen idol's comeback. John Halliday has the principal role.

Tax Threatens in Tampa

Tampa, Fla., June 8.—An amusement tax is seen as possible here. In making up the budget for next year, it was discovered that the present taxes would provide revenue $581,000 shy of the amount needed. A tax on amusements is among the new revenue-raising measures considered.

Kansas City Royal May Be a First Run

Kansas City, June 8. — Jack Truitt and Breckenridge Fagin, who have been operating the Royal, downtown house, as a 10 and 15-cent subsequent run, may change the policy to a regular first run of B pictures next fall.

The house has just completed a week's test of a first run double feature with "King of the Damned," a G.B. picture, and "Dancing Feet," a Republic release. The take was $1,200, which Truitt and Fagin considered fair.

"Kansas City doesn't have a B type first run house," commented Fagin, "and conditions look favorable for the establishment of a house with that sort of policy." The house might operate a split week, first run double policy. The operators of the Royal will decide within the next month.

Donat Out of "Sabotage"

London, June 8. — Robert Donat, due to illness, will not appear in "Sabotage" with Sylvia Sidney. Although Donat's contract called for him to start on the film June 1, his doctor and a G. B. specialist have declared him unfit to start work for another three weeks. Terms of Miss Sidney's contract make postponement impossible.

Set Publicity Post

Philadelphia, June 8.—Warners have set up a separate publicity control for the Earle, stage show house here, and the Stanton. Henry Sarazen, from the Far East, will handle the publicity.

Melniker Made MGM Foreign Theatres Head

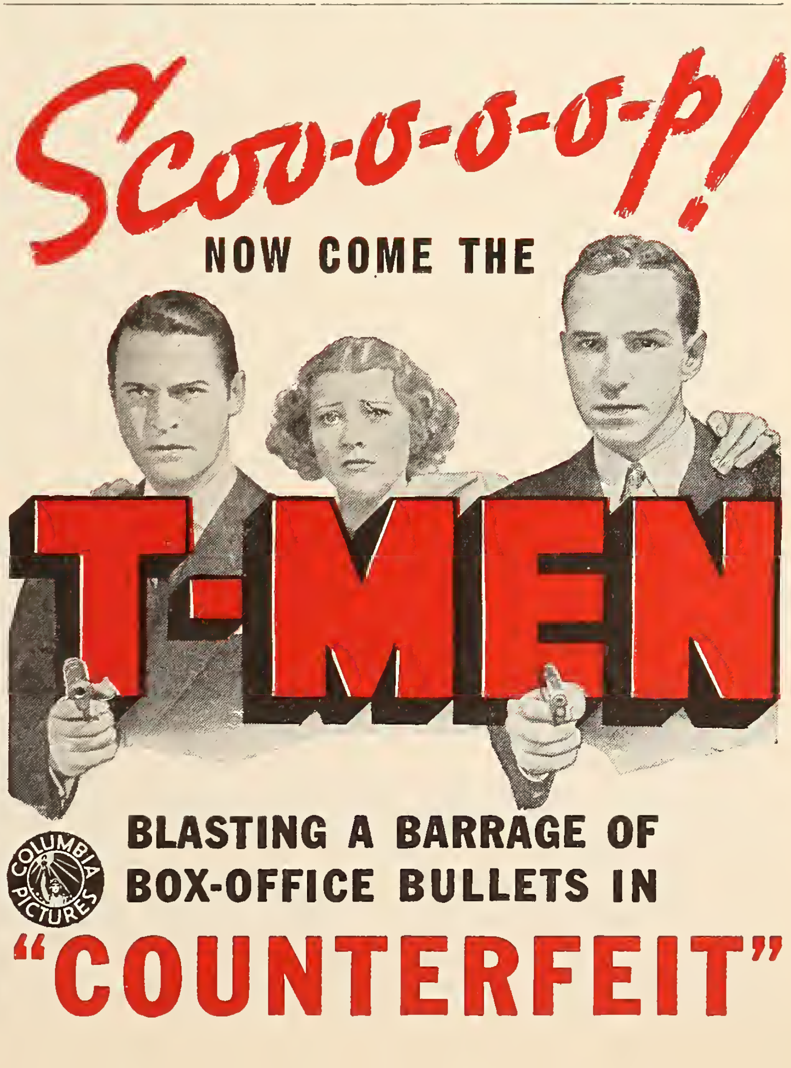
(*Continued from page 1*)

and Metro in Brisbane; Metro, Melbourne and St. James, Sydney, all in Australia; Cameo and Queens Hall, Brussels; Majestic, Ghent, and Forum, Liege, Belgium; Metro, Rio de Janeiro; Metro, Santiago, Chile; Empire, London; Olympia, Paris; Scala, Budapest; Metro, Calcutta, India; Metro, Tokio; Metro, Lima, Peru; Ideal, Manila, P. I.; Metro, Johannesburg; Metro, Capetown; Metro, Durban, South Africa; Capitol, Madrid; Metro, Montivideo Uruguay.

Arthur Field, assistant to Laudy Laurence, is on the high seas bound for Paris after a three-week vacation here. Sam Burger, roving representative, now in Panama, is due in New York shortly, as is Sam Eckman, in charge of England.

Win Suit on Equipment

Lincoln, Neb., June 8.—Decision against Lincoln Theatres Corp. for $2,050 has been awarded Jennie and Frank Kimball, owners of the Varsity (once the Rialto) in District Court here. The Kimballs brought action for $24,300 for sale of equipment by the defendants which did not belong to them and damage to the house. Counter suit for $16,836 was used to combat the action.



Proxy Contest ForParamount Session Seen

(*Continued from page 1*)

two representatives on the Paramount board in Stephen Callaghan and Harry O. King, is regarded as being in a strategic position in the event a rival proxy move attains proportions of any significance. In a settlement of Allied Owners' claim against Paramount, 25,000 shares of the company's first preferred stock was issued to the Brooklyn realty company only recently. A share of first preferred stock is entitled to 20 votes, which gives Allied Owners 500,000 votes in next Tuesday's meeting, which might spell victory or defeat should any close proxy contest actually develop. With several of the financial interests represented on the Paramount board having either reduced appreciably or disposed of their Paramount holdings entirely, a contest for proxies is viewed in some quarters as likely to be a spirited one.

Publication of Report Not Set

Meanwhile, expectations that Joseph P. Kennedy will complete his report on the company's status and submit it to a special meeting of the board some time this week appear to be lessening. There were definite indications yesterday that the report might not be presented until after the stockholders' meeting in order that it may be received by the board as it will be reconstituted at the June 16 meeting. In addition to the election of five directors by the stockholders, new resignations from the Paramount board are reported likely within the next week or 10 days. Among these is Callaghan, who came on the board as a representative of Allied Owners in his capacity as a trustee of that company, which is itself in reorganization. With the reorganization essentially completed, Callaghan will be discharged as an Allied trustee in the near future, which will end his status as an official representative of that company.

Kennedy, meanwhile, is making himself unavailable to reporters and his office associates profess to have no knowledge of when the report is to be submitted. The general assumption is growing, however, that with the board in its present state of flux there is little likelihood of a complete, formal report being made until it attains the semblance of permanency promised by the expected developments of the next week or 10 days.

Want Benny for Another

Hollywood, June 8.—Paramount is negotiating to hold Jack Benny for a second picture after he completes "The Big Broadcast of 1937." Harlan Thompson, who will produce "College Holiday," wants the comedian for the leading role. Frederick Hazlett Brennan is now writing an original story around the title, and the picture will be one of next season's big musicals.

Mary Brian Assigned

Hollywood, June 8.—Mary Brian, who has just returned here after making several pictures in England, has been cast as one of the wives in Paramount's "Three Married Men." Eddie Buzzell will direct under the supervision of Arthur Hornblow, Jr. Production is set to start June 15.

Paramount's Selling Plan To Be on a Flexible Basis

(*Continued from page 1*)

San Francisco the Seattle, Portland, Los Angeles and San Francisco groups will go over the new product details. On the same dates the Dallas exchange will be the meeting quarters for the Dallas, San Antonio and Oklahoma City men.

On Thursday the Pittsburgh, Cleveland, Columbus and Cincinnati exchange personnel will meet at the William Penn, Pittsburgh. The Philadelphia force has set Friday for the special sales talks. On June 16 the Washington salesmen will hear the new sales policy at the Shoreham Hotel. The Minneapolis and Sioux Falls staffs will convene at Minneapolis on June 12-13.

Neil F. Agnew, general sales manager; Charles Reagan, western and southern division head, and Kusell returned Sunday by plane from Chicago. J. J. Unger, eastern and southern division sales head, was called to New York last Friday, when he was notified of the death of his mother, Regina Unger, who had been ill for some time. She was buried Sunday at Mt. Pleasant Cemetery in Westchester.

Neither Unger nor Reagan will attend the local sessions.

MPTOA Trade Talks Set With 20th-Fox

(*Continued from page 1*)

C. Griffith of Oklahoma City and Kuykendall.

The committee already has held initial meetings with Paramount, M-G-M, RKO, Universal, Columbia and Republic. Warners, so far, have not accepted the committee's invitation for a meeting. Follow-up meetings with the companies whose policies in connection with the exhibitor organization's 10-point program have been outlined already will probably be held next week.

Badger to Australia

Hollywood, June 8.—Clarence Badger has been signed by National Studios in Australia to direct a Zane Grey picture, as yet untitled, starring Victor Jory. Jory is on a four-month loanout from Columbia. Badger has left for Australia.

Sherman Finishes Series

Hollywood, June 8.—Harry Sherman has finished camera work on "Heart of the West," last of the first series of "Hopalong Cassidy" pictures. The first of the new series, "Hopalong Cassidy Returns," will go into production July 1. The pictures are released by Paramount.

Take Up Ruggles Option

Hollywood, June 8.—Paramount has exercised its option on Wesley Ruggles for another year. His next picture will be "Valiant Is the Word for Carrie," set to start June 15.

Para. Sets "The Barrier"

Hollywood, June 8. — Harry Sherman will produce "The Barrier" for Paramount. The Rex Beach story will have top bracket Paramount names and be a feature of the coming season's program.

Add 3 to "Son" Cast

Hollywood, June 8.—Paramount has added three players to the cast of "A Son Comes Home." They are, Anthony Nace, Eleanor Wessellhoeft and Gertrude W. Hoffman.

Impounding Rialto Receipts Is Sought

An application was made in N. Y. Supreme Court yesterday for appointment of a temporary receiver to impound the box-office receipts of the Rialto during the showing of "Revolt of the Zombies" by the attorney for Amusement Securities Corp., who asked for this pending the outcome of a special referee's finding in connection with the action brought against Academy Pictures Distributing Corp. and others charging wrongful use of the word "zombies" in the title.

Justice Valente reserved decision in the motion. The attorney for the defendant stated: "This application is most pressing in its shamelessness."

Gainsborough Unit Separate from G. B.

London, June 8. — Gainborough has become a separate production unit, engaging its own stars, directors and writers, instead of functioning as a subsidiary of Gaumont British. The company has announced 11 pictures in the next year, doubling its previous output.

Edward Black has been named as associate producer, working under the supervision of Maurice Ostrer, director of administration. Among the planned films are three silent hits which will be remade as talking films: "Rob Roy," "Alf's Button" and "Owd Bob."

Take "Tundra" from "U"

Hollywood, June 8.—Burroughs-Tarzan has taken over background material shot by Universal for "Tundra." Footage shot by Norman Dawn during seven months in Alaska will be used in a film featuring Del Cambre, all-American football star from Southern Methodist in 1933.

Delay "Jeeves" Picture

Hollywood, June 8. — Twentieth Century-Fox has postponed "Thank You, Jeeves" until July. Arthur Treacher, who will play the lead, has a commitment at M-G-M which will keep him busy until that time. Arthur G. Collins will direct.

"U" Adds Salesmen

Los Angeles, June 8. — Universal has added C. W. Stomdaugh and O. Wog to their sales staff.

Nathan Burkan Rite To Be Held Toda

(*Continued from page 1*)

U. S. Senators Wagner and Cop land.

United Artists' offices will be clos until 1 o'clock.

Samuel Goldwyn paid tribute Burkan yesterday, saying: "He w fearless, yet friendly; his heart w as great as his brain. The film wor has lost one of its real leaders a I my closest friend."

"He belonged as much to us his chosen profession," said Geor J. Schaefer.

"In the passing of Nathan Bu kan," said James Mulvey, "we l not only a marvelous brain, but kindly, understanding friend."

No Halt in Laemmle Fete

The unexpected death of Nath Burkan on Saturday will cause change in plans for the dinner plan by the amusement division of United Palestine Appeal to ho Carl Laemmle at the Waldorf J 22. Burkan was chairman of the co mittee.

The decision was reached larg through the instrumentality of W H. Hays at a meeting of the organ ing committee at the Cinema Club y terday. Hays declared the fin tribute to Burkan's memory would consummation of the dinner in wh the latter had been actively engag Louis Nizer presided.

A resolution of tribute to Burka memory was passed and plans m to designate executives in each ma company for the sale of tick Harry Brandt, president of I.T.O.A., said his organization mi be counted upon for substantial r resentation. Those present inclu Austin C. Keough, Eugene Zuk Leo Spitz, Gabriel L. Hess, Carl Milliken, Harold Rodner, Siegfr Hartmann, William J. German, Ha Hershfield, Gus Edwards, Saul R ers, Maurice Goodman, Harry Buckley, Louis Phillips, Dennis O'Brien, Jack Alicoate and Ma Henry Procter of London. Ma Quigley was among those who wi his inability to attend.

Jobyna Howland Passes

Hollywood, June 8.—Jobyna H land, 55, character actress of the st and screen, died here today. De is believed to have been caused heart disease. Among her film s cesses were "Cohens and Kellys Trouble" and "Story of Ten Drake." She is survived by a brot Olin Howland, a Warner cont player.

Claude Richey Is Dead

Terre Haute, Ind., June Claude W. Richey, 41, owner of Grace at West Terre Haute, die his home here. He recently op the theatre. Surviving are his wi his parents and one sister. B was in Grandview Cemetery here

Royer Purchases Fir

Hollywood, June 8. — Fan Royer has bought "Mystery in Air," an original by Bernard J. Conville, as the first production of new organization, Fanchon Royer tures. Production starts soon at I national studio.

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
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Faithful
Service to
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Branches

L. 39. NO. 136 NEW YORK, WEDNESDAY, JUNE 10, 1936 TEN CENTS

nd of Score harges Seen y Kuykendall

xpresses His Opinion In MPTOA Bulletin

The opinion that the separate score rge "is on its way out" and that will quickly disappear" if indiual exhibitors follow through with ing resistance to it, is expressed the current M.P.T.O.A. organizaal bulletin issued yesterday by Ed ykendall.

he M.P.T.O.A. opinion is based on results to date of the organizan's trade practice meetings with tributors, Kuykendall says. The letin summarizes the progress made these meetings in attaining distribu cooperation in connection with the P.T.O.A.'s 10-point trade practice gram, which includes the eliminan of the score charge.

he bulletin states that unqualified ncellations of 10 to 20 per cent have en indicated by some companies; t there is reason to believe that the al boards for the adjustment and nciliation of trade disputes and mplaints will be set up and that

(Continued on page 7)

ites for Burkan Attended by 2,000

Approximately 2,000 attended neral services for Nathan Burkan, ted lawyer, who died suddenly at s Great Neck home Saturday morng, at Temple Emanu-El yesterday. any important figures in the civic d political life of the city interminled with a representative cross-secon of ranking film executives with ost of whom Burkan had been on timate terms for years.

Perhaps the most touching portion the services was a eulogy delivered Gene Buck, president of Ascap d a friend of Burkan of 25 years' anding. His voice broke toward the

(Continued on page 7)

ecision Reserved On City Sales Tax

The Appellate Division yesterday served decision after hearing arguents on the United Artists' appeal om the city's ruling that film rentals e subject to the two per cent city les tax. Indications are that the urt will hand down its decision ithin two weeks.

Robert Burke, who argued the case

(Continued on page 6)

Indie Circuit Moves Are Hit In Cleveland

Subsequents Assert Film Is Being Delayed

Cleveland, June 9.—Independent theatre owners here are leveling the same complaints against independent circuits that the circuits have been shooting in the direction of producer-controlled houses for years.

They say the circuit men are using their buying power to squeeze the smaller unit and are delaying designation of playdates to a point that causes a product shortage in subsequent runs.

Affiliated circuits, in some instances, they say, are more willing to cooperate than the independent circuits.

Some of those affected who refuse

(Continued on page 7)

Newsreels Exempt By French Decree

Newsreels and certain other types of product are exempt from the terms of the drastic French censorship decree which became effective on May 7, under the provisions of a new decree which went into effect May 27, it was learned here yesterday.

Although the censorship decree is on the statute books and in effect, its actual application has been suspended temporarily pending a study of the situation. The suspension was allowed

(Continued on page 15)

MAJORS STUDYING ERPI ACQUISITION

Meeting Held Monday for Discussion of Plan; Decision Later

The major companies are seriously considering purchase of the control of Erpi, Motion Picture Daily learned last night. A meeting, attended by leading company executives, was held in New York on Monday to discuss the pros and the cons with no decision arrived at, it is understood.

A. T. and T. controls Erpi through Western Electric, the manufacturing arm of the Bell System, and is willing to dispose of Electrical Research Products, Inc. The interest of the major film companies is believed to revolve around a desire to control directly the technical equipment used daily in the production of talkers in their studios and the reproduction of such talkers in their own and other theatres.

Queried yesterday on the possibility of a sale of Erpi materializing in the near future, Whitford

(Continued on page 7)

He Was Glad!

Boulder City, Nev., June 9.—During the big battle scene in "Robin Hood of El Dorado" a young patron—about six or seven years old—at the Boulder ran up the aisle and shouted:

"Oh, boy! I'm sure glad Shirley Temple isn't in that mess."

Kennedy Report to Para. Board Friday

Joseph P. Kennedy's report on the current status of Paramount and its operating problems is scheduled to be presented to a special meeting of the company's board of directors on Friday.

The directors were advised that the report would be ready by the latter part of the week and a special meeting of the board was set yesterday for Friday to receive it. The calling of the special meeting ends consideration of a reported plan for receiving Kennedy's report after the company's annual meeting of stockholders next Tuesday in order that it might be considered by the Paramount board as it will be reconstituted after the meeting of stockholders. Five new directors are slated to be elected by the

(Continued on page 6)

Pettijohn Favors Selling Each Picture to the Highest Bidder

Cleveland, June 9.—Charles C. Pettijohn stopped off here to get a Democratic slant on a Republican convention and to see what damage the Allied convention did to the Hollenden.

After he had found the Hollenden in good shape he fired this 16-inch long-range shell:

"I favor doing away with the present distribution plans for one year and selling pictures singly to the highest bidder. After that we would have peace in the industry."

After the *Motion Picture Daily* correspondent had sniffed her smelling salts she thought she heard him say, too:

"I know very little about the Allied convention. Most of our troubles are those that never happen."

A great many state legislators are here. Also present are Georgia Moffett, Cleveland; Emma Ablanap, Chicago, and Marion Hull, Indianapolis—film board secretaries—so Pettijohn may have something to do besides listening to Kansans tell how Landon will be nominated.

No Date for M-G-M English Start Set

Although four pictures are scheduled, no starting date for M-G-M's English production unit has been set, Ben Goetz asserted yesterday upon his arrival on the *Ile de France*. Plans for the company's activities abroad will be determined after conferences with Nicholas M. Schenck, Louis B. Mayer, Irving Thalberg and Edward J. Mannix, Goetz stated. He will leave for the coast Friday by plane. After spending about three weeks in Hollywood, Goetz will return to Eng-

(Continued on page 6)

KRS Delays Action On Britain's Quota

London, June 9.—Presentation of the Kinematograph Renters' Society views on the quota act scheduled for today was postponed pending the return of John Maxwell from Scotland.

It is thought probable that the case will be amended to meet differing views of British and American producers.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 10, 1936 No. 136

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

No Pioneer-Selznick Mergering—Wharton

Hollywood, June 9.—The reported consolidation of Pioneer and Selznick International was denied here today by John Wharton, counsel for both companies. Wharton stated:

"The thing farthest from the mind of John Hay Whitney is the merging of these two companies. Both will continue as separate organizations but we would like both units to work in closer cooperation with regard to the interchange of creative and artistic talent."

Seidelman Going Abroad

J. H. Seidelman, foreign manager for Columbia, will sail this week on the *Ile de France* with a heavy schedule of company business planned for the next few months. Seidelman has been conferring here for some time with Jack Cohn on Columbia's expansion policy.

Rogers to Leave Friday

Hollywood, June 9.—Charles R. Rogers, accompanied by Mrs. Rogers and his assistant, William A. Pierce, will leave by train on Friday for the Universal convention. John LeRoy Johnston, publicity chief, leaves the same day by plane.

Insiders' Outlook

By RED KANN

IT started last night. From 9 to 10 P. M., Eastern Daylight Time, Republican convention sidelights prior to delivery of the keynote speech filled the air; in New York the local outlets were WOR and WABC. From 10 to 11 P. M., millions—who knows how many—listened to the keynoter by Senator Steiwer of Oregon from Cleveland; for that event, there were a mere four stations in New York—WABC, WEAF, WJZ and WOR—hooked up. If you know your outlets, you'll recognize the N. B. C. and C. B. C. networks. National Broadcasting, upon inquiry, stated ninety-seven from Maine to Honolulu over the blue and the red systems were tied in. Columbia proudly gave its total as one hundred and twenty-five. . . .

▼

Thus, from nine to eleven in the East and in corresponding hours across that great belt of the country when theatre business reached its peak, the ether was filled with political promises. Later, the same procedure will rent the air lanes from Philadelphia. From now until Election Day, which is some months off, the Republican candidate will speak regularly and, of course, so will the President, seeking re-election. The weather will be warm, if not hot, and the public will be seeking relief out-of-doors. The effect on grosses naturally becomes obvious and this suggests two things: One is a better foot thrust forward by Hollywood. Two is the necessity for showmen who call themselves that, but often are not, to peel off their coats and go to work. It will be no walk-away. . . .

▼ ▼

Meanwhile, exhibitors are yelling about the lack of product. That is, good product. There's miles of celluloid around. The habit is an annual one and more frequent than that when release schedules hit a vacuum in merit. Deplorable and regrettable, yes. What to do about it? Exactly nothing, this year as in others. Last week in Cleveland, Allied leaders ranted about poor pictures, overlooking completely and probably deliberately the indisputable record which is that quality this season never, or rarely at least, has been exceeded. Whether it's a shortage in sufficient brains or too many pictures, Hollywood has never been able to maintain a constant flow of superior attractions, every week of the year. Moreover, those who have been around the business for any length of time understand how it goes and, long since, have resigned themselves to the status quo. . . .

▼

To illustrate, if at this late date, any illustrating is necessary, was this conversation with a sales manager as recent as yesterday:

Sales Manager—"The studio is talking about all big pictures next year. I told them to forget it and go modest by delivering ten."

We—"Ten? You'll take four big ones and be satisfied, won't you?"

Sales Manager—"You know I will."

We—"As a matter of fact, you'll take two smashes and let it go at that. Right?"

Sales Manager—"Right". . . .

▼ ▼

The untimely passing of Nathan Burkan was discussed on many tongues yesterday. As far as marks of respect may go, the evidences were substantial at the services held at Temple Emanu-El. Privately and as matters of such a distressing nature have a habit of showing themselves, the stories of the stature of the man's capacity for friendship were legion. Burkan, of course, was very prominent in the profession of law. But those who knew him best yesterday liked to tell and re-tell his many kindnesses, his ever constant desire to help the low as well as the mighty. Their comment went to make up the sort of tribute any man might want to think that he had earned for himself, but which relatively few actually achieve. . . .

LaGuardia Will Sign Sales Tax Extension

Following a hearing yesterday, Mayor LaGuardia announced that he would sign the bills extending the city's emergency relief tax program for another year. The levies include the two per cent sales tax, the 1/20 of one per cent tax on gross business, the three per cent utility tax and a personal property tax. The taxes collected for the past year amounted to $67,000,000.

Marco Wolff Returns

Los Angeles, June 9.—Marco Wolff of F. & M. arrived today from St. Louis, where his daughter has just finished attending school for the present semester. Wolff has been in New York several months conferring with Harry C. Arthur on theatre operations in St. Louis.

Within the next few weeks Wolff is expected to close with one of three major distributors for release of the four pictures planned by F. & M. next season.

RKO Claims Ruling Reserved by Bond

Federal Judge William Bondy r served decision yesterday on the lowance by stipulation of 20 credito claims against RKO amounting $1,227,000. The stipulation for t allowance of the claims were made the creditors and Irving Trust C trustee of RKO.

With the disposal of the claims fore the court yesterday there remain only eight creditors' clai against RKO, amounting to $2,939,1 for the allowance of which no ne tiations have been consummat The latter amount is exclusive of $9,100,000 Rockefeller Center cla which is in litigation. Efforts to se the latter claim by negotiation fai recently and a hearing was held fore Judge Bondy, following wh the RKO trustee and Rockefe Center were allowed several we in which to file briefs. The last the briefs was presented to the co recently and a decision on the amo in which this claim should be allo is now being awaited from Ju Bondy.

Ampa Ad Awards A Set for Tomorro

The Ampa awards for advertis and exploitation material will be m at the weekly luncheon tomorrow the Astor, after having been p poned from last Thursday because award plaques were not ready. meeting will be the last Ampa g ering for the summer, with sessi scheduled to be resumed in the

The four awards, the first of t kind offered by Ampa, will be for best advertising designed for the tr the best advertising designed for public, the most practical press s and the best poster. The win pieces will be exhibited under auspices of the Cinema Club in Rose Room of the Algonquin for week starting next Monday.

E. G. Robinson Re-Sig

Edward G. Robinson, who arr in New York yesterday, has sig a new contract with Warners to n two pictures a year for two ye Robinson will leave soon for Lo to make "Thunder in the City" Atlantic Films and will return to coast about Oct. 1.

Postpone Club Lunche

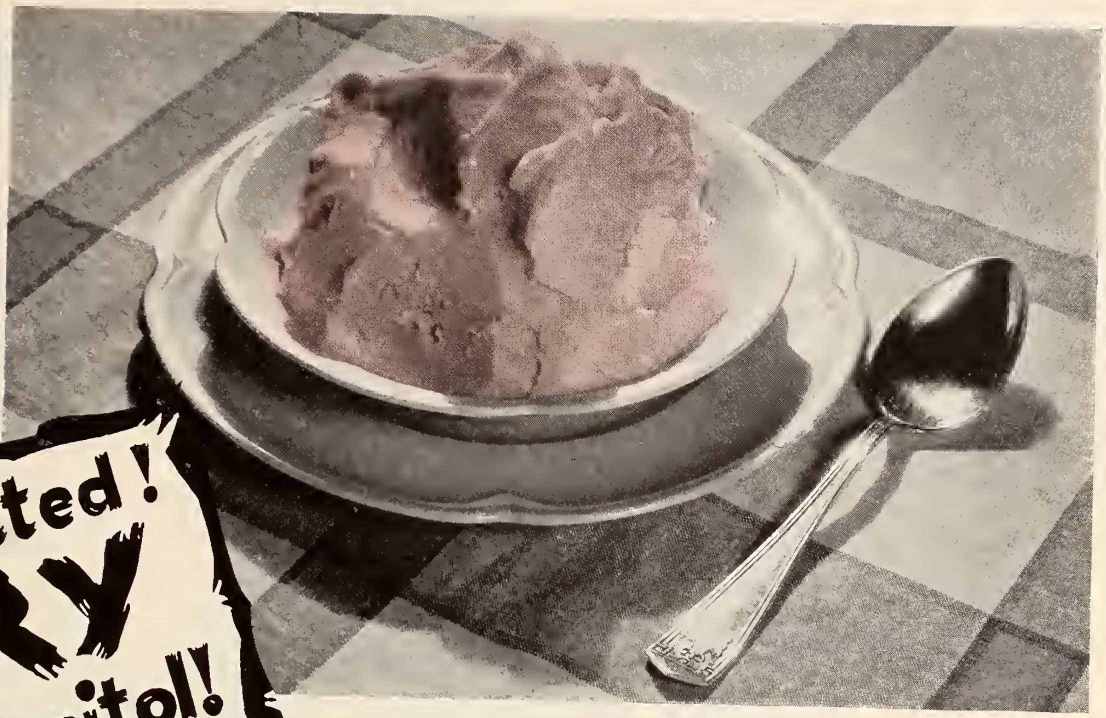
The Cinema Club Table of Es luncheon series, planned to start terday, was postponed because of funeral services for Nathan Bur The luncheon will be held next T day with the first guests of h Will H. Hays and William F. R ers, general sales manager of M-G

Radio Men East Frid

Hollywood, June 9.—David L Sam Briskin and Howard Ben will leave Friday for the Radio vention. Edward Gross, produ manager for Sol Lesser, left by for New York this afternoon.

Plan Drive-In Theat

Universal City, Mo., June 9 new drive in theatre is planned by Joseph M. Goldman. The h will open about July 15.



YOUR DISH!

As Predicted! FURY at the Capitol!

"'Fury,' is the finest original drama this year . . . brilliantly directed, bitingly written and splendidly performed. 'Fury' is direct, forthright and vehement. That it is brilliantly executed as well makes it all the more notable. All have a share in the glory of 'Fury'." —*Frank S. Nugent*, N. Y. *Times*.

"A compelling document . . . with remarkable audacity for Hollywood, it has been brought to the screen with all its shocking implications . . . a visual and emotional crescendo handled magnificently. The cast gives an inspired performance." —*Howard Barnes*, N. Y. *Herald Tribune*.

"A smash melodrama . . . brilliantly acted, imaginatively directed, splendidly written, 'Fury' packs a monumental wallop . . . an exciting and impressive film." —*Bland Johaneson*, N. Y. *Daily Mirror*.

"Heart-piercing story . . . the screen of the Capitol reflects the fierce fire of a tremendously vital film-saga which shatters the shackles of conventional motion picture entertainment. It is a breathless, turbulent document. Its drama leaps from the screen to live long in your memory. It gathers force and impetus in every sequence, and goes onward through a thousand thrills to a heart-stopping climax. Never for an instant does its break-neck pace lessen, nor its grip relax upon tingling emotions. Every member of the troupe contributes to the rich dramatic entertainment." —*Regina Crewe*, N. Y. *American*.

"Powerful punches are packed into the scenes . . . story is developed on a rising tide of suspense that breaks into a smashing climax . . . a thrilling spectacle and a moving, human drama . . . excellently acted by all." —*Kate Cameron*, N. Y. *Daily News*.

"Strong film fare . . . vividly acted and directed." —*Rose Pelswick*, N. Y. *Eve. Journal*.

"Accumulates an impressive dramatic fire . . . an arresting and powerful picture." —*Thornton Delehanty*, N. Y. *Post*.

"As violent as dynamite. In addition to an original theme, a definite viewpoint, and enough punches to jar Joe Louis, 'Fury' is fine movie entertainment. Spencer Tracy plays with a sureness and force few other screen actors display. This is a picture to get you excited and keep you that way . . . grand stuff, shrewdly written, well acted, directed with strength and skill." —*Eileen Creelman*, N. Y. *Sun*.

"An earnest, excellently-acted film . . . a completely undisguised, unpretending one . . . mighty good melodrama. As simple, as terrifying as the headlines in today's newspaper. You cannot afford to miss the film. To do so would be to ignore one of the most startling and courageous things the American cinema has done. The acting is something to cheer about. A film that is well worth saluting." —*William Boehnel*, N. Y. *World-Telegram*.

SYLVIA SIDNEY · SPENCER TRACY in "FURY"... with Walter Abel, Bruce Cabot, Edward Ellis, Walter Brennan... Story by Norman Krasna. Fritz Lang, director. A Metro-Goldwyn-Mayer Hit!

Cool CAPITOL B'WAY & 51st ST.

Major Edward Bowes
Mng. Dir.

Climaxing the ad-selling in N. Y. papers that has the town flocking to this fine flicker!

CAN A PRISON MO

She might be the gir
who lives next door
Your stenographer, o
the waitress who take
your order! Was th
soft flesh beneath he
filmy finery eve
scratched by priso
denim? How can yo
tell? They're girls on . .

"R

HOT HEADLINE DRAMA OF PA

CHANGE HER STRIPES?

arole!"

with Henry Hunter, Ann Preston, Alan Dinehart, Alan Baxter, Alan Hale, Grant Mitchell, Berton Churchill, Noah Beery, Jr., Bernadene Hayes, Wallis Clark, John Miltern, Charles Richman, Frank Mills, Selmar Jackson, Cliff Jones, Anthony Quinn • Screenplay by Horace McCoy and Kubec Glasmon • Original story by Kubec Glasmon and Joel Sayre • Directed by Louis Friedlander • Robert Presnell, Associate Producer

A UNIVERSAL PICTURE

MEN AND WANTED WOMEN!

Purely Personal

Joseph M. Schenck, his valet, John Keller; Elizabeth Sundmark, Alberto Dodero and Alex Elisault flew to the coast via TWA yesterday.

•

David Rubinoff is en route to Europe for a month's vacation, the first he has had in five years. He will take part in the celebration of the 200th anniversary of the death of Antonio Stradivari.

•

Alma Lloyd accompanied her father, Frank Lloyd, on his research trip to Boston and Salem in preparation for the Claudette Colbert film, "Maid of Salem."

•

John W. Hicks, Jr., vice-president in charge of the foreign department, and Roger Clement, attorney for Paramount, arrive Monday on the *Normandie*.

•

William G. Smith leaves tomorrow for the coast to become west coast representative for Samuel Cummins, with headquarters in Los Angeles.

•

Joe Hornstein and J. E. Robin are due from Chicago today after attending the annual convention of the Independent Theatre Supply Dealers' Ass'n.

•

Jack Miller returned yesterday from Buffalo where he has spent the last 10 days. He was accompanied by I. Slavens, his partner.

•

John Eberson, architect, will leave for St. Louis tomorrow to look over the Missouri, New Grand Central and St. Louis for F. & M.

•

Ben Lyon and Mrs. Lyon (Bebe Daniels) and their young daughter arrive today en route to London for personal appearances.

•

Edward Zabel has returned from Bangor, Wis., after a visit to his mother, who is seriously ill.

•

Karl Hoblitzelle, Paramount theatre operator in the southwest, is in town from Dallas.

•

Garretson Dulin of Universal will plane to Hollywood either today or tomorrow.

•

Walter Batchelor of Batchelor Enterprises, Inc., left yesterday for the coast.

•

A. H. Schwartz got back last night from Lake Placid and a four-day vacation.

•

Buddy Cantor interviewed Dorothy Stone last night over WMCA.

•

Pat Casey will head for the coast today. He plans to return next month.

•

Charles Skouras plans to return to the coast the end of the week.

•

Louise Fazenda arrives on the *Conte Di Savoia* tomorrow.

No Date for M-G-M English Start Set

(*Continued from page 1*)

land to set the production wheels in motion.

The quartet scheduled are "Silas Marner," "Wind in the Rain," "Rage in Heaven" and "Yank at Oxford." Stars, writers and directors have not been decided upon, Goetz said.

Returning from an eight-month tour of the world, George Barnett, president of Modern Film Sales Corp., held that in all foreign countries he visited the natives prefer to see and hear pictures made in their own languages. While abroad, he closed deals with foreign independent distributors for two features, the Louis Weiss serials and 60 reels of shorts. In addition, arrangements were concluded whereby Modern Film Sales will act as New York representative for independent distributors in Japan, China, Philippine Islands, Singapore, India, Egypt, Morocco, Dutch East Indies, England and the Continent.

On the same liner was Nick Long, Jr., who recently completed a six months' appearance in Charles B. Cochran's "Follow the Sun." He said Cochran had planned to make the show into a picture, but temporarily has abandoned the thought because he has had to go to Spain for an operation.

Long, Jr., may go to the coast in three weeks, he said, to appear in M-G-M's "Broadway Melody of 1937."

Jack Curtis of Curtis & Allen, agents, also was a passenger.

John Paddy Carstairs is enroute to Hollywood. He plans to leave by plane Saturday for a Hollywood angle on a book he is writing for Neus Publishing Co. He said he recently completed the dialogue for Columbia's "Two Is Company." He also has been writing and directing for B. & D. Carstairs hopes to remain on the coast until October, during which time he will get together with Myron Selznick, now in England and due to return shortly, on an M-G-M pact.

Al Trahan and Lady Yukona Cameron, vaudeville team, arrived on the same liner after a tour abroad.

Memorial in Boston Goes to Dual Bills

Boston, June 9.—Keith's Memorial, the only first run here which has been showing single features on a straight film policy for the past year, this week turns to double features. Loew's State and Orpheum have been running double bills for the past few months, and the RKO Boston dropped stage shows several weeks ago for a straight film, dual bill policy.

The de luxe Metropolitan, which offers such added attractions as free dancing, combines films with vaudeville in the nearest thing to a policy of straight pictures on a single bill. Duals are still the general rule throughout New England.

Rowland Signs Stone

Hollywood, June 9.—Richard A. Rowland has signed Lewis Stone for the lead in the first of his series for Paramount. The story will be called "I'd Give My Life," and is a screen adaptation by George O'Neil of H. H. Van Loan's stage play. Tom Brown and Frances Drake have the juvenile leads.

Kennedy Report to Para. Board Friday

(*Continued from page 1*)

stockholders and the possibility of several resignations from the board in the near future is reported.

The Kennedy report will touch upon recognized problems in the company's production and theatre operations, in particular, and may make general suggestions for improvement.

The prospects of a proxy contest between the company and an independent faction headed by one Paramount director and a former official of the company yesterday appeared indefinite of materialization at the stockholders' meeting. The independent faction is said to have obtained the support of several banks and investment houses holding Paramount securities for its move to obtain changes in the board's membership at the stockholders' meeting. Whether or not this support would be carried into the meeting as a proxy battle may not be decided until the end of the week, according to yesterday's indications.

Decision Reserved On City Sales Tax

(*Continued from page 1*)

for the city, asserted that $2,000,000 in additional city relief revenue was involved, which represented his estimate of the tax yield from rentals received by the New York City film exchanges. The tax law specifies that the levy must be passed on to the consumer, in the case of film rentals, the exhibitor. Local distributors estimate that the tax to date would amount to $1,500,000.

Ed Raftery of O'Brien, Driscoll & Raftery, attorneys for United Artists, argued the appeal for the exchanges.

Film Players Turn To Summer Theatres

Identified at one time or another with Hollywood, a number of players, as usual, will turn their energies to summer theatres shortly. A tentative schedule included these engagements:

Peggy Wood in "The Taming of the Shrew"—Ridgeway Theatre, White Plains.

Burgess Meredith, under contract to RKO, in "Liliom"—same company.

Louis Calhern and Ruth Weston in "The Command to Love"—Urban Playhouse, Yonkers.

Henry Hull in "Tobacco Road"—Summer Playhouse, Ivorytown, N. Y.

Beverly Bayne in "The Shining Hour"—Griswold Summer Theatre, New London.

Muriel Kirkland in "Dulcy"—same theatre.

Dorothy Gish in "Russet Mantle"—Westport Country Playhouse, Westport, Conn.

Peggy Wood in "The Taming of the Shrew"—Cape Playhouse, Dennis, Mass.

Alexander Kirkland in "Men in White"—Berkshire Playhouse, Stockbridge, Mass.

Katharine DeMille in "Topaze"—same theatre.

Dorothy Mackaill in "Personal Appearance"—Beach Theatre, West Falmouth, Mass.

Dorothy Gish in "Russet Mantle"—same theatre.

Frances Starr in "Kind Lady"—Ogunquit Playhouse, Ogunquit, Me.

Sidney Fox in "Russet Mantle"—same theatre.

Mary Rogers in "Apron Strings"—Lakewood Theatre, Skowhegan, Me.

D. A. Doran, in association with Arthur Hanna, will manage the Red Barn at Locust Valley, L. I., this year. Frederick W. Ayer is slated to be the director of the Post Road Theatre at Madison Beach.

Browne's Reelection Expected at IA Meet

Kansas City, June 9.—George E Browne, president of the I.A.T.S.E. is expected to be reelected before the annual convention, being held here winds up this week.

As far as could be learned, there i no opposition ticket in sight.

During today's session, Wednesda was set for the consideration of th new constitution and bylaws suggeste by Browne in a report which he submitted. Browne stated that he considered changes necessary because th present constitution cannot keep pac with law changes and legal rulings The new constitution, Browne feel will reduce the number of member seeking redress in court by the inclusion of provisions for the exhaustin of all remedies within the alliance before court action is possible, thus saving much time and money.

Browne asserted that it will b necessary at the earliest possibl moment to clear up the unorganize conditions in Local 306. To do thi he said, some means must be provide to curb unofficial groups of politicall ambitious members in the local wh have embarrassed the general office i the past.

In speaking of American and Canadian conditions, Browne regretted tha of 14,000 American theatres, only 5,00 employ alliance members.

He hopes to clear up the confli resulting from the organization's having taken jurisdiction over cashier doormen and ushers who are affiliate with another national labor organization.

Browne concluded his address wit a tribute to the late NRA and adde that the very stability of I.A.T.S. makes it a target for renewed attac by employers, attacks which "call f positive and judicious action." pleaded for the carrying out of t organization's platform provision saying that only by this method cou concrete results be obtained.

The convention approved last week action of the executive board in e dorsing President Roosevelt for r election and called for more vigoro union action in non-union situation It endorsed the appointment of a c ordinator for industrial cooperatio also separate classification and unifor wage scale for industrial projectio

Fred J. Dempsey's report show income over expenses by $24,000 a two-year period and stated that t membership is now 5,600.

Would Raise Censor F

Baton Rouge, La., June 9.—Sen tor Nicholas G. Carbajal, New O leans, has introduced a bill providi for use by the public school syste of the film censorship fees collect by the state board of censors. T fees would be increased from 25 cer per 100 feet of film to $10 per 1,0 feet.

Another bill would prohibit fi houses from charging different a mission prices for the same show different hours on the same day.

Has District Ad Unit

Hartford, June 9.—M. & P. The tres of Boston has established a d trict advertising department he with Don Chambers in charge. handles copy for the Capitol, Wo cester; the Paramount, New Hav and the Allyn, Hartford.

MOTION PICTURE
DAILY

nd of Score harges Seen y Kuykendall

(*Continued from page* 1)

portant modifications of policy will made by distributors on the subt of forcing shorts with features.

Most of the remaining seven points the 10-point program are possible solution through the remedies prom- d by the establishment of the local nciliation boards, Kuykendall's bul- n says. These are the adjustment unreasonable clearance, correction overbuying which deprives a com- itor of needed pictures; elimination unfair cut-rate competitions be- een theatres; non-theatrical compe- on by professional entertainment tures, and the designation of play es and the forcing of excess short ojects.

The bulletin points out that while latter two practices are essentially oject to bargaining in connection h film buying, the local boards may expected to be of aid in relieving exhibitor who is overloaded with ner designated play dates or short ojects after his contracts have been de.

he bulletin notes that the tenth point, adoption of a simplified standard nibition contract, could not be real- d before the new selling season ough long negotiations on the re- ion of the standard contract. It orts that the new short form of tract recently made public by the P. T. O. A. has been submitted distribution companies with recom- ndations for its use. The bulletin presses no opinion, however, of the nces of the simplified form being pted and placed in use for the new son.

Pettengill Bill Criticized

Kuykendall asserts that the Petten- Bill, pending in Congress, has han- apped the exhibitor committee's ne- iations with distributors and he s that the bill "would definitely vent our proposals from being pted." He points out that the bill, lf, could offer exhibitors no re- for at least three or four years "it does not go into effect for 18 nths after it is enacted and would certain to be tied up in litigation another 18 months or two years ile a test case was fought out ough the courts."

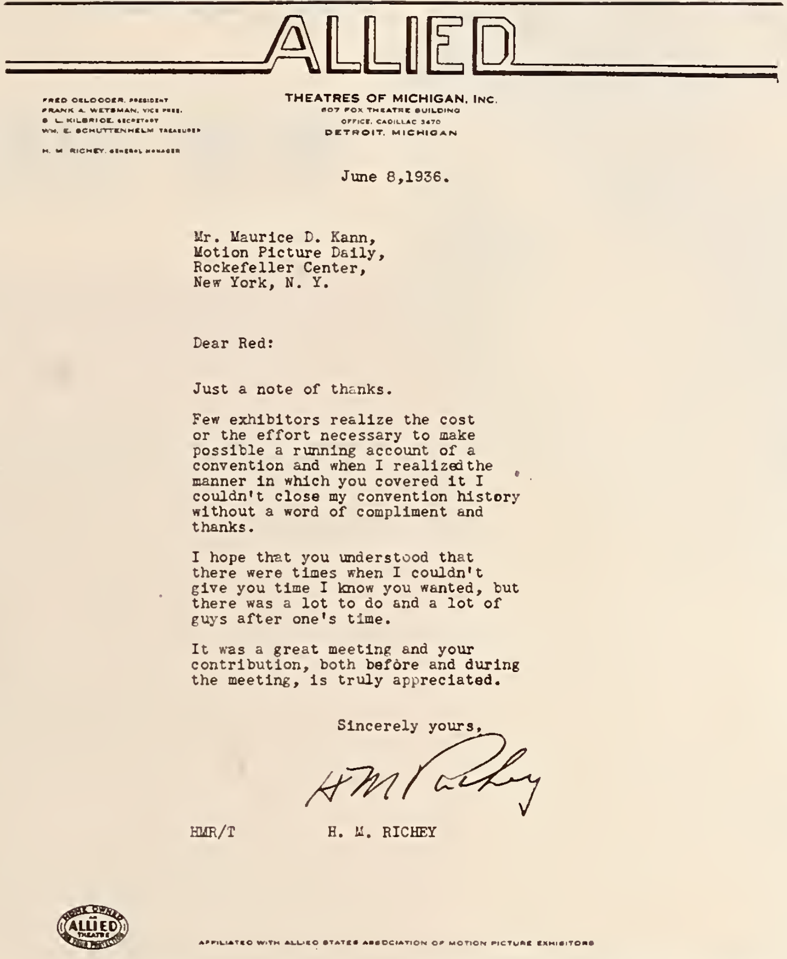
Kuykendall arrives here from Wash- ton today and the M. P. T. O. A. de practice committee may resume sessions with a meeting with ited Artists tomorrow. The com- tee will meet with Twentieth ntury-Fox on Friday and, there- r, final meetings will be held at ich it will be determined "how, en and by whom" the moves agreed n can be placed in effect, the bulle- states.

he recent Cleveland convention of ied States is taken for the cus- ary "ride" in Kuykendall's mes- e to M. P. T. O. A. members. In letailed analysis of the convention istration the bulletin derives great sfaction from its discovery that of otal registration of 439, only 204 e exhibitors, whereas the bulletin there are 3,000 independent ex- ors in the country. Kuykendall gleefully reports that the 204 exhibitors operate only about 500 of the estimated 13,000 independent theatres in the country.

The bulletin closes with what it captions as "The Low-Down on the Great Allied National Convention," hitting at the drive for a $250,000 legal fund to obtain the divorcement of affiliated theatres from producing and distributing companies, which the convention authorized, and the speech by Nathan Yamins, Allied president, in which solution of the independent's trade problems by round-table conferences in New York was suggested.

"The suggestion was promptly buried by those who had other plans," the bulletin observes.

Convention Coverage



ALLIED

THEATRES OF MICHIGAN, INC.
807 FOX THEATRE BUILDING
OFFICE, CADILLAC 3470
DETROIT, MICHIGAN

June 8,1936.

Mr. Maurice D. Kann,
Motion Picture Daily,
Rockefeller Center,
New York, N. Y.

Dear Red:

Just a note of thanks.

Few exhibitors realize the cost or the effort necessary to make possible a running account of a convention and when I realizedthe manner in which you covered it I couldn't close my convention history without a word of compliment and thanks.

I hope that you understood that there were times when I couldn't give you time I know you wanted, but there was a lot to do and a lot of guys after one's time.

It was a great meeting and your contribution, both befòre and during the meeting, is truly appreciated.

Sincerely yours,

H M Richey

HMR/T H. M. RICHEY

ALLIED THEATRE

AFFILIATED WITH ALLIED STATES ASSOCIATION OF MOTION PICTURE EXHIBITORS

N. E. Loew Men Shifted

New Haven, June 9. — Further changes in staffs have been made by Harry F. Shaw, Loew division manager.

Al Weir, assistant at the Poli, New Haven, has been transferred to the Poli, Waterbury, and has been replaced by Larry Stark, former assistant at the Bijou. Eugene Schmidt, new in the organization, has been made assistant at the Majestic, Bridgeport. The shifts followed the drafting of Dave Goldenberg of Waterbury for the Loew house in South America.

Leslie Taylor Salesman

Kansas City, June 9. — Leslie Taylor, son of Harry Taylor, Columbia exchange manager here, has gone with the Hollywood Advertising Co. to represent the owner, Nat Hechtman, on the road in this territory.

Indie Circuit Moves Hit in Cleveland

(*Continued from page* 1)

to be quoted at present contend that something should be done about the independent circuits before Allied presses its campaign for separation of production and distribution from exhibition. Just what action will develop, if any, is not clear yet. Most of the independents here belong to the Cleveland Independent Exhibitors' Ass'n., an Allied affiliate.

Allied emerged from the convention financially in the black, it was stated today.

"U" to Talk with London

At a banquet to be held at the Dorchester Hotel in London following the premiere in England of "Show Boat" tonight, Lord Portal will extend greetings by transatlantic telephone to R. H. Cochrane, president, and J. Cheever Cowdin, chairman of the Board of Universal. It will be a two-way hook-up, enabling Cochrane and Cowdin to reply to Portal and, by amplification, to all the guests at the banquet.

Drop Conn. Partnership

Sound View, Conn., June 9.—The proposed partnership of John Glackin and George LeWitt of Plainville in the leasing and operation of the Strand, has not materialized, and Arthur O'Connor, the village postmaster, will continue to run the Strand. Tentative opening of both the Strand and Casino has been set for the second week in July.

Majors Study Acquiring of Erpi Control

(*Continued from page* 1)

Drake, executive vice-president of the company, said that, while he had been aware for the past year of reports that major companies were interested in acquiring control of Erpi, he did not believe that any decisive action was in the offing.

"There is a big distance between a meeting of executives and a meeting of the minds," he said. "If the subject is up for discussion again I believe it is in just as indefinite a state as it was a year or more ago."

Rites for Burkan Attended by 2,000

(*Continued from page* 1)

end when he declared, "Emotion gets in the way of my thoughts."

An impressive array of honorary pallbearers included many Supreme Court justices and from this industry Nicholas M. and Joseph M. Schenck, Jack Cohn, J. Robert Rubin, David Bernstein and others.

The services opened with the Emanu-El Quartet singing "Cast Thy Burden on the Lord" and was followed by a reading of the 90th Psalm by Rabbi Nathan A. Perilman. "Shivisi," a selection in Hebrew, was next sung from the pulpit by Cantor Moshe Rubinow. After Buck's eulogy the cantor again sang and the closing prayer was made by Rabbi Perilman. As the remains were carried slowly up the aisle on their way to final interment at the Union Field Cemetery in Queens, the organ played the Recessional from Handel's "Largo."

United Artists, of which Burkan was a director, and Columbia, for which he was general counsel, remained closed until 1 P. M.

Pietro Cinelli Dead

Pietro Cinelli, operator of the Cinelli-Savoy Theatres in the Bronx, is dead after a long illness. Death took place at the Post Graduate Hospital. He is survived by five sons, Albert A. and John, both doctors; Nicholas, an attorney, and Joseph and Salvatore, and one daughter, Mrs. Adelaide Marguscelli.

Will Build at Ottawa

Chicago, June 9. — The Gregory Circuit has acquired from S. W. Neall of Chicago the old Orpheum Theatre Bldg., which burned down four years ago at Ottawa, Ill. Plans are being drawn for the erection of a 1,165-seat house.

Form New Cozy Theatre

Dover, Del., June 9.—New Cozy Theatre Co. has been incorporated here with capital stock of 1,000 shares no par value. Incorporators are S. L. Mackey, J. Skrivan and H. Kennedy of Wilmington.

And when they kiss

THE HEAT WAV

—in **PHILADELPHIA:** Set for 3rd bi
week . . . as record-breaking run top
"Country Doctor" grosses.

—in **INDIANAPOLIS:** Equalled "Cou
try Doctor" in first three days.

—in **LOUISVILLE:** First three da
sensational!

—in **ST. LOUIS:** Bigger than "Count
Doctor."

—in **MINNEAPOLIS:** Opened bigg
than "Country Doctor"!

—in **CHARLOTTE:** Hitting sensation
"Under Two Flags" pace . . . 60% ahe
of "Message to Garcia."

IDN'T MATTER!

—in **KANSAS CITY**: One of the best openings in theatre's history.

—in **MIAMI**: Audience went wild . . . outstanding out-of-season gross.

—in **BALTIMORE**: Bigger than "Country Doctor"...almost doubled "Message to Garcia."

—in **CINCINNATI**: Held over after 1st smash week!

—in **OKLAHOMA CITY**: Hitting tremendous "Thanks a Million" pace!

—in **SYRACUSE**: Opened more than 25% ahead of "Country Doctor."

Robert
TAYLOR
Loretta
YOUNG
in

Private Number

with
PATSY KELLY
BASIL RATHBONE
MARJORIE GATESON
A FOX PICTURE
Darryl F. Zanuck in Charge of Production
DIRECTED BY ROY DEL RUTH
Associate Producer Raymond Griffith
Screen play by Gene Markey
and William Conselman
Based on a play by Cleves Kinkead

20th CENTURY FOX
THE KEYSTONE OF YOUR FUTURE

“Number” the Philadelphia Top, $23,000

PHILADELPHIA, June 9. — “Private Number” rang the bell this week with $23,000 at the Fox. It topped a field that remained pretty low in spite of being helped by a cool Memorial Day. The picture was held a second week.

Two other films earned enough trade to warrant part-week holdovers.

The $14,000 for “Bullets or Ballots” at the Stanley made it look good as a second week prospect for the Stanton. “The King Steps Out” took $13,500 at the Boyd and was held for extra days.

A surprise was the $4,200 secured by the re-issued “Private Life of Henry VIII” at the Karlton. It's the best figure the house has had in weeks. Decidedly on the weak side were “It's Love Again” at the Aldine and “Three Wise Guys” at the Stanton. “The Great Ziegfeld” ended its eight-week roadshow engagement at the Chestnut with a $6,500 gross.

Total first run business was $86,650. Average, exclusive of Chestnut, is $78,400.

Estimated takings for the week ending June 4:

“IT'S LOVE AGAIN” (G.B.)
ALDINE—(1,200), 40c-55c-65c, 6 days. **Gross:** $3,500. (Average, 7 days, $8,160)

“FLORIDA SPECIAL” (Para.)
(2nd run)
ARCADIA—(600), 25c-35c-50c, 4 days. **Gross:** $800. “Private Worlds” (re-issue), two days. **Gross:** $450. (Average, 7 days, $2,800)

“THE KING STEPS OUT” (Col.)
BOYD—(2,400), 40c-55c, 7 days. **Gross:** $13,500. (Average, $14,000)

“THE GREAT ZIEGFELD” (M-G-M)
CHESTNUT—55c-85c-$1.10-$1.65, 7 days, 8th week. **Gross:** $6,500.

“LAW IN HER HANDS” (F.N.)
EARLE—(2,000), 25c-40c-55c, 6 days. Stage: N.T.G. Revue, Rita Rio, Slate Brothers. **Gross:** $12,000. (Average, $12,000)

“PRIVATE NUMBER” (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days. Stage: Vincent Lopez orchestra and revue. **Gross:** $23,000.

“PRIVATE LIFE OF HENRY VIII”
(U. A.) (Re-issue)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $4,200. (Average, $4,000)

“SHOW BOAT” (Univ.)
(2nd run)
KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $3,500. (Average, $4,000)

“BULLETS OR BALLOTS” (F.N.)
STANLEY—(3,700), 40c-55c, 7 days. **Gross:** $14,000. (Average, $14,000)

“THREE WISE GUYS” (M-G-M)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $5,200. (Average, $7,000)

Seigel Takes 2 in July

Having closed his deal with RKO, Arthur Seigel on July 3 and 4 will take over the Rivoli, Rutherford, and Regent, Kearny, N. J., respectively, assuming the leases held by the major circuit.

Not to Rebuild Theatre

LOUISVILLE, June 9. — The Gayety, local burlesque house, recently damaged by a fire in which several people were injured, will not be rebuilt. It is planned to convert the property into a parking lot and a store.

WPA Group Takes House

HARTFORD, June 9.—The WPA has leased the Loew-Poli Palace for the summer and has moved its Civic Repertory stock company from the State. WPA shows are meeting with favor here.

“Bullets” on Double Frisco Hit, $18,000

SAN FRANCISCO, June 9.—“Bullets or Ballots,” on a dual bill with “Palm Springs” at the Paramount, ran away with top honors here last week by getting $18,000. This was $6,500 above par.

“Show Boat” was good for $6,000 in its third week at the Orpheum. “The House of a Thousand Candles” and “The Last Mile” were $1,000 over the line on a take of $4,000 at the Embassy. “Peg of Old Drury” was normal at $1,000 in the Clay.

Total first run business was $70,000. Average is $73,800.

Estimated takings:

Week Ending June 2:

“EX-MRS. BRADFORD” (Radio)
GOLDEN GATE—(2,850), 15c-30c-35c-40c, 7 days, 2nd week. Stage, band. **Gross:** $12,000. (Average, $14,500)

Week Ending June 3:

“SHOW BOAT” (Univ.)
ORPHEUM — (2,440), 15c-30c-35c-40c, 7 days, 3rd week. **Gross:** $6,000. (Average, $6,800)

“BULLETS OR BALLOTS” (F. N.)
“PALM SPRINGS” (Para.)
PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $18,000. (Average, $11,500)

“LITTLE LORD FAUNTLEROY” (U. A.)
UNITED ARTISTS — (1,200), 15c-35c-40c-55c, 7 days, 2nd week. **Gross:** $5,000. (Average $9,000)

Week Ending June 4:

“HOUSE OF A THOUSAND CANDLES”
(Republic)
“THE LAST MILE” (Republic)
EMBASSY — (1,400), 15c-25c-35c, 7 days. **Gross:** $4,000. (Average, $3,000)

“FIRST BABY” (20th-Fox)
“REVOLT OF THE ZOMBIES” (Academy)
FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $4,000. (Average, $6,000)

“UNDER TWO FLAGS” (20th-Fox)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $7,000)

“MOON'S OUR HOME” (Para.)
“BIG BROWN EYES” (Para.)
WARFIELD — (2,680), 15c-30c-35c-40c, 7 days. **Gross:** $14,000. (Average, $15,000)

Week Ending June 5:

“PEG OF OLD DRURY” (G. B.)
CLAY — (400), 15c-35c, 7 days. **Gross:** $1,000. (Average, $1,000)

“Show Boat” Heads Buffalo 2nd Week

BUFFALO, June 9.—“Show Boat” led the downtown parade here. Its second week at the Lafayette drew $8,200 to top par by $2,200.

“Things to Come” was the only other first run to equal average, just sliding by the mark with a take of $7,500 at the Great Lakes, where $7,300 is normal. Weather for the period was cold and rainy.

Total first run business was $38,400. Average is $38,900.

Estimated takings for the week ending May 30:

“THE EX-MRS. BRADFORD” (Radio)
BUFFALO — (3,000), 30c-50c, 7 days. **Gross:** $10,800. (Average, $12,000)

“GOLDEN ARROW” (W. B.)
“TIMES SQUARE PLAYBOY” (W. B.)
HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $6,900. (Average, $7,300)

“THINGS TO COME” (U. A.)
GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $7,500. (Average, $7,300)

“MOONLIGHT MURDER” (M-G-M)
“DRIFT FENCE” (Para.)
CENTURY—(3,000), 25c, 7 days. **Gross:** $5,700. (Average, $5,800)

“SHOW BOAT” (Univ.)
LAFAYETTE — (3,300), 25c, 7 days. **Gross:** $8,200. (Average, $6,000)

> ***Here's How!***
>
> **Hollywood, June 9. — Just how these picture titles get running in grooves is demonstrated by the alphabetical file at the Academy.**
>
> **It reads:**
> **“Here Comes Cookie”**
> **“Here Comes the Band”**
> **“Here Comes the Groom”**
> **“Here Comes the Navy”**
> **“Here Comes Trouble”**
> **“Here is My Heart”**
> **“Here's to Romance”**

“Trouble” Is Fair in Dull Detroit Week

DETROIT, June 9.—Outdoor attractions sent grosses skidding here last week, with the result that “Trouble For Two” and a vaudeville bill at the Michigan made the best comparative showing, $19,600, which was $400 under normal.

“Show Boat” reached $19,400 in its second week. This was under a first week normal by $600.

Total first run business was $54,700. Average is $60,000.

Estimated takings for the week ending June 4:

“THE COUNTRY BEYOND” (20th-Fox)
“ROAMING LADY” (Col.)
ADAMS—(1,770), 10c-40c, 7 days. **Gross:** $3,300. (Average, $5,000)

“SHOW BOAT” (Univ.)
FOX—(5.100), 15c-75c, 7 days, 2nd week. Stage: Sam Hearn and vaude. **Gross:** $19,400. (Average, $20,000)

“TROUBLE FOR TWO” (M-G-M)
MICHIGAN—(4,100), 15c-75c, 7 days. Stage: Vaudeville. **Gross:** $19,600. (Average, $20,000)

“FORGOTTEN FACES” (Para.)
“THREE WISE GUYS” (M-G-M)
STATE—(3,000), 10c-40c, 7 days. **Gross:** $3,800. (Average, $5,000)

“SONS O' GUNS” (W. B.)
UNITED ARTISTS—(2.070), 15c-65c, 7 days. **Gross:** $8,600. (Average, $10,000)

“Boat” $9,000 Hit In Portland Start

PORTLAND, June 9.—“Show Boat” sailed into the lead in its initial week at the Paramount with a gross of $9,000, over normal by $4,000.

In its fourth downtown week “Mr. Deeds,” with “Till We Meet Again,” was held at the Blue Mouse, securing $2,000, $800 over par.

Total first run business was $32,000. Average is $24,700.

Estimated takings for the week ending May 31:

“TROUBLE FOR TWO” (M-G-M)
BROADWAY— (1,912), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average. $5,000)

“MR. DEEDS GOES TO TOWN” (Col.)
“TILL WE MEET AGAIN” (Para.)
BLUE MOUSE — (1,700). 30c-35c-40c, 7 days, 4th downtown week. **Gross:** $2,000. (Average, $1,700)

“THREE GODFATHERS” (M-G-M)
“BOULDER DAM” (W.B.)
MAYFAIR — (1,700), 30c-35c-40c, 7 days. **Gross:** $4,000. (Average, $3,000)

“EX-MRS. BRADFORD” (Radio)
“THE FIRST BABY” (20th-Fox)
ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5.000)

“SHOW BOAT” (Univ.)
PARAMOUNT — (3,008), 30c-35c-40c, 7 days. **Gross:** $9,000. (Average, $5,000)

“THINGS TO COME” (U.A.)
UNITED ARTISTS—(945), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

“Ames” Pulls $6,500; Tops Minneapolis

MINNEAPOLIS, June 9.—“The Cas Against Mrs. Ames” was the bi money-maker of the week with a tak of $6,500 at the State. This was $1,00 above normal.

“Dancing Pirate,” with Blackston the magician, on the stage, was $50 up with a take of $6,000 at the Or pheum. Big money, $10,000, went t “The Princess Comes Across” at th Minnesota. This was normal for th house.

“Captain January” garnered $6,50 up by $1,000, at the St. Paul Para mount.

Total first run business in Minne apolis was $26,500. Average is $25,50 Total first run business in St. Pa was $17,500. Average is $16,000.

Estimated takings:

Minneapolis:

Week Ending June 4:

“THINGS TO COME” (U.A.)
WORLD—(400), 25c-35c, 7 days. **Gros** $2,500. (Average, $3,000)

Week Ending June 5:

“THE SKY PARADE” (Para.)
LYRIC—(1,238), 7 days. **Gross:** $1,5 (Average, $1.500)

Week Ending June 6:

“THE PRINCESS COMES ACROSS”
(Para.)
MINNESOTA—(4,000), 25c-55c, 7 day **Gross:** $10.000. (Average, $10,000)

“DANCING PIRATE” (Radio)
ORPHEUM—(2,900), 25c-40c, 7 day Stage: Blackstone, the Magician. **Gros** $6,000. (Average, $5,500)

“THE CASE AGAINST MRS. AMES
(Para.)
STATE—(2,300), 25c-40c, 7 days. **Gros** $6,500. (Average, $5,500)

St. Paul:

Week Ending June 6:

“CAPTAIN JANUARY” (20th-Fox)
PARAMOUNT—(2,300), 25c-40c, 7 da **Gross:** $6,500. (Average, $5,500)

“BIG BROWN EYES” (Para.)
RIVIERA—(1,000), 25c-40c, 7 days. **Gro** $3,500. (Average, $3,500)

“BRIDES ARE LIKE THAT” (F.N.
ORPHEUM—(2,000), 25c-40c, 7 da Stage: “Folies Miques.” **Gross:** $4,5 (Average, $4,000)

“MOONLIGHT MURDER” (M-G-M)
TOWER—(1,000), 15c-25c, 5 days. **Gro** $1,500. (Average, $1,500)

“MARIHUANA” (Special)
WORLD—(400), 25c-35c, 7 days. **Gro** $1,500. (Average, $1,500)

Weiss Signs Herman

HOLLYWOOD, June 9.—Louis Wei of Weiss Prod., Inc., has signed bert Herman to direct “Phantom land,” 15-episode serial which w soon go into production. Herm recently directed “The Clutchi Hand.”

20th-Fox Buys Novels

HOLLYWOOD, June 9. — Twenti Century-Fox has purchased t novels, “Wake Up and Sing” by D othea Brande, and “Love Is News” William R. Litman and Frederi Stephanie.

May Use Road Patrol

SACRAMENTO, Cal., June 9. — T attorney general of California has proved the lending of highway pat equipment to film companies, on condition that they pay the operati costs.

King Steps," Show, $10,000 Lead in K.C.

ANSAS CITY, June 9.—"The King os Out" at the Tower finished an first in a poor week for first s. The take was $10,000 in eight s, $2,500 into the profit column. film was held. The weather was , but night baseball, Riverside es, graduation exercises, and a el pageant at the new Municipal litorium forced grosses at other runs below normal.

Sons O' Guns" at the Newman $200 under the $7,000 line; ouble For Two" took $8,100 at Midland, compared with $11,500 ; "Let's Sing Again" was good only $4,600 at the Mainstreet re $8,000 is average. The Upn pulled its double bill, "Rhodes" "Laughing Irish Eyes," after the had taken only $2,500 in five s, when average is $3,200 for the od.

otal first run business was $32,000. rage is $37,200.

stimated takings:

Week Ending June 3:

"RHODES" (G. B.)
AUGHING IRISH EYES" (Republic)
PTOWN—(2,000), 25c-40c, 5 days. **Gross:** 00. (Average, $3,200)

Week Ending June 4:

"LET'S SING AGAIN" (Radio)
AINSTREET—(3,100), 25c-40c, 7 days. ss: $4,600. (Average, single bills, $8,000)
"TROUBLE FOR TWO" (M-G-M)
IDLAND—(4,000), 25c-40c, 7 days. **Gross:** 00. (Average, $11,500)
"SONS 'O GUNS" (W. B.)
EWMAN—(1,900), 25c-40c, 7 days. **Gross:** 00. (Average, $7,000)
"THE KING STEPS OUT" (Col.)
OWER—(2,200), 25c-35c, 8 days. Stage: ddy Stritt & Co., Monroe & Adams Sis , the 3 Byrons, and Jack Cole. **Gross:** 000. (Average, $7,500)

Kings Steps Out" New Haven Leader

NEW HAVEN, June 9.—"The King ps Out," on a dual with "Absolute iet," garnered top honors in a week ped by the holiday week-end turn-. The take at the Poli was $7,800, ove par by $800.

The Princess Comes Across," on double bill with "Call of the airie," was strong with a take of 500, up by $700. The other two t runs went below the line.

Total first run business was $19,900. erage is $19,300.

Estimated takings for the week ling June 5:

"SUTTER'S GOLD" (Univ.)
'MOONLIGHT MURDER" (M-G-M)
OLLEGE—(1,499), 25c-35c, 7 days. **Gross:** 00. (Average, $2,800)
RINCESS COMES ACROSS" (Para.)
'CALL OF THE PRAIRIE" (Para.)
ARAMOUNT—(2,348), 35c-50c, 7 days. ss: $5,500. (Average, $4,800)
"THE KING STEPS OUT" (Col.)
"ABSOLUTE QUIET" (M-G-M)
OLI—(3,040), 35c-50c, 7 days. **Gross:** 0. (Average, $7,000)
"SONS 'O GUNS" (W. B.)
'DRACULA'S DAUGHTER" (Univ.)
OGER SHERMAN—(2,200), 35c-50c, 7 s. **Gross:** $3,800. (Average, $4,700)

Perkins with Schines

OSTON, June 9.—David F. Perkins, ner Public district manager here later publicity assistant for & P. Theatres, has joined the ine circuit in a similar capacity.

"Boat" Tops St. Louis in Second Week

ST. LOUIS, June 9.—"Show Boat," in its second week at the Fox, had the best gross of the week, $12,500, but was only $500 above house average.

"Dracula's Daughter" and "First Baby" at the Ambassador with an $8,400 take, $2,400 above par, and "One Rainy Afternoon" and "Speed," which grossed $10,700 at Loew's, made better comparative showings. The Loew's gross was $1,700 above average for that house. "Show Boat" moved into the Ambassador.

The weather continued warm and dry. This made the cooling systems of the first runs very appealing.

Total first run business was $45,100. Average is $42,000.

Estimated takings for the week ending May 28:

"DRACULA'S DAUGHTER" (Univ.)
"FIRST BABY" (20th-Fox)
AMBASSADOR—(3,018), 25c-35c-40c, 7 days. **Gross:** $8,400. (Average, $6,000)
"SHOW BOAT" (Univ.)
FOX—(3,038), 25c-35c-55c, 7 days, 2nd week. **Gross:** $12,500 (Average, $12,000)
"ONE RAINY AFTERNOON" (U.A.)
"SPEED" (M-G-M)
LOEW'S—(3,162), 25c-35c-55c, 7 days. **Gross:** $10,700. (Average, $9,000)
"DANCING PIRATE" (Radio)
ORPHREUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $7,200. (Average, $8,500)
"CASE AGAINST MRS. AMES" (Para.)
SHUBERT-RIALTO—(1,725), 25c-35c-55c, 7 days. **Gross:** $6,300. (Average, $6,500)

"Three" and Bowes Unit Omaha Smash

OMAHA, June 9.—After a slow start at the Orpheum "These Three," with a Major Bowes unit on the stage, picked up speed and did near holdout business at the end of the week. The gross was $14,800, $4,800 over normal.

"Sons o' Guns" and "Florida Special" were slightly on the profit side of the line with $5,100 at the Omaha.

Total first run business was $22,500. Average is $18,500.

Estimated takings:

Week Ending June 5:

"SONS O' GUNS" (W.B.)
"FLORIDA SPECIAL" (Para.)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $5,100. (Average, $5,000)

Week Ending June 3:

"DANCING PIRATE" (Radio)
"MURDER ON A BRIDLE PATH" (Radio)
BRANDEIS—(1,200), 25c-35c-40c, 7 days. **Gross:** $2,600. (Average, $3,500)

Week Ending June 4:

"THESE THREE" (U.A.)
ORPHEUM — (3,000), 35c-55c, 7 days. Stage: Major Bowes Amateurs. **Gross:** $14,800. (Average, $10,000)

O'Toole Leads Friars

BOSTON, June 9. — Tim O'Toole, Columbia manager, has been appointed head of the entertainment committee of the Boston Friars' Club for the season. The organization is made up of local film men who do a great deal of charity work within the industry. O'Toole plans golf tournaments at Pinebrook and South Shore for June, July and August. A moonlight sail is also in the wind for the latter part of July, while the group will stage an outing in Plymouth for the entire district some time in August.

"Florida," Show, Milwaukee Leader

MILWAUKEE, June 9. — "Florida Special" at Fox's Palace with Veloz and Yolanda on the stage outstripped anything on the avenue last week by grossing $14,000, or $9,000 above average. Except for "Show Boat," playing an extended run from Fox's Palace with "Brides Are Like That" from the Warner on a dual bill at Fox's Strand to the tune of $2,000, other business was off.

A pleasant Memorial Day week-end cut into business, as did two night baseball games of the Milwaukee Brewers, which drew some 20,000 people.

Total first run business was $32,400. Average for four houses is $23,000.

Estimated takings:

Week Ending June 3:

"DANCING PIRATE" (Radio)
"SONS O' GUNS" (W.B.)
WARNER — (2,400), 25c-40c, 6 days. **Gross:** $4,600. (Average, $5,000)

Week Ending June 4:

"FLORIDA SPECIAL" (Para.)
PALACE—(2,800), 25c-40c, 7 days. Stage: Veloz & Yolanda. **Gross:** $14,000. (Average, $5,000)
"SECRET PATROL" (Col.)
RIVERSIDE—(2,300), 20c-25c-30c, 7 days. Stage: Don Cummings, Abbott & Robey, Helen Honan, Dick & Edith Barstow, Randolph Avery & Co. **Gross:** $5,800. (Average, $5,000)
"THE UNGUARDED HOUR" (M-G-M)
"THREE WISE GUYS" (M-G-M)
WISCONSIN—(3,200), 25c-40c, 7 days. **Gross:** $6,000. (Average, $8,000)

Week Ending June 5:

"SHOW BOAT" (Univ.)
"BRIDES ARE LIKE THAT" (F.N.)
STRAND—(1,400), 25c-40c, 7 days. **Gross:** $2,000.

"Two Flags" Pulls $3,400 at Lincoln

LINCOLN, NEB., June 9. — "Under Two Flags" at the Stuart and the "Princess Comes Across" at the Lincoln were both $300 over average last week. Most of the pickings were slim and the weather was changeable. The Stuart take was $3,400 and the Lincoln was $2,500.

The Orpheum, with "The Ghost Goes West" and "Ceiling Zero" on a dual bill, the first straight pictures since the withdrawal of vaudeville, was below average at $1,800. The second week of Grace Moore at the Varsity drew $1,400.

Business generally has been dull all over this section.

Total first run business was $10,000. Average is $9,850.

Estimated takings:

Week Ending June 3:

"O'MALLEY OF THE MOUNTED" (20th-Fox)
"IT'S A GIFT" (Para.)
"BIRTH OF A NATION" (Triangle)
"FORCED LANDING" (Republic)
LIBERTY—(1,200), 10c-15c, 7 days. **Gross:** $900. (Average, $850)

Week Ending June 4:

"KING STEPS OUT" (Col.)
VARSITY—(1,100), 10c-20c-25c, 7 days, 2nd week. **Gross:** $1,400. (Average, $1,300)
"PRINCESS COMES ACROSS" (Para.)
LINCOLN—(1,600), 10c-20c-25c, 7 days. **Gross:** $2,500. (Average, $2,200)

Week Ending June 5:

"UNDER TWO FLAGS" (20th-Fox)
STUART—(2,000), 10c-25c-40c, 7 days. **Gross:** $3,400. (Average, $3,100)

Week Ending June 6:

"GHOST GOES WEST" (U. A.)
"CEILING ZERO" (W. B.)
ORPHEUM—(1,350), 10c-15c-20c, 7 days. **Gross:** $1,800. (Average, $2,100)

The T-MEN
are closing in on your box-office! Set to smash the brains of the underworld and your records in
COLUMBIA PICTURES
"COUNTERFEIT"

"Show Boat" Holds up 2nd Week in L.A.

Los Angeles, June 9.—In a week of falling grosses "Show Boat" made an excellent showing as a holdover at the Pantages, going $2,100 over normal for a total of $5,300. At the Hillstreet it slipped to $5,700.

"Bullets or Ballots" turned in a strong $14,100 at the Warner Downtown. This was up by $2,100. At the Warner Hollywood, however, it was weak at $12,700. "The Great Ziegfeld" took $12,600 in its seventh week at the Carthay Circle.

Total first run business was $88,116. Average is $105,750.

Estimated takings for the week ending June 3:

"THE GREAT ZIEGFELD" (M-G-M)
CARTHAY CIRCLE—(1,518), 50c-$1.50, 7 days, 7th week. **Gross:** $12,600. (Average, $17,600)

"TROUBLE FOR TWO" (M-G-M)
"LITTLE MISS NOBODY" (20th-Fox)
CHINESE—(2,500), 30c-55c, 7 days. **Gross:** $8,166. (Average, $12,500)

"LAC AUX DAMES" (Franco-American)
FILMARTE—(800), 30c-40c, 7 days, 2nd week. **Gross:** $1,100. (Average, $2,000)

"ONE RAINY AFTERNOON" (U.A.)
4 STAR—(900), 30c-55c, 7 days, 2nd week. **Gross:** $3,600. (Average, $3,250)

"WE ARE FROM KRONSTADT" (Amkino)
GRAND INTERNATIONAL—(750), 35c-40c, 7 days, 2nd week. **Gross:** $2,350. (Average, $1,200)

"SHOW BOAT" (Univ.)
HILLSTREET — (2,700), 25c-40c, 7 days, 3rd week. **Gross:** $5,700. (Average, $8,000)

"TROUBLE FOR TWO" (M-G-M)
"LITTLE MISS NOBODY" (20th-Fox)
LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $9.900. (Average, $14,000.)

"SHOW BOAT" (Univ.)
PANTAGES—(3,000), 25c-40c, 7 days, 3rd week. **Gross:** $5,300. (Average, $3,200)

"THE MOON'S OUR HOME" (Para.)
PARAMOUNT—(3,595), 30c-55c, 7 days. Stage: F. & M. revue, California Collegians, Grace Hayes. **Gross:** $12,600. (Average, $18,000)

"BULLETS OR BALLOTS" (F.N.)
WARNER BROS. (HOLLYWOOD)—(3,000), 25c-40c, 7 days. **Gross:** $12,700. (Average, $14,000)

"BULLETS OR BALLOTS" (F.N.)
WARNER BROS. (DOWNTOWN)—(3,400). 25c-40c. 7 days. **Gross:** $14,100. (Average, $12,000)

"Garden Case" at $2,300, Oklahoma

Oklahoma City, June 9.—"The Garden Murder Case," with a vaudeville bill and a special plug for Wally Vernon's farewell, reached $2,300 in four days at the Liberty. Normal for seven days is $2,300.

"Private Number" pulled $5,000, par, at the Criterion.

Total first run business was $12,600. Average is $14,000.

Estimated takings for the week ending June 6:

"PRIVATE NUMBER" (20th-Fox)
CRITERION — (1,700), 10c-20c-36c-55c, 7 days. **Gross:** $5,000. (Average, $5.000)

"TROUBLE FOR TWO" (M-G-M)
MIDWEST—(1,500), 10c-20c-26c-36c-56c, 7 days. **Gross:** $3,200. (Average, $4,000)

"THE CASE AGAINST MRS. AMES" (Para.)
CAPITOL—(1,200), 10c-20c-26c-41c, 6 days. **Gross:** $1,400. (Average, $2,000)

"GARDEN MURDER CASE" (M-G-M)
LIBERTY—(1,500), 10c-20c-26c-41c, 4 days. **Gross:** $2,300. Wally Vernon's Farewell Week as m. c. with seven acts vaudeville. (Average, for week, $3,000)

"EVERYBODY'S OLD MAN" (20th-Fox)
LIBERTY—(1,500), 10c-20c-26c-36c, 3 days. **Gross:** $700. (Average, for week, $3,000)

Out Hollywood Way

Hollywood, June 9. — June Travis in New York on three-week vacation. . . . Charles Collins and Mrs. Collins (Dorothy Stone) on eastern personal appearance tour. . . . Janet Beecher and Margery Lane get term contracts at M-G-M. . . . Charles Butterworth going on a Scandinavian vacation this summer.

Joseph Calleia buying his own nag for his daily ride. . . . Jean Harlow moving into a new Spanish home at Beverly Hills. . . . Wallace Beery building several ultra-modern houses in Beverly Hills for sale. . . . Clarence Brown and Mrs. Brown (Alice Joyce) planning a six-month trip to Europe. . . . Will take along a station wagon with radio and sleeping accommodations.

George Warde resigns from F. & M. publicity to join William Meiklejohn Agency. . . . F. & M. arranging a publicity tour for Patricia Ellis. . . . George Archainbaud and Mrs. Archainbaud observing another wedding anniversary.

Harlan Thompson gets new term contract at Paramount. . . . Scheduled for four this season. . . . Andy Hervey, M-G-M publicity man, back from vacation in New Mexico. . . . Columbia extends shooting schedule of "The Lost Horizon" to July 2.

Paramount finishing construction of 17th stage. . . . Victor Jory signed for Zane Grey story to be made by National Studios in Australia. . . . Will be gone four months. . . . Nat Pendleton off to Mexico City with a trailer for three-week vacation.

✠

Casting—Clara Blandick in "The Gorgeous Hussy," and Olaf Hytton in "The Good Earth," M-G-M. . . . Jack Mulhall and G. P. Huntley, Jr., in "Charlie Chan at the Racetrack," Twentieth Century-Fox. . . . Don Burns added to "Night Wire," Columbia. . . . Charles Judels, Arthur Aylesworth and Willard Robertson cast in "Mr. Cinderella," Hal Roach. . . . Louise Latimer set for lead in "Grand Jury" and Tiny Sanford added to "Mummy's Boys," Radio. . . . Frederick Burton and Charles Colman also in "Mummy's Boys."

Fred MacMurray in "Champagne Waltz" opposite Gladys Swarthout, Paramount. . . . Martha Sleeper in "Rhythm on the Range," Paramount. . . . Robert Cummings in "Hollywood Boulevard," Thomas Jackson in "A Son Comes Home." . . . Larry Crabbe in "Lady Be Careful," all at Paramount.

✠

Director — Joseph Santley borrowed from M-G-M by Radio for "Count Pete." . . . Warners assign William McGann to direct "Polo Joe."

✠

Writer—Jack Townley assigned by Radio to work on gags with Fred Guiol for next Wheeler & Woolsey effort, "Mummy's Boys."

✠

Song Writers—Ann Ronell doing music and lyrics on Paramount's "Champagne Waltz." . . . M. K. Jerome and Jack Scholl doing two songs for Warners' "Way for a Pirate."

✠

Story Buy—Jack O'Donnell's "At Your Service Madam" purchased by Paramount.

✠

New Contracts — M-G-M signs Luise Rainer to new term contract. . . . Astrid Allwyn gets new pact from Twentieth Century-Fox.

Forest Fire, Plant Films on U. S. List

Washington, June 9.—To combat the ravages of forest fires and to educate the public in necessary precautions, the U. S. Dept. of Agriculture's Division of Motion Pictures is releasing three trailers and a one-reel subject.

"Stop Forest Fires" is the one-reel subject, in sound, offering a general discussion of the problem, with striking scenes of recent conflagrations. The trailer series consists of three subjects.

Also recently released is "The Life of Plants," a one-reel sound picture showing by slow motion and time-lapse photography how seeds germinate and how roots, stems, leaves and flowers develop.

All pictures and trailers are available in the 16 and 35 mm. widths.

Halt Stage Dancing

Oklahoma City, June 9.—A raid by police interrupted the inaugural of the new policy at the Criterion of permitting patrons to dance on the stage. George Henger, city manager for Standard Theatres, Inc., was arrested for operating a dance hall without a license. He was released on bond for a hearing later.

Seattle Censors Cut From Nine to Three

Seattle, June 9. — Seattle's new mayor John F. Dore, has appointed three civic leaders to the Board of Theatre Censors. They are Edward A. Clifford, attorney and political leader; P. Allen Rickles, attorney and leader in Jewish community affairs, and Mrs. Aileen M. Baumgarten, well known clubwoman and also important in political affairs.

The new board of three will replace former Mayor Charles L. Smith's censorship board of nine members.

Arrest Two for Lottery

Denver, June 9. — Two Denver managers were named in charges filed in court here, alleging that they operated a lottery. The men, Willie Chin and Roy Wennberg, who operated the Sun, were named with six others who operated a poolhall and a dance hall. The theatre men are charged with selling tickets entitling the holder to a chance on a $500 cash prize. The two were released on $500 bond each.

Retitle Foran Picture

Hollywood, June 9.—"Guns of the Pecos" is the new title for Warners' "Lone Star Ranger" which stars Dick Foran.

"Boat" in Big Second Week At Pittsburg

Pittsburgh, June 9.—A big Dec
ration Day week-end gave the dow
town houses a respite last week a
business went soaring to turn in r
spectable profits all along the line f
the first time in a couple of month
Furthermore, cooling plants in the d
luxe houses, damaged by the Mar
flood, were finally repaired.

At the Alvin, "Show Boat" on
holdover matched the first week's tak
getting close to $9,000.

The Stanley came through wi
an excellent showing on "The Pri
cess Comes Across" and the "Paris
Parade" unit, getting around $18,0
while the Penn managed to coll
$11,000 with "The Ex-Mrs. Bra
ford," which fell off somewhat aft
a sizzling start. Even the Warn
topped the summer par, grossi
$4,300 with "Florida Special" a
"Times Square Playboy."

Weather conditions all week we
practically perfect.

Total first run grosses were $42,3
Average is $34,500.

Estimated takings for the we
ending June 4:

"SHOW BOAT" (Univ.)
ALVIN—(2,000), 25c-40c, 7 days,
week. **Gross:** $9,000. (Average, $4,500)

"THE EX-MRS. BRADFORD" (Radi
PENN—(3,300), 25c-40c, 7 days. **Gro**
$11,000. (Average, $10,000)

"THE PRINCESS COMES ACROSS
(Para.)
STANLEY — (3,600), 25c-55c, 7 da
Stage: "Paris on Parade" with Bert W
ton, Art Frank, Rachel Carlay, Ne
Arnaut and Brothers, Ray Royce and M
Nirska. **Gross:** $18,000. (Average, $16,

"FLORIDA SPECIAL" (Para.)
"TIMES SQUARE PLAYBOY" (W.I
WARNER — (2,000), 25c-40c, 7 da
Gross: $4,300. (Average, $4,000)

"Show Boat" Hits $13,500, Montre

Montreal, June 9.—"Show Bo
sole feature at the Palace, sailed t
gross of $13,500, or $2,500 above av
age, and the engagement was c
tinued. The same thing happened
the Princess where "The King St
Out," topping a double bill, d
$9,000 and went into a second wee
At Loew's, "The Garden Mur
Case," a second feature and a vau
ville unit were good for $10,000.
dual bill, headed by "Golden Arro
brought $9,000 to the Capitol.
Imperial did not operate.

Total first run business was $41,
Average is $38,000.

Estimated takings for the week e
ing June 6:

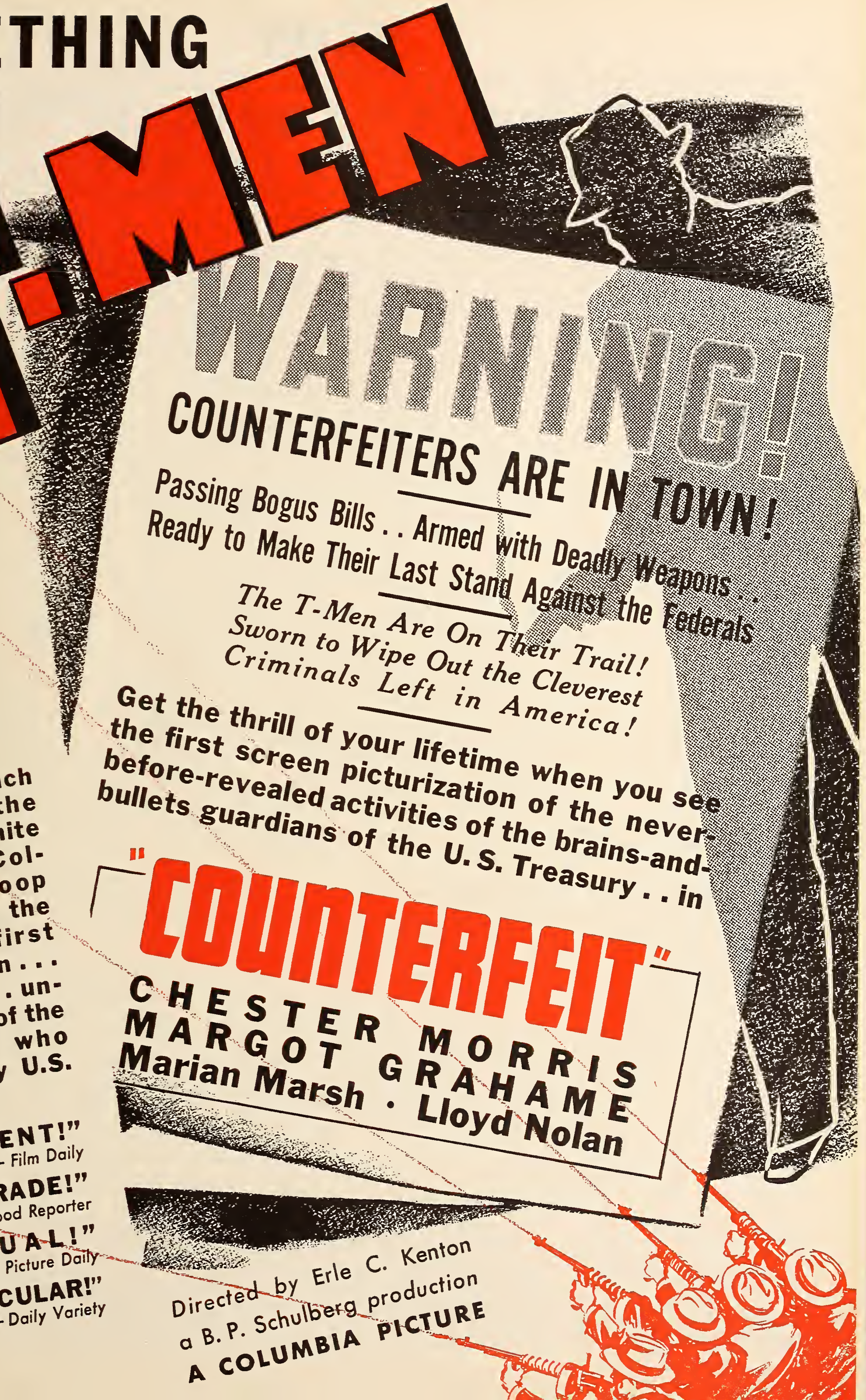
"THE GOLDEN ARROW" (F.N.)
"SONS O' GUNS" (W.B.)
CAPITOL—(2,547), 25c-35c-40c-50c-60
days. **Gross:** $9,000. (Average, $9,500)
IMPERIAL—Dark.

"THE GARDEN MURDER CASE"
(M-G-M)
"THE FIRST BABY" (20th-Fox)
LOEW'S—(3,115), 25c-34c-40c-50c, 7 d
Stage: "Ladies from Hades" vaude
unit. **Gross:** $10,000. (Average, $10,500

"SHOW BOAT" (Univ.)
PALACE — (2,600), 25c-35c-40c-50c-65
days. **Gross:** $13,500. (Average, $11
Held over.

"THE KING STEPS OUT" (Col.)
"DANGEROUS INTRIGUE" (Col.
PRINCESS—(2,272), 25c-30c-35c-50c-6
days. **Gross:** $9,000. (Average, $7
Held over.

OMETHING
EW!



T-MEN

WARNING!

COUNTERFEITERS ARE IN TOWN!

Passing Bogus Bills . . Armed with Deadly Weapons . .
Ready to Make Their Last Stand Against the Federals

The T-Men Are On Their Trail!
Sworn to Wipe Out the Cleverest
Criminals Left in America!

Get the thrill of your lifetime when you see the first screen picturization of the never-before-revealed activities of the brains-and-bullets guardians of the U. S. Treasury . . in

"COUNTERFEIT"

CHESTER MORRIS
MARGOT GRAHAME
Marian Marsh · Lloyd Nolan

namite-punch
to match the
reen dynamite
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omplete . . . un-
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T.N.T-men who
guard every U.S.
dollar!

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"EXCELLENT!"
— Film Daily

"HIGH GRADE!"
— Hollywood Reporter

"UNUSUAL!"
— Motion Picture Daily

"SPECTACULAR!"
— Daily Variety

Directed by Erle C. Kenton
a B. P. Schulberg production
A COLUMBIA PICTURE

Short Subjects

"Little Boy Blue"

(M-G-M)

A tender, sentimental story is built around the poem in another "Chic" Sale portrayal. Sale plays an old codger judge who visits his club every night and is the charge of his butler. At his ease one morning he is hit by a ball and when the youngster comes to get it Sale is stirred by the memory of his own boys. He befriends the child and they have quite a time together. He shows the youngster his boy's playroom. Much sentimentality is evident at this point, and when the child is given a few toys and leaves, Sale decides to live at the club. This is a rough outline of the plot, but the story is well done and the characterizations, particularly the natural ability of the child, should prove touching to all audiences. Production Code Seal, No. 2,030. Running time, 11 mins. "G."

"The Old Mill Pond"

(Harman-Ising-M-G-M)

This cartoon rates among the best. The coloring, action, music and amiable burlesque of colored entertainers, condensed into eight minutes, makes effective and satisfying entertainment which will bring applause from audiences. The theme song, after the title, opens the film peacefully, and as the camera swings over the pond, frog characters begin to "get hot." A spiritual is sung, followed by a parade of famous negro acts doing their stuff in fine cartoon style. An amphibian Cab Calloway and orchestra playing and singing like the real one sets the pace. The coloring is dramatically effective. Production Code Seal, No. 2,-179. Running time, 8 mins. "G."

"New Shoes"

(M-G-M)

A new comedy-romance innovation with shoes playing the opposites of Arthur Lake's and Jean Chatburn's portrayals. It is a novelty, well produced, light and pleasing. Lake meets Miss Chatburn while buying shoes and later takes her to dinner. The shoes, new and unbroken, cause them some suffering which they bear up under. Later, deeply in love, they behave romantically over the telephone while relieving their abused feet. The trick conversation and actions of the shoes is entertaining stuff. Sammy Lee, a Ziegfeld dance director, directed. Two songs written by Chet Forrest and Bob Wright aid considerably in the musical interpretation. Production Code Seal, No. 2,235. Running time, 10 mins. "G."

"Dog Blight"

(Radio)

Here is a comedy that has some refreshingly funny lines and, while the situations and business are standard stuff, it should, on the whole, be well received. Jack Norton secretly buys the wife, Maxine Jennings, a dog for her birthday. He gets involved in all sorts of awkward situations while leading the animal home and runs into more difficulty while preparing dinner for his wife's guests. Following the disastrous serving of the food, Norton with much exasperation and dog chasing, winds up in the house he had delivered for the mutt. Also in the cast are Edgar Deering, Barbara Pepper, Willie Best and Vernon Dent, a good collection of comedy names. Production Code Seal No. 2,151. Running time, 16 mins. "G."

"Half Shot Shooters"

(Columbia)

The Three Stooges are generally good for laughs, with their completely insane antics, and this comedy is no exception in that respect. Three soldiers, they sleep until the armistice and browbeat the sergeant when they are discharged. Some years later, three tramps, they are decoyed into signing up for the army again, and find themselves face to face with that same sergeant. As a gun crew, they succeed in ruining the neighborhood and the admiral's ship, at which point the sergeant turns the gun where it will do the most good. Production Code Seal No. 2,088. Running time, 19 mins. "G."

"Polo"

(M-G-M)

If the audience cannot play polo after this short, it is because Pete Smith's gagging around has rendered it incapable. The film was shot on a California field, in beautiful surroundings. The training of ponies, methods of making difficult shots and finally an exhibition game provide enough interest. Smith's gags are of the fresh variety. A good sporting short. Production Code Seal, No. 2,-201. Running time, 8 mins. "G."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Crime of Doctor Forbes"

(Twentieth Century-Fox)

HOLLYWOOD, June 9.—In a vigorous, straightforward fashion this tackles the subject of mercy killing. A sound, logical story, combining romantic love interest, comedy, a topical news headline and thrill-drama, it is intelligently produced and acted with realistic conviction. Basically an exploitation feature, the story content opens new paths to novel, interest-quickening publicity which, when approached from a controversial angle, place in the showman's hands a mass of unique advertising material.

Treated with impressive and sincere dignity, the early reels of the film contrive to build an atmosphere that makes the concluding dramatic sequences potently powerful.

Robert Kent, a young doctor, is befriended by J. Edward Bromberg, a famous specialist, and succumbs to the romantic lure of Gloria Stuart, Bromberg's young wife, during his absence on a research expedition. The scenes building the romantic quality give Henry Armetta opportunity to contribute an approval-winning performance. Bromberg is mortally injured and doctors Paul Stanton, Kent and worshiping Sarah Haden are called to attend him. Bromberg pleads with his colleagues for an overdose of opiates to end his suffering. Driven frantic by Bromberg's pleas, Kent administers the overdose.

The picture whirls into powerful drama when Miss Haden accuses Kent of murder. In a thrill-packed trial that has many comedy asides in a desert village courtroom, the evidence is presented convicting Kent. Alan Dinehart, the prosecutor, plays his trump card in calling Armetta to the stand to prove that Kent had a motive of jealousy leading to the killing. Miss Stuart's name is innocently brought into the testimony as Kent talks. It is revealed that all three physicians, Kent, Stanton and Miss Haden had mercifully given an overdose, permitting the jury to return a verdict of suicide.

As produced by Sol Wurtzel and directed by George Marshall, the picture is a searching expedition into a gripping drama that gives exhibitors much, in addition to the formula, with which to work.

With personal performances of a higher calibre, the picture should be sold with the intelligence which marks its production. It should return in that way better than average grosses.

Production Code Seal, No. 3,275. Running time, 75 minutes. "G."

Changes at Para. Branch

OKLAHOMA CITY, June 9.—Several personnel changes at the local Paramount exchange include: the resignation of Winston Loew, a salesman; promotion of Howard Nicholson, assistant booker, to salesman in western Oklahoma; Jack Curry, transferred from western to eastern Oklahoma; Athel Boyther, from assistant advertising manager to assistant booker; Phillip Ascher, added in Boyther's place; Fred Hill, replacing Sam Craiker, resigned, as assistant shipper.

Ohio House Cuts Prices

HAMILTON, O., June 9. — The Paramount, local Southio house, has reduced weekday evening prices from 30 and 40 cents for balcony and lower floor, respectively, to 25 and 35 cents. The matinee rate of 25 cents for any seat remains the same, and no change was made in the Sunday scale of 30 cents until 2:30 P.M., and 40 cents thereafter.

Resume Theatre Control

LOUISVILLE, June 9. — Richard A. Pierson and Jack I. Schwartz have resumed control of the Brown and Alamo here, as well as houses in New Albany, Ind., and Shelbyville, Ky., following the expiration of a one-year operating deal with Theatrical Managers, Inc., Indianapolis firm.

Gain Concession in Canada Tax Measur

TORONTO, June 9.—Film distributor of Canada gained an important poi in budget changes laid before t Canadian House of Commons b Charles Dunning, Minister of Financ when a reduction was granted in t new tax on remittances to forei companies for film rentals.

The original budget called for straight five per cent levy on suc payments but an amendment adopt in committee stipulates that the ta will be imposed on only 40 per ce of the gross amount paid "by Canadia debtors to non-residents in respect films whether copyrighted or not This change brings the tax down a matter of two per cent on the who payment instead of five per cent of t gross.

Canadian film exchanges were up arms over the new assessment a concerted action was taken through t M. P. Distributors of Canada, who president, Col. John A. Cooper Toronto, made immediate represent tions to the Government at Otta regarding the effect of the tax. T outcome is a distinct victory for t film business. The budget measur remain to be acted upon in the for of a bill by the Commons but this considered a mere parliamenta formality.

Peace Unit to Show Free Films on Tou

PHILADELPHIA, June 9.—Three fi theatres on wheels, which will sh anti-war films, will start a summ tour on Friday under the auspices the Emergency Peace Campai which has headquarters here. It planned to visit 30 states. Each pr gram will run for one hour and admission is to be charged.

The pictures will be shown in parl churches, clubs, at summer conf ences and on college campuses. T trucks carry a portable projector a rolling screen making possible outd showings. The films will inclu "Drums of Doom," pre-Hitler G man film; "Dealers in Death," a several short subjects.

Finley Replaces Kenfie

FITTSBURGH, June 9. — With t resignation of Kenny Kenfield to ter the hotel field, John Finley been named relief manager for Harris Amusement Co. Wade Whi man has returned to his assistant m ager's duties at the Penn after co pany-managing several roadshow gagements of "The Great Ziegfe through eastern Ohio.

Shift Sparks Manager

TAMPA, June 9.—Sparks manag have been shifted as a result of resignation of S. A. Quinerly at S phur Springs. Howard Jaudon gone from the Seminole to the Rc at Sulphur Springs. Charles Morri is at the Seminole from the Park O. G. Finley has been returned to Park.

Robertson to Sedalia

KANSAS CITY, June 9.—Robert R ertson, who formerly managed State in Kansas City, Kas., will m age the Uptown, Joe T. Ghosen's r house at Sedalia, Mo., which op tomorrow.

ewsreels Exempted By French Decree

(Continued from page 1)

the Government following repre-tations to the authorities, chiefly by nerican interests, pointing out that terms of the decree were unequal. though no specific order of suspen-n was issued, it was said, an un-rstanding was reached providing for withholding of enforcement tem-arily.

The reels are exempt under cer-n conditions which for the most t are matters of form, it was indi-ed. The conditions are chiefly con-ned with formal registration of the vsreels, within one month after the ective date of the decree and 15 s before the appearance of the reel.

n addition to the reels the other es of product which are exempt m the censorship decree include umentary films and animated car-ns produced by or under the su-vision of the Government, educa-nal films, commercial films and toons with running time up to three nutes, which are taken to mean ad-tising or sponsored reels. The car-ns, according to the terms of the v decree, must not depict any per-ality in official circles in a criti- sense.

Forbidden under the decree is the st-synchronization" of newsreels, ich refers to the dubbing in of the ual words of a person photographed er the initial recording of the reel. e later inclusion of explanatory otitles or dialogue which merely plains the subject of the reel is per-ssible, however.

Exchange Employes Quit

PARIS, June 9.—In spite of the Gov-ment's moves for settlement of the neral strike, employes in the War- and Paramount exchanges have t work.

The Apollo, Cineac theatres, Osso, F.F.A., all studios and all labora-ies are still idle.

Closing for Summer

NEW HAVEN, June 9. — Warners e closed the Broadway in Nor-h, in accordance with the regular nmer policy. It is expected that Empress, Danbury, will follow rtly, though no date has been set. gelo Sette, Broadway manager, l go on relief duty over the cir-t, following a two weeks' vacation.

Alfred Hall Candidate

BOSTON, June 9.—Alfred Hall, cir-t operator, is a candidate for the t of district governor of the 33rd trict of the Lions' Club which ers Massachusetts, New Hamp-re and Vermont.

. H. Holds League Lead

The fourth week of the M. P. seball League finds the Music Hall m in the lead. The latest games ulted as follows: Loew's-M-G-M Paramount 3; Skouras 15, United tists 6; Loew's-M-G-M 12, NBC 1.

Lazarus Celebrates

NEW ORLEANS, June 9.—Henry La-us and Mrs. Lazarus, owners and rators of the Wonderland, New-nb and Coliseum, have just cele-ted their 30th wedding anniver-.

Looking 'Em Over

"Le Scarpe Al Sole"

(*Nuovo Mondo*)

More impressive for its pictorial effects than by reason of its story, this latest Italian importation presents an interesting, and at times dramatically exciting picture of modern warfare as it was carried on during the World War in the Italian Alps.

Sub-title translations make for ready understanding of the narrative for those lacking a knowledge of Italian. The film is said to have been taken from the war diary of Capt. Paolo Monelli. The war scenes, which make up fully half of the picture, are set against and contrasted with a picturization of the quiet pastoral life of the people of a small village set in the lowlands of the Italian Alps.

Especially effective are the scenes depicting the movement of an Italian ski patrol, mounted on runners, and dressed completely in white, in the nature of camouflage, and the stealthy attack of an Italian company, executed by climbing the almost sheer face of a mountain peak. The story centers about the manner in which the war tore fathers, husbands and sweethearts from their homes, the capture of the village by the Austrians, and the eventual recovery of the position by the victorious Italians. The most important character is that of the company cook, who turns hero in the attempted repulse of an Austrian attack.

Reviewed without production code seal. Running time, 92 minutes. "G."

"Little Red Schoolhouse"

(*Chesterfield*)

An unpretentious, but entertaining, little film, this should prove satisfactory especially in the smaller situations, adaptable chiefly for double bill programs. It tells the story of a young boy who revolts against school, bums his way to the big town and becomes involved in a bank holdup, with the reformatory as the result.

Despite the prominence of Dickie Moore's name in the selling of the film, he has a relatively minor part. The key role is taken by Frank Coghlan, Jr., as the rebellious young man, while in support are Lloyd Hughes and Mathew Betz, the two players with known names.

Paul Perez's screen play and story recounts Coghlan's antipathy toward Hughes, fellow teacher of Coghlan's sister in the small town school, his feeling that Hughes is against him and his unheralded departure. He falls in with a tramp, through whom he is involved in a bank robbery. Although innocent, he is sentenced to the reformatory. Hughes, in an effort to get him out, is arrested as aiding the boy's escape. To save Hughes, Coghlan gives himself up, then is cleared when an alibi is found for him. Charles Lamont directed.

Production Code Seal, No. 2,015. Running time, 60 minutes. "G."

Bank Night Brief in For Missouri's Test

KANSAS CITY, June 9.—Fred Bellemere, attorney for R. W. McEwan, Bank Night distributor here, has filed a brief to support his demurrer to the charge filed in Judge Marion D. Waltner's division of the Circuit Court last week that Bank Night violates the state's lottery laws.

In the brief, Bellemere points out that there is no charge for registration, that it is not necessary to buy a ticket to win, etc. He stressed the fact that Bank Night patentees have gone into Federal Court and secured judgments in infringement of patent suits, and he pointed to the precedent set by supreme courts of various states in holding the promotion not to be a lottery.

The only issue involved is, according to Bellemere, whether there is consideration in Bank Night.

It is planned, whichever side wins in lower court, to take the case to the Missouri Supreme Court.

Republic Signs Goodrich

HOLLYWOOD, June 9.—Marcus Goodrich has been signed by Republic to work on the script of "Sitting on the Moon," which starts about June 15.

To Release Foreign Newsreel in the U. S.

John S. Tapernoux, president of French M. P. Corp., importers of foreign product,, has closed a deal with French Gaumont for the distribution in this country to theatres showing foreign films, of a foreign newsreel, which is sponsored by Havas News Agency. It is planned to insert English titles abroad and substitute sound effects for excessive foreign comment.

Territorial deals on the reel, which will be released first late this summer, and in weekly editions thereafter three days after showing in Paris, are being negotiated with Herbert Rosener, for the west; Wesley Greene, for Indiana, Illinois and Wisconsin, and Capital Film Exchange, for eastern Pennsylvania, southern New Jersey and Delaware. Tapernoux's firm will handle metropolitan New York distribution.

Randforce Gets Coolers

Cooling plants are being installed in six Randforce theatres in Brooklyn at a cost of approximately $100,000. They are expected to be ready for operation July 1. The theatres are the Alba, Commodore, Ambassadore, Carrol, Tivoli and Benson.

G.B. Finishes Seven Of New Season Films

G.B. has completed or has in work 16 productions, amounting to two-thirds of the new season's schedule, according to Jeffrey Bernerd, company executive. Seven have been completed, six are shooting and three are in preparation. The seven completed are: "Nine Days a Queen," "The Marriage of Corbal," "His Majesty's Pajamas," "The Two of Us," "Doomed Cargo," "Everything Is Thunder" and "Where There's a Will."

Shooting is under way on: "The Great Barrier," "The Nelson Touch," "The Hidden Power," "Strangers on a Honeymoon," "Paris Love Song" and "Everybody Dance." Scheduled to go into work shortly are "Soldiers Three," "King Solomon's Mines" and "The Hawk."

British Medal to Hitchcock

LONDON, June 9.—Alfred Hitchcock, G.B. director, has been awarded the British Film Medal for his production of "The 39 Steps." This marks the second time Hitchcock has won the annual award. Last year he won with the film "The Man Who Knew Too Much."

Start Oklahoma Shows

OKLAHOMA CITY, June 9.—Summer "revusicals" have been started at the Criterion. They include a 12-girl and eight-boy chorus. The shows will be interrupted June 12, 13 and 14 for a Cab Calloway engagement.

The Liberty has dropped vaudeville for the first four days each week during the summer.

Gets Her Degree

HOLLYWOOD, June 9.—Delphine Meyer, daughter of Fred S., executive assistant to William Koenig at Universal, has had a Bachelor of Arts degree conferred upon her by the University of Southern California.

Wall Street

Gains From ¼ to 2¾ Pts. on Board

	High	Low	Close	Net Change
Columbia, vtc	36⅜	35	36	+ ¼
Consolidated Film	4¾	4¾	4¾	.....
Consolidated	16½	16½	16½	— ⅛
Eastman Kodak ..	162½	162	162½	+ ½
Eastman, pfd	164	164	164	.....
Loew's, Inc.	46⅛	44⅝	45⅞	+1⅜
Loew's, Inc., pfd.	107	106⅜	106⅜	—1⅜
Paramount	8¼	8⅛	8¼	+ ¾
Paramount 1 pfd.	65	63	65	+2¾
Paramount 2 pfd.	9¼	9⅛	9¼	+ ¼
Pathe Film	7½	7¼	7¼	— ⅛
RKO	5¾	5½	5¾	+ ¼
20th Century-Fox.	27⅜	27	27	— ¼
20th Century, pfd.	35¾	35	35	— ⅞
Universal, pfd ...	103¼	103¼	103¼	—1½
Warner Bros.	10⅛	10	10⅛	+ ¼

Curb Changes Fractionally

	High	Low	Close	Net Change
Sonotone	2¾	2⅝	2¾	+ ¼
Technicolor	29¼	29	29⅛	— ⅛
Trans-Lux	4½	4⅜	4⅜	.....

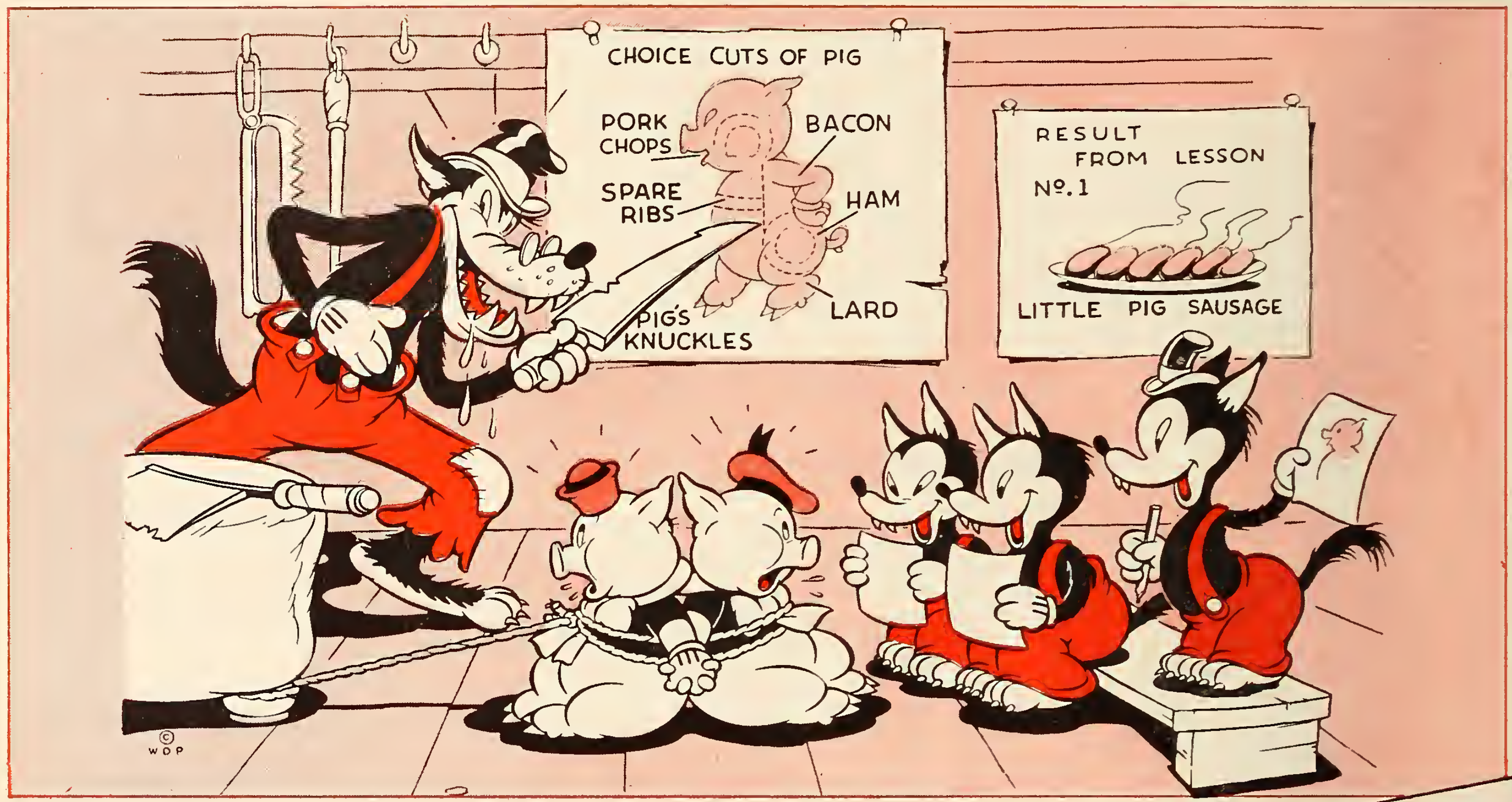
Paramount Bonds Up a Point

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	25¾	25¼	25¾	+ ¼
General Theatre Equip. 6s '40 ctf.	25¼	25	25	— ¼
Loew's 6s '41 ww deb rights	97¼	97¼	97¼	— ⅛
Paramount Pict. 6s '55	89⅛	88¼	89	+1
Warner Bros. 6s '39 wd	94¼	93¾	94⅛	+ ⅜

(Quotations at close of June 9)

A SOCK HIT– Better than "Three Little Pigs"!

If your opposition beat you playing "Three Little Pigs", here's your chance for revenge! Book "THREE LITTLE WOLVES" before your competitor hears the news that's spreading further every hour...that Walt Disney has made a short better than the greatest short ever made!



W. G. Van SCHMUS, Managing Director of Radio City Music Hall, says: "Waves of laughter and applause echo throughout Radio City Music Hall at every showing of Walt Disney's latest production, THREE LITTLE WOLVES. It even exceeds 'Three Little Pigs'. This is the sort of short feature you can afford to bill not only in newspaper ads but on the marquee as well."

JOHN WRIGHT of the Rivoli Theatre says: "Greater than 'Three Little Pigs'! Sends my audiences into spasms of laughter. Storm of applause greets each showing. It's Walt Disney's best. Watch this one walk away with the Academy Short Subject Award this year!"

"Is it as good as 'Three Little Pigs'? The answer is emphatically 'yes'!" — *Film Daily*

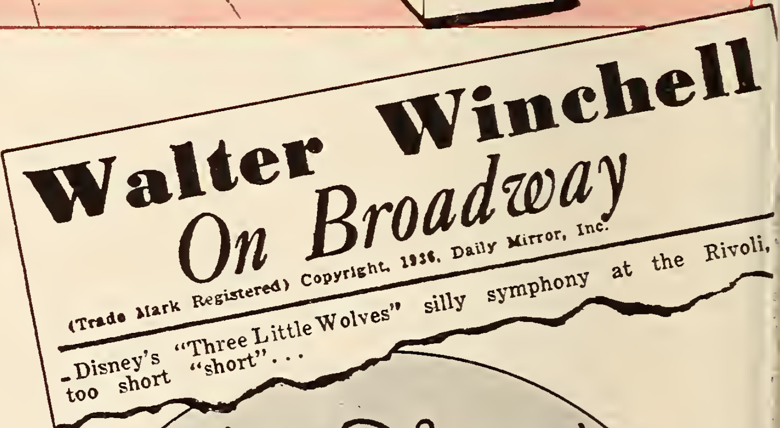
"A memorable chapter in the great series of Silly Symphonies. A masterpiece." — *N. Y. Herald-Tribune*

"Holds its own with anything Disney has done." — *Showmen's Trade Review*

"A sheer triumph. Is manifestly advertisable. Altogether excellent!" — *Motion Picture Herald*

"The best Disney since 'Three Little Pigs'. Should get heavy billing." — *Independent Exhibitor Film Bulletin*

"A natural for audiences everywhere. Superlative." — *Box-Office*



Walter Winchell
On Broadway
(Trade Mark Registered) Copyright, 1936, Daily Mirror, Inc.

—Disney's "Three Little Wolves" silly symphony at the Rivoli,
too short "short"...

WALT DISNEY'S
"THREE LITTLE WOLVES"

starring
THE BIG BAD WOLF
and His Triplets with
The Three Little Pigs

P. S. The whole world will be singing "Pig Stew" like it sang "Who's Afraid of the Big Bad Wolf?"

Released thru **UNITED ARTISTS**

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 137 NEW YORK, THURSDAY, JUNE 11, 1936 TEN CENTS

MPTOA Trade Talks Are to Finish Friday

Sessions Scheduled with 20th-Fox and U. A.

The M.P.T.O.A. trade practice committee will complete its meetings with national distributors tomorrow, when sessions are scheduled with Twentieth Century-Fox in the morning and United Artists in the afteroon. The committee meets with G. B. this afternoon.

With the meetings scheduled for toay and tomorrow the committee will ave met and presented its 10-point rogram of trade practice reforms to the sales heads of nine national distribution companies. Warners, which as declined to meet with the committee, has shown no change of attitude to date.

The meetings scheduled for today nd tomorrow, like those which have een held with the six other national istributors, will be for the purpose f presenting to the individual companies the M.P.T.O.A. trade practice rogram and obtaining their views on he extent of the concessions which

(Continued on page 6)

Dietz Toastmaster For Ampa Luncheon

Howard Dietz, publicity and adversing head of M-G-M, will be toastmaster at the annual awards luncheon f the Ampa at the Astor today. Goron S. White, president of the association, will make the brief, introductory speech and then turn over the roceedings to Dietz.

Martin Quigley will speak for the ndustry's trade papers, Ed Kuykenall, for exhibitors, and Al Lichtman or distributors.

John Benson will speak generally or advertising agencies and will preent the awards.

M-G-M and 20th-Fox Selling, ITOA Topic

Product and sales policies of M-G-M and Twentieth Century-Fox or next season were discussed yesterday by the I.T.O.A. board of direcors at the Astor. Increases of 75 er cent by M-G-M and 25 per cent by Twentieth Century-Fox were noted by the exhibitors, it was stated following the session.

No action was taken, with further discussions to be held next Wednesday. Maurice Fleischman, chairman of the board, presided.

No Stopping It

Dresden, Tenn., June 10.—A little thing like the enforced absence of one reel of a feature is not enough to stop the show at the Uptown here. While Raymond Bradbury, projectionist, was handling one reel of "The Walking Dead," it caught fire and was consumed. The operator set the next reel in the magazine and continued the show without a break—and nobody even missed the reel.

St. Louis MPTO to Seek End of Duals

St. Louis, June 10.—Elimination of double features, cut-rate price scales and bargain hours will be the aim of a conference to be held between Fred Wehrenberg, M.P.T.O. head, and Harry Arthur of F. & M. within a few days.

The problem was discussed at length, along with proposed new theatre building, at the last meeting of the unit. It was agreed that nothing could be accomplished by subsequents unless the first runs, now controlled by F. & M., fall in line.

Dinty Moore Named Manager of Strands

Dinty Moore replaces Harry Charnas as managing director of the New York and Brooklyn Strands by appointment of Joseph Bernhard, general manager of the Warner circuit. Moore has been running the Orpheum and Shubert-Rialto in St. Louis for Warners, these houses now going to F. & M. under out-of-court settlement of the famous St. Louis cases. Charnas joins B. S. Moss in the operation of the New Criterion which opens on Broadway next month.

ERPI RATES CUT TO RCA'S LEVEL

Licensees Are Notified Agreements Will Be Readjusted

Electrical Research Products, Inc., will meet RCA Photophone's new sound recording license terms by immediately adjusting its license agreements to correspond with those obtained from RCA late last week by Twentieth Century-Fox and Columbia. All Erpi licensees were advised by the equipment company yesterday of the impending rate changes.

Erpi's decision to meet RCA's new low royalty scale means appreciable reductions in recording costs for the entire production end of the industry. Moreover, it is learned, Erpi is prepared to make even further downward adjustments of its royalty schedules in the event RCA moves to lower its rates below the forthcoming Erpi level. Whether or not the indicated rate "war" develops is understood to hinge upon any further decrease in RCA's schedules.

Erpi's new reduced rates are not expected to make that company's licensing agreement identical with RCA's. It is learned, however, that while the basis for computing Erpi's new royalty charges may differ from that adopted by RCA, the net cost result will be equally advantageous to the former's licensees.

Erpi's recording rate adjustments are the direct result of the closing of new 10-year license agreements by RCA Photophone with Twentieth Century-Fox and Columbia at appreciably lower royalties than either producer had had before. In addition, the Erpi decision was influenced by new RCA negotiations with other major studios, which are still under way. The two license agreements closed last week represent the first

(Continued on page 7)

Delay 2,000-Foot Reels to Sept. 1

Adoption of the 2,000-foot reels will be delayed from Aug. 1 to Sept. 1 because equipment manufacturers will be unable to supply the new shipment cases in time. Decision to postpone the changeover was made at a meeting of the east coast committee representing producers at the Hays office.

All subjects over 1,000 feet released on and after Sept. 1 will be delivered to theatres mounted on the 2,000-foot reels. Manufacturers will be instructed to ship cases and reels so they will reach distributing points not later than Aug. 15.

Those who attended the meeting were: J. S. MacLeod, M-G-M, chairman; Harry Mersay and D. J. Smolen, Twentieth Century-Fox; Robert Hilton, U. A.; O. C. Binder and Sam Sadren, Universal; J. P. Skelly and S. Kramer, RKO; B. E. Zeeman, Max Seligman and Joseph Brennan, Columbia; C. C. Ryan, Warners and A. S. Dickinson, Hays office.

Pickford-Lasky and Selznick in MPPDA

Pickford-Lasky Prod. and Selznick International Pictures, Inc., were admitted to membership in the M. P. P. D. A. at a meeting of the board of directors yesterday.

The resignation of Jesse L. Lasky, who represented his former company, Jesse L. Lasky Prod., on the board, was accepted, and the vacancy was

(Continued on page 7)

Probe Threat on New Deal Films Causing the Jitters

By BERTRAM F. LINZ

Washington, June 10.—New Deal agencies planning to publicize themselves in films were jittery this week over the threat of a Congressional investigation next year which would inquire into the authority by which funds were diverted from the purposes intended by Congress to the making of pictures.

Averted only by a party vote of the Senate committee to audit and control contingent expenses, a resolution for an investigation of the Works Progress and Emergency Relief Administrations' operations in Pennsylvania, introduced by Senator Davis (Rep.) of Pennsylvania, is expected to be pressed next year, when it will be expanded so as to take in the activities of all emergency agencies throughout the country.

Much rumor has been buzzing in Washington concerning plans of the New Deal to use films to show the

(Continued on page 7)

RKO Will Announce 48 to Sales Staff

RKO will announce 48 features next season when the annual sales convention gets under way at the Waldorf on Monday. Of the total, 46 will be made by the company, with David Loew supplying the additional two, with Joe E. Brown starred.

Loew, Sam Briskin and Howard Benedict will arrive from Hollywood on Monday for the meetings.

Cliff Work, western division head for the RKO circuit, and Nat Wolff, Cleveland district head, are due in

(Continued on page 7)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 11, 1936 No. 137

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixtb Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to tbe New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879. Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Schenck Reveals G.B. Pact for Ten Films

HOLLYWOOD, June 10. — Joseph M. Schenck, who arrived here from New York today by plane, stated that he has arranged for the production of 10 pictures for the coming season by G.B. studios. Two of the titles are: "Under the Red Robe" and "Cyrano de Bergerac."

Commenting on the buying out of G.B. by Twentieth Century - Fox, Schenck said that such a deal was a future possibility.

Republic Builds Stage

HOLLYWOOD, June 10.—A permanent revolving stage, 75 feet in diameter, is being built at Republic Studios on the biggest sound stage. For the sake of silence, it will be operated by hand winches instead of by motors. Its first use will be in the Marion Talley film, "Follow Your Heart."

Maryland Censor Killed

BALTIMORE, June 10.—George Heller, formerly chairman of this state's Board of Motion Picture Censors, died here today as a result of injuries received in an automobile accident. He was 60.

Belleville Operator Says Films Withheld

BELLEVILLE, ILL., June 10.—Noah Bloomer, operator of the Rex and Ritz, says he has filed a complaint with the Dep't. of Justice in Washington charging that he cannot get film from M-G-M, Paramount, Twentieth Century-Fox and U.A. since Fox Midwest took over the Lincoln and Washington.

Bloomer says he is getting second runs of Warner, First National, RKO and independent film.

William F. Rodgers, general sales manager for M-G-M, and Paul Lazarus of U.A. denied any knowledge of a complaint from Noah Bloomer of the Rex and Ritz at Belleville, Ill., yesterday.

Charles Reagan, western and southern division head for Paramount, and William Kupper, western division sales manager for Twentieth Century-Fox, could not be reached for statements.

McDonough-RKO Agree on Contract

A settlement of J. R. McDonough's RKO contract, which had two years to run, has been made, the company said yesterday. McDonough's retirement from the company has been expected since he became officially inactive several months ago.

McDonough entered the company about two years ago as president of RKO Radio Pictures, relinquishing that office to Leo Spitz last fall. He then became executive vice-president of the producing company subsidiary. He made Hollywood his headquarters and is on the coast at this time. He has been comparatively inactive in RKO production affairs since Sam Briskin was elected vice-president of the producing company.

Van Keuren, O'Brien Promoted by Roach

HOLLYWOOD, June 10. — Hal Roach today promoted S. S. Van Keuren from production manager to vice-president in charge of production.

Matt O'Brien, formerly vice-president and general manager, is now secretary, treasurer and general manager, taking over the duties of the late "Dad" Roach.

Goldwyn Leaves Hospital

Samuel Goldwyn was discharged from the Doctors' Hospital on Tuesday, having completely recovered from the intestinal toxemia which he contracted following his recent arrival from Europe.

Goldwyn will remain here for two weeks of staff conferences after which he will return to the coast.

Film Board at the Club

Members of the New York Film Board yesterday convened at the Cinema Club for their regular meeting, which was stated to have been routine.

Bank of America Pays

Bank of America National Trust and Savings Ass'n. has declared a dividend of 50 cents a share, payable in July, the exact date to be designated later.

Major Prod. Names Its Executive Setup

HOLLYWOOD, June 10.—Major Productions today made public its corporate personnel as well as the executive operating setup.

In addition to Emanuel Cohen, president, the officers are: Ben Piazza, vice-president; Loyd Wright, secretary and Wilfred Pineau, treasurer.

Cohen has appointed George Palmer Putnam as eastern editorial representative; Walter Schmidt, assistant editorial representative; Ernest Gann, eastern talent representative; Leonard Spiegelgass, scenario editor and Joseph Nadel, unit production manager.

Putnam and Gann left tonight by the 11:30 plane to open offices in New York.

"U" Overseas Talks Held

R. H. Cochrane, president of Universal, and J. Cheever Cowdin, chairman of the board, last night spoke over a transatlantic hook-up which carried their voices to the assembled guests at a banquet held in the Dorchester Hotel, London, in honor of the British opening of "Show Boat."

Cochrane congratulated the stars, Irene Dunne and Paul Robeson and the director, James Whale, all of whom were guests at the London affair. Cowdin voiced pleasant recollections of his recent visit to England and called for still stronger cooperation between the film organizations of the two nations.

Guaranteed Gets Series

Under a deal closed with Maurice Conn, president of Ambassador Pictures, Guaranteed Pictures Co. acquires all foreign distribution for the new 1936-37 series of Kermit Maynard's. Guaranteed is already distributing the first series as well as Conn's series with Frankie Darro.

Charter F. & M. Firm

ST. LOUIS, June 10.—Fanchon & Marco Enterprises, Inc., has been incorporated to carry on a general film theatre and amusement business. Incorporators were Harry Greenman, Charles E. Kurtzman and Rose Wiptler, who are listed as the company's first board of directors.

Radio Will Start Six

HOLLYWOOD, June 10.—Radio will start production of six features on June 15, the day the national convention opens in New York. They are "Don't Turn 'Em Loose," "Count Pete," "Daddy and I," "Portrait of a Rebel," "Grand Jury" and "We Who Are About to Die."

GB Army Yarn for Walsh

Raoul Walsh will direct, as his first assignment in England, a G. B. production, as yet untitled, depicting on a lavish scale, British army life.

Walsh's second for G. B. will be Kipling's "Soldiers Three."

Burroughs Set Upstate

Harry Rathner, general sales manager for Burroughs-Tarzan, has closed a deal with John Sitterly of Pyramid Exchange, Buffalo and Albany, for a two-year product franchise in northern New York.

Paramount-National Only Two-Year Pact

Paramount's deal with National Theatres, now being negotiated, will be the only two-year covenant to be signed this season for any company's product. The deal will take in all of National Theatres' subsidiaries as well as the entire Paramount output for 1936-38.

Preliminary conferences have been held between Spyros Skouras and Neil F. Agnew prior to Paramount's policy confabs in Chicago last week. Further meetings are scheduled to be held shortly on the master agreement

Kusell Conferring Today

Branch managers and salesmen for the New York, New Jersey and Brooklyn Paramount exchanges will meet with Milt Kusell, district manager, today for a general discussion of the new product lineup and sales policy.

Kusell held a similar session Tuesday in Buffalo with the Albany and Buffalo sales forces. Although the meeting was scheduled for two days Kusell concluded the business conference in one and returned to his local headquarters yesterday morning

Understood Chicago Unit Not Disbanding

The Chicago Exhibitors' Ass'n. will not be disbanded when Jack Miller leaves the office of president on July 1, it was learned here yesterday A small office will be maintained with Maurice Leonard, B. & K. legal and real estate executive, taking Miller's place as president of the organization.

It is understood that the office will serve as an approach for whatever dealings B. & K. and Warners may have with the organization.

Over 250 to Attend Columbia Sessions

More than 250 delegates are expected at the Columbia sales convention, which will get under way at the Drake Hotel, Chicago, June 22. It will include east and west coast executives, divisional and branch managers, the entire sales force, office managers and home office executives. Canada will also be represented Harry and Jack Cohn both will be present. Abe Montague, general sales manager, will precide.

Warner List for B & K

Warner Bros. have closed a deal with Balaban and Katz for the exhibition of their entire 1936-37 lineup, including shorts and trailers, in the circuit's 35 theatres in Chicago and vicinity. John Balaban signed for the chain with Gradwell Sears.

Lease Renewal for Loew's

Loew's has acquired an extension to its lease covering Loew's Lincoln Square, occupying the west block front on Broadway from 65th to 66th St. Loew opened the house about 30 years ago.

"Shakedown" New Title

HOLLYWOOD, June 10. — "Shakedown" will be the release title of "Night Wire," Columbia feature, with Lew Ayres and Joan Perry.

THE PICTURE OF THE WEEK

"MURDER BY AN ARISTOCRAT"

Adapted from Mignon G. Eberhart's sensational best-selling story of high-society homicide, produced by Warner Bros. and backed by the company's nationwide Clue Club promotion, this baffling murder-mystery affords a talented cast, led by Lyle Talbot, Marguerite Churchill, and Claire Dodd, splendid opportunities to match their wits against the screen's first blue-blooded killer. Also featured are Virginia Brissac, William Davidson, John Eldredge, Gordon Elliott, Joseph Crehan, and Florence Fair, directed by Frank McDonald. A First National Picture. Released June 13th.

U.S. Imports Lead In Czechoslovakia

By HARRY KNOPF

Prague, June 10.—Between the beginning of the year and the end of April, 94 feature films were imported into Czechoslovakia. Leading importers were M-G-M, with 12; Twentieth Century-Fox, with 11, and Paramount with seven. Seventy-seven shorts were admitted.

Last month there were 23 openings here. Of these, 10 were American, eight German and three Austrian.

* * *

Miklos Laszlo, prominent Hungarian writer and actor, made an unsuccessful attempt to obtain an injunction against showing in Hungary of Paramount's "Desire," which is still holding up in an exceptional first run showing. Laszlo claimed that the picture was based on a one-act play written by him and declared both play and film opened in the same manner. The court decided there were no grounds for an injunction, as the incident with which the picture opens actually happened in Odessa in 1900, and since then has, therefore, become common property.

* * *

The Chaplin picture continues to knock all records sideways in this ctiy, and is playing to business that is phenomenal for this country.

* * *

Projektograph Film, intended filming "Jugenfreunde" (Boyhood Friend), based on a play by Ludwig Fulda, but the Reichsfilmkammer, to which the subject was submitted for approval, refused acceptance on the ground that Fulda is non-Aryan. It will be replaced by a subject by an unknown Austrian author.

* * *

When "The Milky Way" was shown to 2,000 children of workless parents at the Adria and Avion theatres each received a half-litre of milk and a roll by way of exploitation.

* * *

W. T. Binovec has started on interiors for the AB film, "Cavalry Patrol," based on Frantisek Langer's stage play. While Siberian scenes for this picture are on the floor, Karl Lamac has moved out for exteriors on his current Elekta film.

* * *

Grace Moore's stage appearance here as Mimi in "La Boheme" was a great theatrical and social event, smashing all box-office records for the city.

* * *

Slavia Film will produce three Czechoslovak films in the coming season: "Port Arthur," in German and French, from the novel of Claude Farrere; "The Street Girl" and "The Golden Woman."

Two Ohio Houses Close

Cincinnati, June 10.—The Marvel-Art, downtown house playing foreign films has gone dark for the summer. The Strand, Middletown, O., unit of Southio, also has been shuttered, to be relighted in the fall. This leaves the Paramount, Sorg and Gordon, Southio houses, still in operation there.

Laemmle East Friday

Hollywood, June 10. — Carl Laemmle, Sr., plans to leave the coast by train for New York on Friday.

◂ Purely Personal ▸

Joseph Seidelman, who sails today on the *Ile de France*, yesterday was tendered a farewell party at the Tavern. Among those attending were **Abe Montague**, **Rube Jackter**, **Harry Weiner**, Philadelphia branch manager for Columbia; **Jerome Safron**, **Lou Weinberg**, **Morris Grad**, **Max Weisfelt**. **Seidelman** stated he was not going to Europe on production matters and that he did not know how long he would be away.

●

Leon Netter, vice-president of Paramount Theatre Service Corp., is en route to New Orleans to discuss theatre operating problems with E. V. **Richards** of the Saenger Circuit. He may extend his trip to include conferences with Hoblitzelle circuit officials, although this is doubtful as **Karl Hoblitzelle** is now in New York.

●

John Wexley, writer recently signed by Twentieth Century-Fox; M. **Perrin** and **Arthur** and Mrs. **Phillips** will leave for the coast today. **Wexley** will stop over at Chicago for a few days to visit his family, while **Perrin** and the **Phillips** will travel via TWA.

Marquee Mischief

In lights at the Cameo on West 42nd St.:
THE RED MARINES OF 1919
COMFORTABLY AIR COOLED

Norma Rathner, daughter of **Harry**, vice-president in charge of sales for Burroughs-Tarzan Pictures Corp., was married yesterday to **Abraham Elkon** of Antwerp, Belgium, at the Temple Rodeph Sholom. Rabbi **Louis Newman** officiated.

●

Harold J. Fitzgerald of Fox Wisconsin theatres is still around town. He expected to leave for Milwaukee last week, but just couldn't get away.

●

Joe Rosen, brother of **Al**, who produced "One Good Year," is in town from Hollywood. Both plan to head west within the next few weeks.

●

Leo J. McCarthy, film buyer for Fox Midwest, can't wait until he gets on a train bound for Kansas City.

●

Jack Gilmore has succeeded the late **Benny Darrow** as M-G-M exploitation representative in Buffalo.

●

Paul Benjamin celebrated his third wedding anniversary last night, but he wouldn't say where.

●

Ben Rosenberg returned yesterday from Cleveland, where he attended the Allied convention.

●

Charles L. O'Reilly will head for Fort Worth and the Texas Centennial on July 1.

●

Andy Dietz, former independent exchange man in St. Louis, is in town for a few days.

●

Mrs. **Edgar Selwyn** left for the Columbia studios by plane yesterday.

●

F. **Simon** tomorrow will head for Warners' Burbank studios via plane.

●

Ben Goetz is scheduled to leave for Hollywood today by plane.

John Hay Whitney and **Monroe Greenthal** may leave for the coast by plane tomorrow. If business pressure holds them in town, they will postpone the trip until Sunday, the day **John Paddy Carstairs** has plans of going to Hollywood.

●

Sam Dembow, **Herbert Yates**—pere et fil—**Willard McKay**, **Phil Reisman**, **Dorothy Mackaill**, **Jack Cohn**, **Nate Spingold**, **Ben Goetz**, who insists that he is flying west tonight promptly at 7 P. M., and **Bill German** were among the diners at "21" yesterday.

●

Rex Ingram, who plays "De Lawd" in "Green Pastures," will play the lead in "Emperor Jones" when it is revived at the County Theatre, Suffern, during the summer.

●

John W. and Mrs. **Considine, Jr.**, **Ralph** and Mrs. **Hanbury** and **William B. Levy**, **Walt Disney**'s European representative, arrive today on the *Manhattan*.

●

Ben Lyon, **Bebe Daniels**, **Jean de Cavaignac** and **Robert Marquis**, French producers, depart these shores at noon today on the *Ile de France*.

●

Louis Frisch will celebrate his silver wedding anniversary June 17. **Sam Rinzler**, his partner, on May 28, had a similar anniversary.

●

Irving Dreeben, formerly ad sales manager at the local Twentieth Century-Fox exchange, has joined National Studios.

●

Hal B. Wallis and his wife, **Louise Fazenda**, arrive on the *Conti di Savoia* today from a European vacation.

●

Harry Brandt has added the Variety on Third Ave. to his circuit. This makes 55, according to **Brandt**.

●

Jack H. Hoffberg has taken over "Voice of India" from **Paul Hoeffler** for world distribution.

●

Ed Kuykendall will be a guest speaker at the Ampa luncheon at the Astor today.

●

Maurice Silverstone leaves on the Century this afternoon for coast conferences.

●

Lynne Overman is in town from the coast for a vacation between pictures.

●

Virginia Bruce will be spotted on the **Bing Crosby** program tonight.

●

Fred Ayer's next stage venture will be "Left Turn."

Remick Sues Station

Wilmington, June 10.—Remick Music Corp. of New York has filed suit against Radio Station WDEL, of Wilmington, in the U. S. District Court here for damages arising from the alleged violation of national copyright laws. The plaintiff charges that two copyrighted songs were played over the station without permission of the copyright owners.

British Unit Plans Industry Standard

London, June 1. — The Britis Standard Institution plans to set up permanent committee to control a industrial standards in the industr Details are to be discussed at a conference of delegates from the variou technical branches of the industry a the Institute of Civil Engineers late this month.

* * *

U.K. Films, Ltd., has been forme here. The company will absorb Baxter & Barter Prod. Directors of th new firm, in addition to John Baxte and John Barter, are Norman Loudo and L. G. Hill of Sound City, whic studio will be used, and Frederic White, of Associated Producers an Distributors, who will distribute th product. The first film, "Men of Yesterday," was made entirely by ex soldiers with the cooperation of th Imperial War Museum.

* * *

The Pinewood Studios will begi active production on July 5, whe Herbert Wilcox Prod. will transfe its work there, originally set for th B. & D. studios at Elstree, recentl destroyed by fire. Pinewood Studio Ltd., operating the new plant as service studio, is controlled by th Rank-Yule interests associated wit British National Films and C. Woolf.

New Constitution Adopted by IATS

Kansas City, June 10.—The I. T. S. E. by a unanimous vote toda adopted the new constitution and by laws which have been drawn up largely for the purpose of settling grievances of members without resorting t the civil courts.

A post of general counsel has bee created. The president is authorize to appoint an attorney familiar wit the labor laws, and, with the board approval, to fix his salary. The attorney will be available to all local

Under the new regulations the president must call two meetings of th board yearly in order that the services of the organization may be mor readily available to members.

The Grievance Committee has expelled George Hart, of the Sale Mo., local. It has also fined Osca Kleintopf, business manager of S Louis Local 143, and suspended hi for two years.

John Paussell, president of the operating engineers, warned the delegate that "the boss loves you only as muc as he fears you. You must maintai the element of fear—but on his sid not yours."

Nominations are slated for tomorrow with elections and adjournme Friday.

Dismiss Wash. Asca Restraining Orde

Seattle, June 10.—An agreeme reached yesterday in Olympia provided that the American Society Composers, Authors and Publisher abide by the laws of the State Washington. On the basis of th agreement, Superior Judge D. Wright dismissed the restrainin order which has been in effect fo the past year.

The Ascap receiver will be dismissed and the society wiil agai transact its normal business.

SMART SHOWMEN.... No. 5

ROBB & ROWLEY THEATRES SIGN 100% UNIVERSAL FOR 1936-1937!

The South-west's biggest circuit, operating 72 houses in Texas and Oklahoma, buys everything Universal has to offer for the new season! Gentlemen, we salute your good judgment!

FULL SPEED AHEAD WITH THE NEW UNIVERSAL!

MPTOA Trade Talks Are to Finish Friday

(*Continued from page 1*)

each company is willing to make. The final procedure for deciding on means for putting the indicated concessions into effect has not been decided, Ed Kuykendall, M.P.T.O.A. president, said yesterday on his arrival here from Washington. Kuykendall said that the M.P.T.O.A. hoped that the distributors could see their way clear to agreeing at a joint meeting on the procedure to be adopted and advising the exhibitor committee of their decisions. This would make it unnecessary for the committee to hold subsequent meetings with the distributors, either jointly or en masse.

If company objections to a joint session of distributors are raised, indications are that the committee would be obliged to re-visit the nine distributors in order to receive their final decisions on the new season concessions.

The exhibitor committee which will represent the M.P.T.O.A. at the three meetings being held today and tomorrow will consist of Kuykendall, O. C. Lam, Lewen Pizor, Jack Miller and, possibly, Walter Vincent. G. B. probably will be represented by Jeffrey Bernerd, Arthur Lee and George Weeks; Twentieth Century-Fox by John D. Clark and United Artists by George J. Schaefer and Paul Lazarus.

K. C. Men Hope for Hot Weather Pickup

Kansas City, June 10.—Theatremen are hoping for hot weather! Business has been off since the first of the year for exhibitors here and in the territory. Hot weather, exhibitors with cooling systems hope, will drive the public into theatres.

Unusually cool weather all spring has stimulated participation in sports and outdoor activities, attendance at baseball games, more and more of which are being held at night, races, and so on. Out in the territory, in the smaller towns, as well as in Kansas City, a great many are playing soft ball. The game afforded theatres stiff competition last summer. Indications are it will offer stiffer opposition this year.

In Kansas City, where business seems to be more generally off than elsewhere, double bills, cash and premium giveaways and stunts have reached the highest peak in the city's history.

One factor that helps explain the business drop in spots out in the territory is that no more Government money is going into the hands of farmers.

Boston Firm Takes House

Boston, June 10.—The B-G Film Co., cash giveaway and premium distributors here, have entered exhibition acquiring the Central in Manville, R. I. Meyer Gruber, former First Division manager here and Harry Bloomberg, head of the company, plan to open the house late in the summer following complete renovation.

AT THE
AMPA
TODAY
+
FIRST ANNUAL
PRESENTATION
OF ADVERTISING
AND PUBLICITY
AWARDS
+
HOTEL ASTOR
Laurel Room 12:45 P.M. Promptly
TICKETS $1.00

"Show Boat" Second Week High, Boston

Boston, June 10.—"Show Boat" was outstanding in its second week at Keith's Memorial with a take of $14,000, over a first week par by $2,000. The gross was striking, because all other first runs were off.

"The King Steps Out" and "Roaming Lady" on dual bills at Loew's Orpheum and State, pulled $13,000 and $12,000, normal in each instance. "Bride's Are Like That" and "The Country Beyond" were good for $7,000 at the Paramount.

Total first run business was $77,000. Average is $81,500.

Estimated takings for the week ending

"BRIDES ARE LIKE THAT" (F. N.)
"THE COUNTRY BEYOND" (20th-Fox)
FENWAY—(1,382), 30c-50c, 7 days. **Gross:** $4,500. (Average, $4,500)

"SHOW BOAT" (Univ.)
KEITH'S MEMORIAL—(2,907), 25c-65c 7 days, 2nd week. **Gross:** $14,000. (Average, $12,000)

"THE KING STEPS OUT" (Col.)
"ROAMING LADY" (Col.)
LOEW'S ORPHEUM—(2,970), 25c-55c, 7 days. **Gross:** $13,000. (Average, $13,000)

"THE KING STEPS OUT" (Col.)
"ROAMING LADY" (Col.)
LOEW'S STATE—(3,537), 25c-55c, 7 days. **Gross:** $12,000. (Average, $12,000)

"PRINCESS COMES ACROSS" (Para.)
METROPOLITAN—(4,332), 35c-65c, 7 days. Stage: Cliff Edwards. **Gross:** $19.500. (Average, $22,000)

"BRIDES ARE LIKE THAT" (F. N.)
"THE COUNTRY BEYOND" (20th-Fox)
PARAMOUNT—(1,793), 25c-50c, 7 days. **Gross:** $7,000. (Average, $7,000)

"DRACULA'S DAUGHTER" (Univ.)
"NOBODY'S FOOL" (Univ.)
RKO BOSTON—(3,246), 36c-65c, 8 days. **Gross:** $7,000. (Average, $11,000)

"Princess" Pulls $7,700 in Houston

Houston, June 10.—"The Princess Comes Across" came across with a profit at the Metropolitan, taking $7,700, or 10 per cent above average for the week.

"Gentle Julia" at the Kirby for three days made the next best showing with a take of $2,400. "The Walking Dead," also a little above average, and "Times Square Playboy" for one day brought the weekly take at the Kirby to $5,600 as compared with $5,000 average.

"One Rainy Afternoon" at Loew's State fell under the $7,000 weekly figure by $1,000, and "Show Boat" in its second week at the Majestic brought $5,600, under par by $1,400.

The thermometer touched 94 this week, the highest of the year.

Total first run business was $24,900. Average is $26,000.

"THE WALKING DEAD" (W. B.)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $2,200. (Average, 7 days, $5,000)

"TIMES SQUARE PLAYBOY" (W. B.)
KIRBY—(1,450), 15c-35c, 1 day. Bank Night. **Gross:** $1,000. (Average, 7 days, $5,000)

"GENTLE JULIA" (20th-Fox)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $2,400. (Average, 7 days, $5,000)

"ONE RAINY AFTERNOON" (U. A.)
LOEW'S STATE—(2,750), 25c-40c, 7 days. **Gross:** $6,000. (Average, $7,000)

"SHOW BOAT" (Univ.)
MAJESTIC—(2,250), 25c-50c, 7 days, 2nd week. **Gross:** $5,600. (Average, $7,000)

"PRINCESS COMES ACROSS" (Para.)
METROPOLITAN—(2,600), 25c-50c, 7 days. **Gross:** $7,700. (Average, $7,000)

"Two Flags" Washington's $19,500 Hi

Washington, June 10.—"Und Two Flags" was the outstanding fea ture in a so-so week, gatherin $19,500 to top the average by $3,60 at Loew's Palace.

At the Metropolitan, "Dracula Daughter" went over par by $1,60 for a take of $5,900.

"Ecstasy" at the Belasco, in its sixt week (shy one day), took $2,60 which was $400 under average for th first week. This was a new Wash ington record.

Second week of "Show Boat" RKO-Keith's took $11,500, toppin for the second consecutive week, th average by $900. Return engageme of "A Message to Garcia" at Loew Columbia Theatre was good for $4,00 over by $400.

Vaude-film houses were weak, th Earle with "It's Love Again," takin $18,500, over par by $100, and Loew Fox, with "Till We Meet Again taking $16,000, under average b $4,900.

Total first run business was $78,00 Average is $76,700.

Estimated takings, exclusive of ta

Week Ending June 2:

"DRACULA'S DAUGHTER" (Univ.)
METROPOLITAN—(1,591), 25c-40c, 7 day **Gross:** $5,900. (Average, $4,300)

Week Ending June 3:

"SHOW BOAT" (Univ.)
RKO-KEITH'S—(1,836), 25c-55c, 7 day 2nd week. **Gross:** $11,500. (Average, fir week, $10,600)

Six Days Ending June 4:

"ECSTASY" (Eureka)
BELASCO—(1,140), 25c-65c, 6 days sixth week. **Gross:** $2,600. (Average, fi week, $3,000)

Week Ending June 4:

"IT'S LOVE AGAIN" (G. B.)
EARLE—(2,218), 25c-77c, 7 days. Stag Wini Shaw, Radio City Music Hall Gl Club (second week), Honey Family, Fredd Craig, Jr.; Gine, DeQuincy & Lewis. **Gros** $18,500.

"A MESSAGE TO GARCIA" (20th-Fox
LOEW'S COLUMBIA—(1,243), 25c-40c. days (return engagement). **Gross:** $4,0 (Average, first run, $3,600)

"'TILL WE MEET AGAIN" (Para.)
LOEW'S FOX—(3,434), 25c-66c, 7 day Stage: Benny Meroff & Orchestra, wi revue. **Gross:** $16,000. (Average. $20,900)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S PALACE—(2,370), 35c-55c, days. **Gross:** $19,500. (Average, $15,900)

Cincy Show Boat Open

Cincinnati, June 10. — Bryan Show Boat, which has been playi various Ohio river towns, now is a chored at the foot of Lawrence S a reasonable distance from the dow town business section, for its eigh summer season of repertoire.

Republic Signs Saylor

Hollywood, June 10.—Sid Saylo character actor, has been signed to term contract by Republic. He w be featured with Bob Livingston a Ray Corrigan in a series of eig westerns from books and origin stories by William Colt McDonald.

Drops Acts for Summer

Louisville, June 10.—The Nation here has discontinued stage shows f the summer, planning to run on straight film policy until Labor Da

rpi Charges Are Lowered To RCA Level

(Continued from page 1)

ık away from Erpi in major com- y ranks since the inception of nd.

'he break was aided by a modifica- of Erpi's contracts last fall which mitted its licensees to make out- licensing agreements for all ording above a $100,000 minimum, ch is specified in the Erpi agree- nts. RCA influenced Erpi to put modification into effect after a gthy study of both the major stu- recording requirements and of l angles involved in the licensing eements themselves.

'he new RCA agreements offer installation and wiring and the nishing of spare and renewal parts hout charge, a single fee for a ure recorded in this country and ributed throughout the world, no itional charge for the recording of lers and "dubbing" of sound in country and the establishment of harge of 50 per cent of the re- ding fee for original foreign guage versions made here. Royalty vary in accordance with the cost a production and are based on the ıal running time of a picture in theatre. Erpi's charges have been a per reel basis. Its first new eement embodying the reduced edules is reported to be in nego- ion now with M-G-M. Deals with pi's other licensees on the same is will be made as rapidly as pos- e.

ew Deal Film Probe Possible Next Year

(Continued from page 1)

ers how the Roosevelt Admin- ation is aiding them, but if such ıs are in the making they are be- drafted very quietly. Officials erally assert they have no political ughts and are concerned only with prosecution of the relief program down by Congress.

'he very evident sentiment in Con- s in favor of an investigation of political activities of the emer- cy organizations may prove to be owerful influence in minimizing the of films during the campaign.

Seattle Golf July 9

EATTLE, June 10.—Exhibitors and hange men in the territory will ıer at the Glendale Golf and ntry Club on July 9 for the first ıal Northwest Film Club golf nament. A dinner will follow the ches. Handling the details are B. Shearer, Neal Walton, Frank L. vman, Guy F. Navarre and Paul Aust.

ern's First "Riviera"

OLLYWOOD, June 10.—Jerome n's first score for Universal will called "Riviera." Charles R. ers will produce personally. Doro- Fields will write the lyrics, and brother, Herbert Fields, will e the screen play from his own inal story.

RKO Will Announce 48 to Sales Staff

(Continued from page 1)

town Monday for conferences with Nate J. Blumberg on operations. They will drop in on the sales sessions during their stay here.

Meet Details Being Set

Final details for the RKO convention scheduled to start at the Waldorf-Astoria Monday are being whipped into shape by committees named by Jules Levy, vice-president and general sales manager.

The committees are: General—A. A. Schubart and Mike Poller; reception—Cresson E. Smith, Edward L. McEvoy, Harry Michalson, Poller, Schubart, Leon J. Bamberger, Harry Gittleson, Robert Wolff, P. Hodes, B. G. Kranze, E. T. Carroll, J. J. Dacey, M. Westebbe, J. Ellis, L. I. Kutinsky, Frank Drumm, Rutgers Neilson and James Finey; foreign reception—Phil Reisman, B. D. Lion, Michael Hoffay and Robert Hawkinson; publicity—Gittleson, Neilson and Hoffay; transportation—Schubart and William Gegenbach; entertainment—Arthur Willi, Ralph Rolan, William Saal, William Howard, Bamberger and Neilson; decorations—Bamberger.

Some of the foreign delegation has already arrived. These include: Pedro Saenz, president of Cia, Cubana de Peliculas, S. A.; Bert Reisman, home office representative in Cuba, and Luis Lezama, manager of the Mexico branch.

The studio contingent left Los Angeles yesterday by plane. In the party were: Sam Briskin, vice-president in charge of production; Howard Benedict, studio publicity chief; Edward Cross, production manager for Sol Lesser, and David Loew, who will produce the Joe E. Brown films for RKO.

Attacks Federal Play

SAN FRANCISCO, June 10.—The *Examiner,* Hearst morning paper here, has been making a vigorous attack on "Censored," Federal theatres project production now showing at the Columbia. Both editorials and signed drama page articles by Ada Hanifin, drama editor, attacked the "vile language" used in the production, which was designed to provide work for unemployed professionals. Al Wood, New York stage producer, is rumored to have purchased the rights for professional production.

Jones Starts "Rider"

HOLLYWOOD, June 10.—Buck Jones has started "The Boss Rider of Gun Creek," his final picture for the current season. The cast includes Muriel Evans, Lee Phelps and Frances Gehan. Les Selander is directing. The screen play is by E. B. Mann.

Ned Collins to Sidney

SIDNEY, Neb., June 10.—Ned Collins has succeeded Carl Smith as manager of the Fox. The latter has been assigned to handle portable sound equipment for four towns in Wyoming without theatres.

Universal to Start 3

HOLLYWOOD, June 10.—Universal will start production of "Big" and "Yellowstone" on June 15. "Flying Hostess" will start June 23.

Van Beuren to Drop Easy Aces Subjects

The Van Beuren "Easy Aces" series is being dropped from the company's new season production list for RKO release, as well as Van Beuren's Rainbow Parade color cartoons. There were 26 subjects in the two series this season, of a total of 46 scheduled for delivery by Van Beuren.

On the new season list there will be 13 Bill Corum sport reels instead of the seven scheduled for this season, 13 of the World on Parade series instead of this season's seven, and six of the Struggle to Live series, the same number as heretofore. The Van Beuren subjects will be sold only in complete series next season, that is, exhibitors desiring the Bill Corum subjects, for example, will be required to contract for the entire 13 in this series, although they would not be required to take the other two series as well.

Final arrangements for the extension by Pathe of a $240,000 credit to Van Beuren are being made under an agreement understood to call for an extension of Van Beuren's printing contract with the Pathe laboratory.

James Kent in Omaha

OMAHA, June 10.—James Kent, onetime branch manager of the Chicago and Milwaukee Paramount exchanges, has been rushed in to pinch-hit in the territory for George Hinton, salesman, who has been seriously ill for the past four weeks. Hinton is at home gathering strength for an operation for the removal of his teeth and tonsils.

Pickford-Lasky and Selznick in MPPDA

(Continued from page 1)

filled by the election of John C. Flinn, general manager of Pickford-Lasky Prod.

The directors designated Edwin P. Kilroe, attorney for Twentieth Century-Fox and chairman of the producers' copyright committee, as observer at the International Copyright Union meeting in Brussels, Belgium, convening Sept. 7. That meeting will consider revision of the Berne copyright convention, which has a bearing on legislation pending in Congress and is expected to be of vital importance to the industry.

Open Three New Houses

OKLAHOMA CITY, June 10.—Three new houses have opened in Oklahoma and Kansas recently. They are the Midwest at Chickasha, operated by Southwestern Theatres, Inc., which also has reopened the old Columbia at Coffeyville, Kan., renaming it the Ismo after extensive remodeling. Charles Kembel has opened a new 300-seat house at Wagoner, Okla.

Remodeling in Boston

BOSTON, June 10.—Work has begun on the remodeling of the RKO Keith's Memorial here, with a new sound system being installed. The other RKO first run will be extensively renovated next month. Also being touched up now is the Metropolitan. Loew's State and Orpheum were remodeled earlier in the year at a cost of $125,000.

"UNUSUAL!" — Motion Picture Daily
"SPECTACULAR!" — Daily Variety
"EXCELLENT!" — Film Daily
T-MEN
BOX-OFFICE DYNAMITE IN COLUMBIA'S SCOOP SENSATION OF THE SEASON . . . .
"COUNTERFEIT"
A COLUMBIA PICTURE

Short Subjects

"March of Time No. 6"

(*RKO*)

Interest, entertainment and significance lie in this sixth issue of the second year of "March of Time." The three episodes tell, in punchy, often dramatic and occasionally amusing fashion, of the hopeful, helpless situation in which the remnant of the once-great House of Habsburg finds itself in Austria; of the beginnings of the gigantic drive planned by social welfare agencies to prevent small boys in deadly environments from becoming gun-toting, crime-pursuing young men; of the laugh-provoking competition between Dallas and Fort Worth for the honor of being the key city of the Texas Centennial.

Of deepest significance and dramatic strength is the sequence on the juvenile crime drive. Stemming from the active beginning of the drive at a recent convention, the film presents the case history of a typical boy, picturing him going from childhood slums by devious paths into the shadow of the electric chair. Contrasted is the playground and supervised sports program of welfare organizations.

The plight of the Habsburgs, who once ruled half of Europe and today are reduced to an almost hopeless state of watchful waiting and hoping, is recounted interestingly, presenting a page in European history which has not yet been turned. The hope of the Habsburgs centers about 24-year-old Archduke Otto, pretender to the throne of Austria, schooled to the duties he may never assume, and if he does, probably only as a pawn in the great European chess game.

The final sequence entertainingly highlights the great Dallas-Fort Worth battle of the centennial. When Dallas got the bid because it had more money, Fort Worth went to work, via Billy Rose and plenty of girls, to prepare a show of its own. Dallas retaliated in kind, and now it's a case of may the best legs win, while Col. Jackson Houston, only surviving son of the man who made Texas a state, wonders if they are celebrating the birth of Texas or the birth of musical comedy.

Reviewed without production code seal. Running time, 21 mins.

"It Happened All Right"

(*Educotional*)

Tim and Irene get themselves married after much interruption by witnesses and family, who sneeze at inopportune moments. They go off to Niagara Falls and on arrival, to Tim's dismay, he finds Irene's family there. Follows the usual family interruption and nuisance. After a night in which the sleepwalking gag is used Tim finally arranges to kidnap his bride, which he does, only to find his in-laws ensconced in the getaway cab. It is moderately entertaining stuff at its best. Production Code Seal No. 0965. Running time, 18 mins. "G."

"Bold King Cole"

(*Radio*)

Plenty of trick effects and dramatie lighting, plus some effective and novel situations, should make this a highly entertaining color cartoon. Felix, caught in a lightning storm, makes for King Cole's palace and finds the monarch bragging away. His ancestor's portraits, hanging on the walls, are fed up with his tall stories and come to ghostly life, determined to take the wind out of him. There follows fast-moving and exciting animation in which Felix saves the king's day by ingeniously exterminating the spirits. Production Code Seal No. 0845. Running time, 7 mins. "G."

"Racing Canines"

(*M-G-M*)

Not only does this short give the inside on the breeding and racing of greyhounds, whippets and assorted dogs, but it has flashes of humor in the Pete Smith style that will bring guffaws. It is fine entertainment and the scenes that are burlesqued as monkeys ride the "mounts" will make a hit. Production Code Seal, No. 914. Running time, 10 mins. "G."

"Spooks"

(*Educotional*)

The Cabin Kids harmonize as they take shelter from a storm in a haunted house. Their singing is excellent as usual, and the obvious comic effects of the situation are mild. Moderately entertaining, it will suit the followers of the children. Production Code Seal No. 0874. Running time, 8½ mins. "G."

"The Sailor's Home"

(*Terry Toon-Educotional*)

The title gives the location of the cartoon's plot. A couple of old salts fall to discussing their various tattooing and a story evolves of the courtships, marriage and trials of one who married a mermaid, bested an octopus and was thrown up out of the water by the girl on his wedding day, all of which is told in flashback. The animation is good. This should round out a program. Production Code Seal No. 01079. Running time, 6½ mins. "G."

'Screen Snapshots No. 10'

(*Columbia*)

The highlight of this number of the series is a sequence filmed at the recent Acadamy Awards banquet on the coast, with numerous personalities and the presentation of the awards to Bette Davis and Victor McLaglen pictured. Bowling on the green, a fashion parade for stars, Al Jolson imprinting his knees in the cement at Grauman's Chinese make up the rest of the reel, which would be less than average if not for the awards sequence. Production Code Seal, No. 2,211. Running time, 10 mins. "G."

"Fast Friends"

(*Treasure Chest-Educotional*)

All-embracing as it covers the care, training and hospitalization of dogs, also their burial, this short will be found pleasing to most audiences, particularly the canine lovers. Many fine types are shown and human interest is worked in to strike a novel note. Production Code Seal No. 01040. Running time, 8½ mins. "G."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Women Are Trouble"

(*M-G-M*)

Hollywood, June 10.—Newspaper folk and racketeers are at it again and, as the cops and scribes combine to administer a liberal dose of what the underworld has coming to it, the result is pretty fair amusement for average audiences. Nothing much that is novel or different is introduced in the story, but the familiar stock stuff, abetted by all-around good acting and smartly contrived dialogue, situations and actions, are interesting and attention-holding. Comedy keynotes the show, but romance, melodrama and thrills have not been ignored.

Paul Kelly, a crusading editor, and Stuart Erwin, his star reporter, can't do much about it until Florence Rice, who wants a job, appears. Possessed of the faculty of always being the "Jenny on the spot," with a photographic mind and a camera, she gets the dope on the John Harrington-Harold Huber mob that puts it in a pickle. As alimony-hounded Kelly gets romantic with Miss Rice and real love blooms for her and Erwin, the mob kidnaps the editor and his protege, but Erwin arrives in time to prevent an elevated train from drowning out the sound of their massacre. Cy Kendall, as inspector, rounds up Harrington and Huber.

All the players have fat roles which they play with zest and vigor. Erwin, Kelly and Miss Rice are typical newspaperites, Harrington and Huber are similarly convincing as mugs, and Kendall is a different kind of a cop. A standout bit in the show is Kitty McHugh, a mobster's moll who has singing ambitions.

Produced by Lucien Hubbard and Michael Fessier, who also did the screen play from George Cox's original, and directed by Errol Taggart, the show's objective is to provide audiences with a pleasant hour's entertainment. This also is the angle on which ticket-selling showmanship should be plugged.

Previewed without production code seal. Running time, 60 minutes. "G."

"Private Number," opening this morning ot the Radio City Music Holl, wos reviewed from Hollywood by wire on Moy 18.

"Secret Agent," tonight's preview at the Roxy, was reviewed on May 15.

"Heorts Divided," previewed by wire from Hollywood on June 4, *is scheduled to open at the Strand tomorrow morning.*

Variety Club

Cincinnati

Cincinnati, June 10.—Joe Goe assistant division manager and bo er for RKO Midwest, is home fr Christ Hospital where he underw an emergency appendicitis operati Goetz also submitted to a major eration at the same institution l than a year ago.

John Schwalm, skipper of t Rialto, Hamilton, is back from a vi at South Bend, Ind., where daughter is attending school.

Clarence Williams, steward, studying timetables and road maps anticipation of a vacation in Cana next month. Harry Donau, sec in command, will see the sights Detroit on his vacation a week hen

Dallas

Dallas, June 10.—Out-of-town vis ors to the club rooms last week we Berry Miller, Kansas City; Mrs. Spencer of Honolulu; W. A. Stu ert, Brenham; Sam Schwarz, Ea Pass; Charlie Touchon, New Yo Bill Lytle, San Antonio; Le Ray and Phil Harris.

Kansas City

Kansas City, June 10. — Vari Club has discontinued its Satur night "Rendezvous" gatherings the hot weather, and has instituted policy of cold plate luncheons on M days.

St. Louis

St. Louis, June 10.—The third nual boat ride under Variety Club a pices drew a crowd of about 1,800, cording to Barney Rosenthal, pr ident. Proceeds will go to the Cl Conservation Conference.

Music was furnished by Ra Williams of Chicago.

Rosenthal has named a commit to arrange for a dinner to be gi at the Meadowbrook Country Club the near future.

Wall Street

Gains Continue on Board

	High	Low	Close	N Cha
Columbia, vtc	36⅝	36¼	36¼	+
Consolidated Film	5	5	5	+
Consolidated, pfd.	16½	16½	16½	..
Eastman Kodak..	162½	162	162	—
Loew's, Inc........	46⅜	45½	45½	—
Paramount	8⅝	8¼	8¼	..
Paramount 1 pfd.	66	65¼	65½	+
Paramount 2 pfd.	9⅝	9¼	9⅜	+
Pathe Film	7½	7⅛	7½	+
RKO	5⅞	5¾	5¾	..
20th Century-Fox.	27⅛	27⅛	27⅛	+
20th Century, pfd.	35	34⅞	34⅞	—
Universal, pfd ...	102¾	100	100	—
Warner Bros.	10¼	10	10	—

Curb Off Slightly

	High	Low	Close	N Cha
Technicolor	29	29	29	—
Trans-Lux	4⅜	4¼	4¼	—

Bond Trading Erratic

	High	Low	Close	N Cha
General Theatre Equip. 6s '40 ..	25¼	25¼	25¼	—
General Theatre Equip. 6s '40 ctf	25⅜	24¾	25¼	+
Loew's 6s '41 ww deb rights	97¼	97	97	—
Paramount Pict. 6s '55	90	89	89⅞	+
Warner Bros. 6s '39 wd	94½	93¾	93¾	—

(Quotations at close of June 10)

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

. 39. NO. 138 NEW YORK, FRIDAY, JUNE 12, 1936 TEN CENTS

ohn Predicts Iove to Keep Stars Off Air

ys Films Selling What Radio Gives Free

dustry moves to restrict the radio arances of Hollywood stars were icted yesterday by Jack Cohn, president of Columbia, who sees industry eventually being placed he position of seeking a paying onage for the same attraction h radio can offer to the public out charge.

Vhen the exhibitor is forced to names which radio offers to the on free it doesn't require much imation to see how the theatre's merdise is being cheapened," Cohn

"Why should any one who can omfortably at home and hear from to six of the screen's foremost ers on a great radio program for ing journey to the theatre and pay dmission to see only one or two hose stars?" he asked.

know that New York executives opposed to the wholesale appear-

(Continued on page 26)

lumbia Expected o Have 58 on List

olumbia is expected to announce eatures on next season's program ddition to 104 to 116 shorts. Of feature lineup, 16 will be westerns, t to be known as "The Fighting gers" and another eight to star rles Starrett in a series of Peter Kyne stories.

Lot of "Holes"

Of the 4,700 theatres in England, about 1,000 are "holes," Ralph Hanbury, managing director for RKO Radio Pictures in England, said upon his arrival yesterday.

Non-plussed, a *Motion Picture Daily* reporter inquired the meaning of "holes," recalling recently the remark by L. E. Kalker, Republic's representative in the British Isles, who said "flea pits" in England were "dumps" in America.

"You don't mean 'flea pits' by any chance?"

"Yes. 'Flea pits,' or 'holes.' They're the same thing."

Seriousness, Persiflage Mark Ampa Presentations

By J. M. JERAULD

True to form, Ampa mixed seriousness with persiflage in getting its new venture—awards for members achievements under way—yesterday, and Gordon White coined a new catchline—"glorifying the glorifiers."

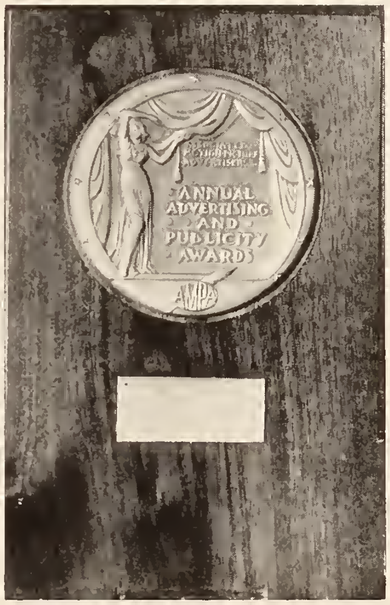
At least two constructive ideas were presented by speakers, and these probably will receive consideration at later meetings. Ed Kuykendall, M. P. T. O. A., head, urged members to avoid too much emphasis on the metropolitan viewpoint in making up advertising material. He made a plea for the rural exhibitor who has so many things to do that he can't devote thought to advertising, because, Kuykendall said, "after all it's the last run accounts that turn in much of the industry's profit."

Kuykendall also pointed out that old-time stars are losing their drawing power and that a persistent effort should be made by advertising departments to make small town exhibitors conscious of the value of new names and to develop ways of presenting them to the public.

Al Lichtman took up this idea and said that distributors had learned through long experience that it was impossible to sell a picture, no matter how meritorious, without box-office names. He suggested that Ampa could include in its annual awards some

(Continued on page 22)

The Award



The Ampa plaque for winning advertising and publicity material. The plaque itself is six inches in diameter, was cast from a design by Anthony De Francisci, sculptor, is bronzed and mounted on wood. Four were awarded yesterday.

French Strike Hits Theatres, 'Changes

Paris, June 11.—The strike here has reached into all branches of the industry, resulting in the closing of the exchanges operated by various American distributing companies as well as those of a number of French organizations. Labor delegates and workers forced a shutdown by invading the offices of the various companies. They are demanding increases of almost 50 per cent in wages.

The strike is also assuming menac-

(Continued on page 26)

Expect Skouras-RKO Case Will Fold Up

Indications are that the Skouras action against the RKO 81st St. over the latter's booking of Twentieth Century-Fox product will end in the next few weeks without coming to trial.

The case is so far down on the state court's calendar that there is

(Continued on page 26)

RKO English Unit Signs for 15 Films

With all of England's 4,700 theatres playing dual bills, RKO Radio Pictures, Ltd., has contracted with three independent producers for 15 features and it is planned to sign pacts with another producer for two more, Ralph Hanbury, managing director for the company in England, declared yesterday when he arrived on the *Manhattan* for conferences with Phil Reisman and to attend the annual sales convention at the Waldorf.

The three producing companies, which will make five each, are George Smith Prod., Faye Prod. and Stafford Prod. The last named will make the more expensive pictures at a cost of about $150,000 each, Hanbury stated.

During the quota year of April 1, 1935, to April 1, 1936, independent producers made about 16 for RKO. The pictures are distributed in India, Australia and Continental Europe. In Spain only one or two are released.

The RKO British representative expressed some concern over the

(Continued on page 26)

Robbins and 20th-Fox in Music Tieup

Pact Runs 20 Years; G.B. Deal Due Shortly

Robbins Music Corp., music publishing subsidiary of M-G-M, has closed a 20-year deal as the exclusive music representative of Twentieth Century-Fox, whereby Robbins will publish and distribute all music from Twentieth Century-Fox pictures. The agreement will go into effect at the expiration of the current contract between Twentieth Century-Fox and the Sam Fox Music Co., which runs until October, 1937.

In addition, contracts have been drawn, and are expected to be signed within a week or two, which will make Robbins similarly the exclusive representative of Gaumont British in the United States and Canada.

With the Robbins company including Leo Feist, Inc., and Olman Music Corp., as two of the most important of its wholly owned subsidiaries, and handling the music output of M-G-M, Twentieth Century-Fox and probably

(Continued on page 26)

G. B. to Cooperate With MPTOA Plans

G. B. agreed to cooperate fully with the M. P. T. O. A. in effecting the exhibitor organization's 10-point trade practice program for the new season, Ed Kuykendall, M. P. T. O. A. presi-

(Continued on page 26)

Seat 14

John Hay Whitney, head of Pioneer Prod., has reservations on a TWA plane leaving for the coast today. As is his custom, Whitney has purchased an extra seat so that he can sleep.

Provided Whitney leaves, the TWA local office will wire its coast office as follows:

"Seat 14 reserved for Whitney's feet."

Not satisfied with accommodations provided by the air line, Whitney always has a special mattress of his own at the airport which assures him of all the comforts of home.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 12, 1936 No. 138

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Warner Executives To Leave Tomorrow

Home office executives of Warners will leave tomorrow night for Chicago to attend the company's sales meet for branch and district managers from the west and south.

Among those to leave tomorrow will be: Albert Warner, vice-president in charge of distribution; Gradwell L. Sears, A. W. Smtih, Jr., eastern and Canadian general sales manager; S. Charles Einfeld, director of advertising and publicity; Norman H. Moray, in charge of Vitaphone shorts and trailers; Harold S. Bareford, A. W. Schwalberg, supervisor of exchanges; Ed Selzer, west coast publicity head; H. M. Doherty, I. F. Dolid, L. Tietjen, J. Kelly, Rudy Hagen, Jack Brower, western district manager; Fred Jack, southern district manager, and Leo Blank, midwest district manager.

Hays, McKenzie West

Will H. Hays and Maurice McKenzie of the M.P.P.D.A. leave for Hollywood by train on combined business and vacation jaunts. Hays is making his usual summer trip to the coast and will be away for a minimum of six weeks. McKenzie will visit his father, who resides in Pasadena. He will return in two or three weeks.

Insiders' Outlook

By RED KANN

HISTORICAL interlude: The current discussions of plans for the majors to acquire control of Erpi from Western Electric and the A. T. & T. bring the subject of talking picture equipment control back to its starting point when sound was something for conversation and theorizing instead of the basic industry commodity it has become since the halcyon days of '27-'28. You may not know it, but back in those days when the development of recording and reproducing equipment was rapidly attaining the stage where its commercial introduction on a wide scale first raised the problem of how and, especially, by whom that equipment was to be marketed, several definite proposals were made for the industry itself to take over the licensing rights. . . .

▼

Western Electric officials held meetings with major company representatives over a period of almost two years beginning late in 1926 in an effort to work out a plan under which the A. T. & T. sound equipment patents could be assigned to the industry which would itself license users of the equipment. At least three very complete schemes for bringing about this result were proposed by W. E. officials and considered at great length by members of the M.P.P.D.A. before the A. T. & T. subsidiary, known as Electrical Research Products, Inc., came into being. For one reason or other, all such proposals ultimately were rejected by the majors, the last of such plans failing before the conflicting interests injected into the situation by the Warner-controlled Vitaphone Corp. and its valuable sound devices. . . .

▼

When Western Electric and Vitaphone failed to reconcile the claims of each to its respective place in an industry-controlled licensing picture, the electric proceeded to organize Erpi as its licensing subsidiary. Again the major companies go back to the early idea of controlling their own important tools for sound recording, but this time the suggestion appears to come from them with Western Electric, however, apparently lending a very receptive ear, what with Federal commissions hammering at A. T. & T.'s "diversified interests" and a sound equipment rate situation apparently staring the electric in the face as RCA makes its first advances into hitherto exclusive Erpi territory. . . .

▼ ▼

The mushroom growth which stamps a number of glittering producing enterprises in England today has more sober observers there and here worried. Not this trip, but on his return from his last, Sidney R. Kent sounded a note of warning about the headlong spree generally indulged in on the other side. There was little startling about admonition for caution aside from the fact that his was a public utterance. From a high and conservative informant comes this:

> "A very hell of a smash is coming somewhere. British production costs are already higher than Hollywood's—wonder of wonders—due to all the stars and directors putting up their prices far above the American level. Actually, some of the companies have $500 or other nominal capitals and depend on getting loans to be able to go into production at all. It appears as if quite a number of them have been floated less to make films than to book space at some studio in or near London."

▼

Joe Schenck, recently in from London and just returned to Hollywood, now has something to say along identical lines. The United Press:

> Joseph M. Schenck, chairman of the board of 20th Century-Fox, who returned from London yesterday, predicted that the British are "due for a sad awakening" in motion picture production.
>
> He said that English movie producers are going through growing pains similar to Hollywood in the movie boom days. He said that money for production was easy to obtain and that the British were doing pictures on a grand scale, but were aping Hollywood. Inexperienced producers are making too many costly pictures, Schenck said, and cannot hope to get back the money spent on them.
>
> "When the hubbub dies down, there will be a sudden sad awakening for British financiers who have placed money in incompetent hands," he said.

▼

Rumblings come from overseas about prospectuses, but none about the extravagances of their claims which are available for all who may care to read. Finances from the City—London's Wall Street—are not easy to get these days and, in that direction, at least, care is prevailing. But

huge surpluses in corporate
ups outside the film industry
seeking a place to alight and f
ing upon pictures as a likely c
The course in England to
smacks loudly and familiarly
day in this field before 1
when stock issues were easy
sell. Today, however, there
the S.E.C. as a curb to flamb
ant promises and it is a g
thing. London could do we
than submitting the statute
some study. . . .

S. E. C. Reveals Sto Plan of Grand Na

WASHINGTON, June 11.—The
posed issue of securities of G
National Films, Inc., was discl
in a statement of registration
with the Securities and Excha
Commission here. The statement
ered 800,000 shares of capital st
of which 200,000 are outstanding.
the remainder, according to the st
ment, 200,000 are to be offered
present stockholders at $1.75 per s
in the ratio of two shares for
one share held on a date to be
termined later; 40,000 shares
under option to Time, Inc., at $
a share, and 160,000 shares are
served for issuance to Edward
Alperson, president, under an
ployment contract.

Grand National, according to
statement, was incorporated on M
30, this year, with the Pathe
Corp. taking 193,000 shares of
capital stock and Alperson and a
sociates 7,000 shares at $4 per sh
Later, however, Pathe sold 5
shares to the Alperson group and
clared a dividend on its common s
payable on the basis of one shar
the latter for each five shares
Pathe held, which will require a
117,019 shares of Grand Nationa

Considine to Make Six or 8, He Sa

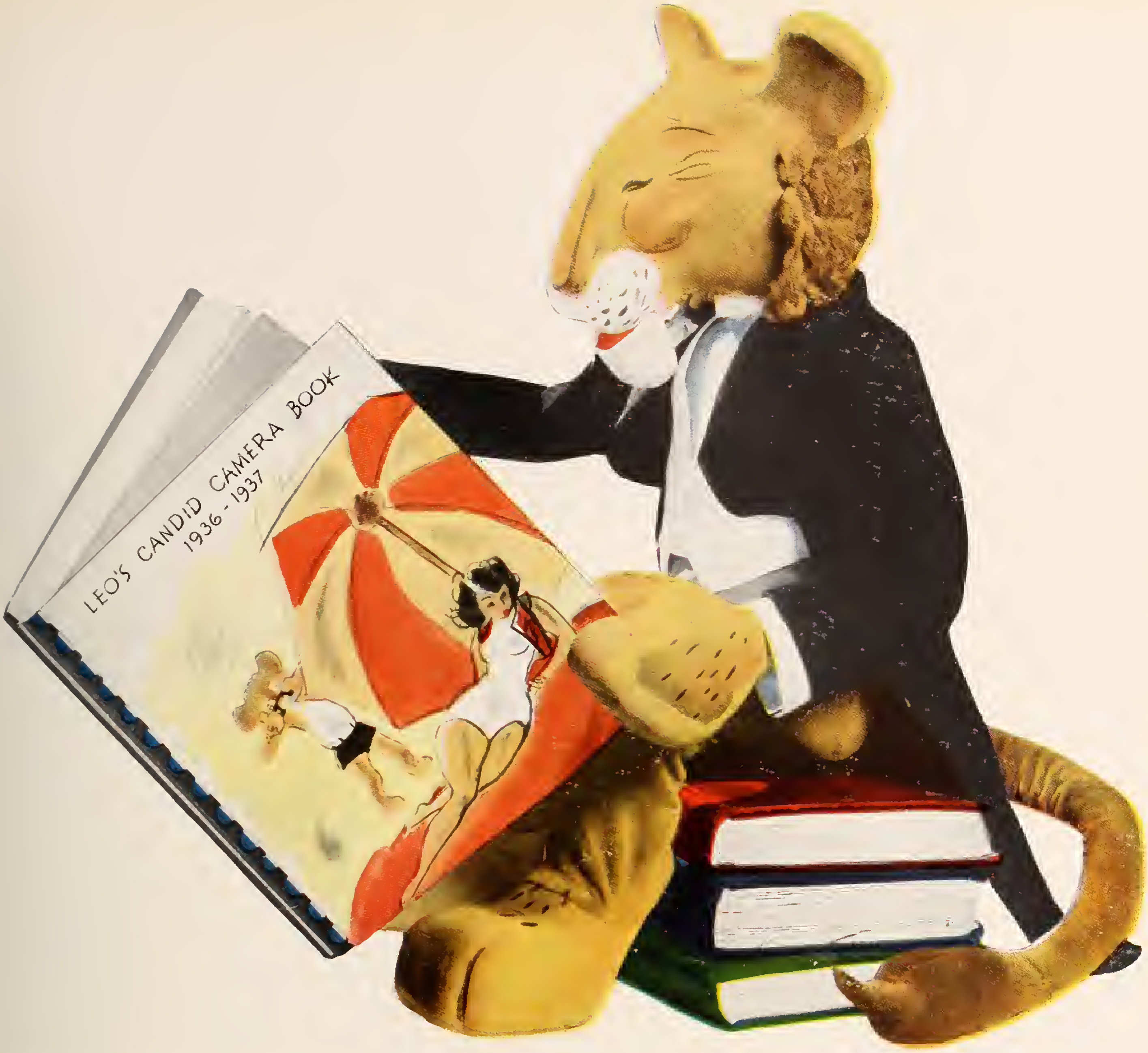
John W. Considine will pro
from six to eight pictures for M-
next season, he said yesterday
he arrived on the *Manhattan* aft
vacation in England and Fr
While in England he visited Ox
the university he once attended.

Considine, who plans to remai
New York for a week or two, s
he spent a good deal of his tim
England looking over the Br
studios and getting background
formation for his next picture, "
in the Air," which is to star Ele
Powell.

A peculiar incident happened to
producer when the *Manhattan* rea
quarantine, Considine said. A fa
iar voice in a small boat yelled
him only to discover his assi
O. O. Dull and a camera crew ta
scenes of the liner's arrival for
Powell's "Born to Dance." The
ducer lined up two stories
abroad, but would not divulge
titles.

"Fatal Lady" to Rox

For the first time in more th
year, the Roxy will play a Param
picture. It's "Fatal Lady" with
Ellis and is dated in for the wee
July 10. The Paramount theat
booked to September.


LEO'S CANDID CAMERA BOOK
1936 - 1937

GET READY FOR THE MOST THRILLING BOOK OF YOUR LIFETIME!

Next week we will have ready a book which we believe is the most important (*not to mention the most informative and attractive*) piece of literature ever printed since this business began.

(please turn to next page)

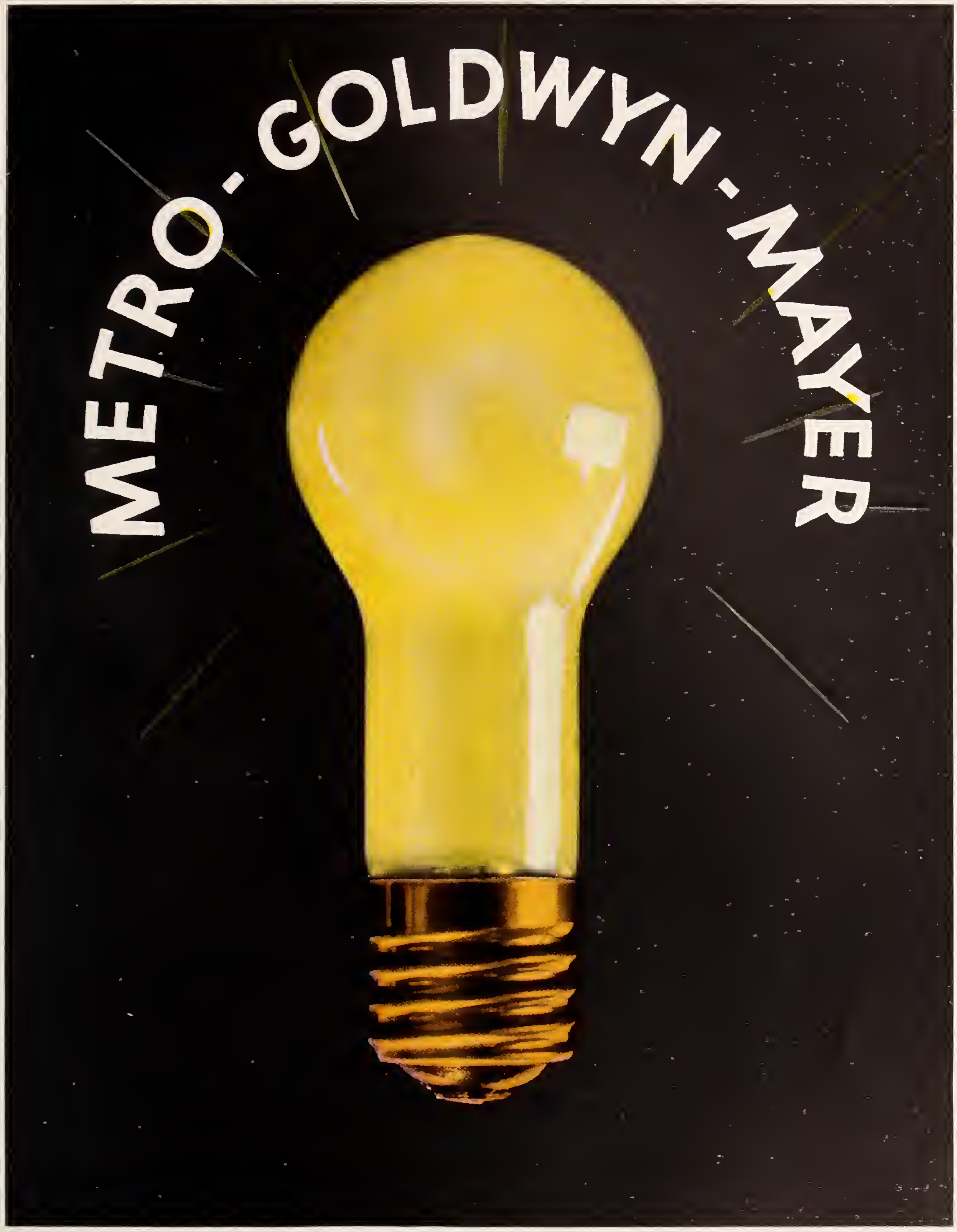
THIS BOOK gives you frankly and informally the whole picture of what Metro-Goldwyn-Mayer will represent to theatre box-offices in the coming season 1936-1937.

LEO'S CANDID CAMERA BOOK
1936 - 1937

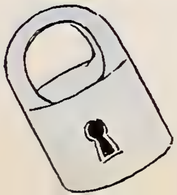
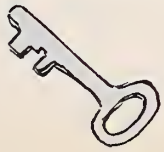
"IT CONTAINS 118 EXCITING PAGES!"

"LEO'S CANDID CAMERA BOOK" tells you everything you would want to know about the big budget plans of M-G-M next season. You have heard in the trade and you may have already seen in some trade papers early reports of what M-G-M is doing in '36-'37. As announced, M-G-M is making more big budget productions than have ever been issued either by ourselves or any other company in one season.

With such a gigantic program under way, you will be interested in the details of the great starring casts, the box-office properties that they will appear in, the wealth of resources that make this book the most astounding story of achievement in all the annals of the screen. When you finish reading this book you will agree that "M-G-M is an industry in itself".



WHAT THE BRIGHT LIGHTS WILL SAY IN 1936-1937!

It's all in "LEO'S CANDID CAMERA BOOK." Watch for it! And when you get it, keep it under  and 

And here's just a brief idea of the CONTENTS. Next couple of pages, please!

A BRIEF SUMMARY

of the material in "Leo's Candid Camera Book" which tells the thrilling story of M-G-M in 1936-1937.

NUMBER OF PICTURES

A minimum of 44 and a maximum of 52 of which 30 OUTSTANDING BIG BUDGET PRODUCTIONS are either in preparation or completed.

STARS APPEARING IN THEM

NORMA SHEARER, CLARK GABLE, GRETA GARBO, JOAN CRAWFORD, JEAN HARLOW, WALLACE BEERY, WILLIAM POWELL, MYRNA LOY, JEANETTE MacDONALD, NELSON EDDY, CHARLES LAUGHTON, LUISE RAINER, ROBERT MONTGOMERY, ROBERT TAYLOR, The MARX BROTHERS, FREDDIE BARTHOLOMEW, ELEANOR POWELL, SPENCER TRACY, HELEN HAYES, LIONEL BARRYMORE, JOHN BARRYMORE, JACKIE COOPER. (*Note:* In addition to these stars GRACE MOORE has joined the roster of M-G-M for an important picture in '36-'37.)

Plus more than 69 contract players, many of them stars in their own right as well, including: Brian Aherne, Elizabeth Allan, Ray Bolger, Virginia Bruce, Billie Burke, Charles Butterworth, Bruce Cabot, Joseph Calleia, Mary Carlisle, Jean Chatburn, Melville Cooper, Dudley Digges, Henry Daniell, Buddy Ebsen, Stuart Erwin, Madge Evans, Betty Furness, Ted Healy, Jean Hersholt, Irene Hervey, Allan Jones, June Knight, Frances Langford, Francine Larrimore, Eric Linden, Ann Loring, Edmund Lowe, Una Merkel, Frank Morgan, Chester Morris, George Murphy, Edna May Oliver, Maureen O'Sullivan, Reginald Owen, Cecilia Parker, Jean Parker, Nat Pendleton, May Robson, Mickey Rooney, Shirley Ross, Rosalind Russell, Lewis Stone, James Stewart, Franchot Tone, Johnny Weissmuller, Robert Young.

"Gosh, these pages are just a sample. Wait 'til you read the book! *And wait 'til you see the pictures!*"

AMONG PICTURES IN PREPARATION OR COMPLETED

NORMA SHEARER, LESLIE HOWARD in "Romeo and Juliet"...PAUL MUNI, LUISE RAINER in "The Good Earth"...A MARX BROS. COMEDY...NORMA SHEARER in "Pride and Prejudice". . . JEANETTE MacDONALD, NELSON EDDY in "Maytime". . . GRETA GARBO in "Camille". . . GRETA GARBO in "Beloved". . . . NORMA SHEARER, CHARLES LAUGHTON in "Marie Antoinette". . . WILLIAM POWELL, MYRNA LOY in "The Prisoner of Zenda" ..."BROADWAY MELODY OF '37" with Eleanor Powell, Allan Jones, Igor Gorin, Sid Silvers, George Murphy, Una Merkel, Frances Langford . . . Rudyard Kipling's "KIM" with big M-G-M cast including FREDDIE BARTHOLOMEW . . . "MR. AND MRS. WASHINGTON" by Rupert Hughes . . . "BORN TO DANCE" with Eleanor Powell, Allan Jones, Sid Silvers, George Murphy, Buddy Ebsen, etc. . . . WALLACE BEERY in "The Foundry". . . WILLIAM POWELL, MYRNA LOY in "After the Thin Man"...CLARK GABLE in "No Hero"...WILLIAM POWELL, LUISE RAINER in "Adventure For Three". . . JOAN CRAWFORD, CLARK GABLE in "Saratoga". . ."CAPTAINS COURAGEOUS" with big M-G-M cast including FREDDIE BARTHOLOMEW . . . LUISE RAINER in "Maiden Voyage" . . . CLARK GABLE (tentative) in "The Great Canadian". . . "EASY TO LOVE" with Eleanor Powell, Allan Jones, Buddy Ebsen, Frank Morgan, Sid Silvers, Una Merkel, Frances Langford, etc. *The first release of the New Season*

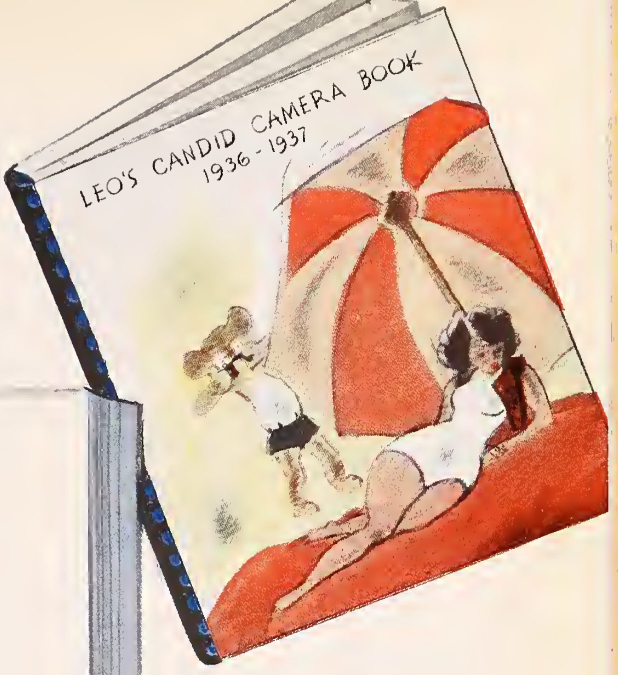
"THE GREAT ZIEGFELD"

STORY PROPERTIES

Millions of dollars in story and play properties, the result of unceasing search the world over, many of which will make up the balance of the product.

THREE MILLIONS FOR PROMOTION

In 1936-37 M-G-M puts behind its unprecedented array of Giant Entertainments a far-flung promotion drive in the newspapers, national magazines, nationwide billboards, network radio, exploitation staffs, etc.



SOON!

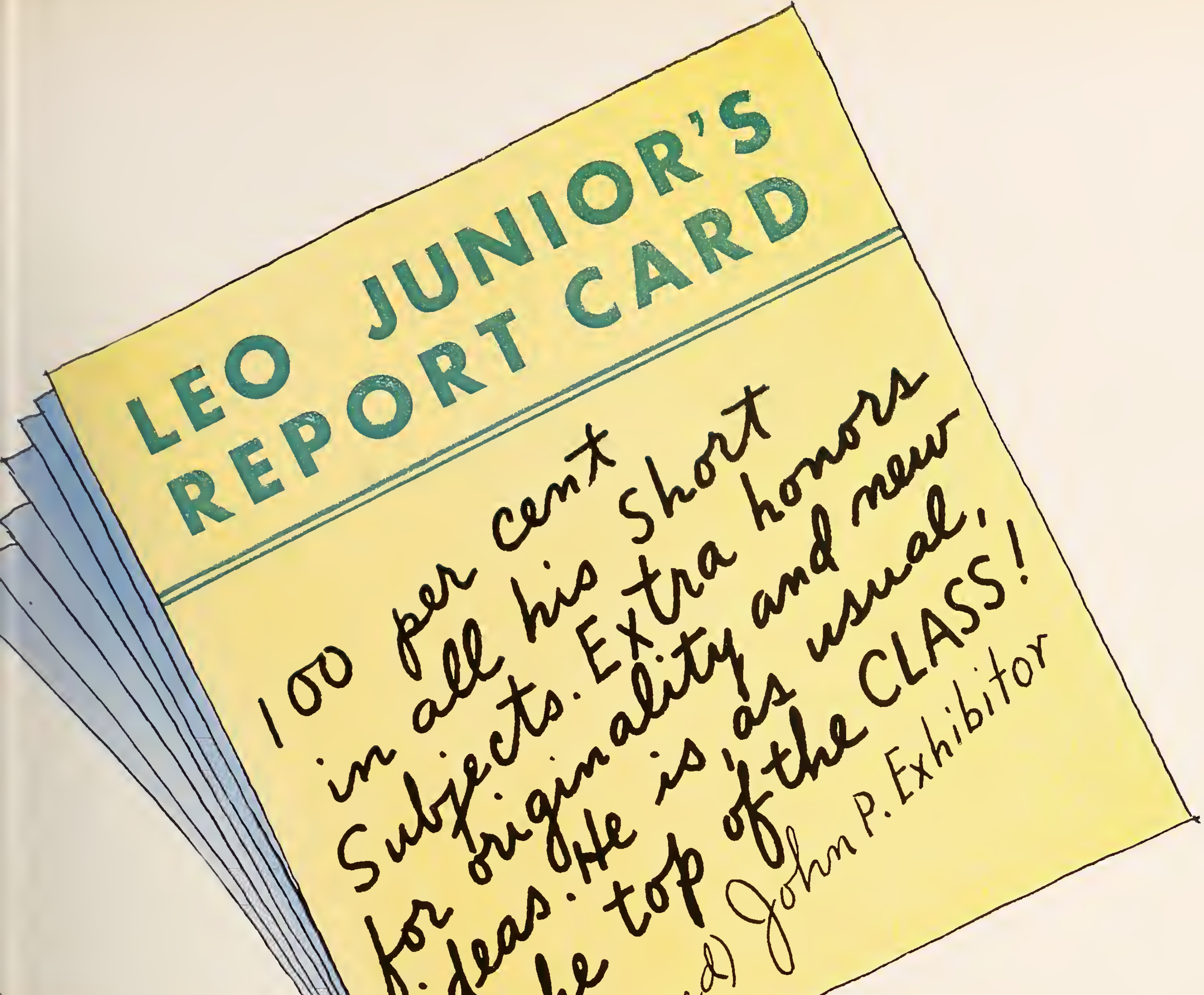
Be sure that *you* get this book personally. Don't let someone else "borrow" it first. You wouldn't blame them. In all modesty, it's a possession for any library. It runs approximately 118 pages, profusely illustrated with informal, candid pictures of the vast galaxy of M-G-M stars and players.

IT'S THE BIG BOX-OFFICE NEWS OF 1936-1937!

DON'T LOOK NOW!

***But when you've finished these pages, turn over* QUICK!**

Over there is the most important Short Subject Announcement that has ever been made by any company at any time!



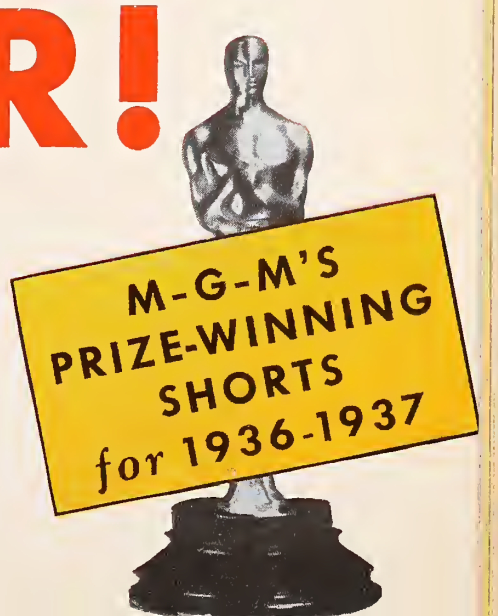
LEO JUNIOR'S REPORT CARD

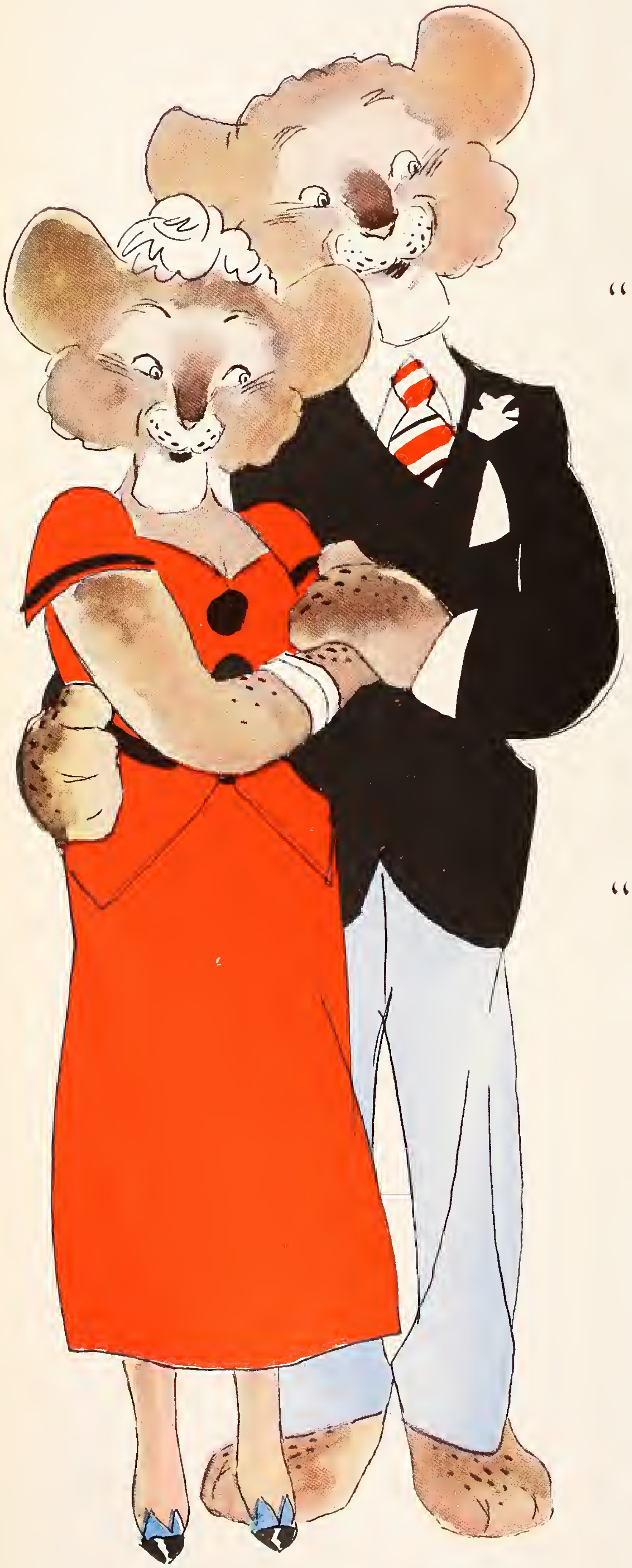
100 per cent in all his Short Subjects. Extra honors for originality and new ideas. He is, as usual, at the top of the CLASS!

(signed) John P. Exhibitor

THE KID'S CLEVER!

—and his proud
parents take this
opportunity to
announce ☞


M-G-M'S
PRIZE-WINNING
SHORTS
for 1936-1937



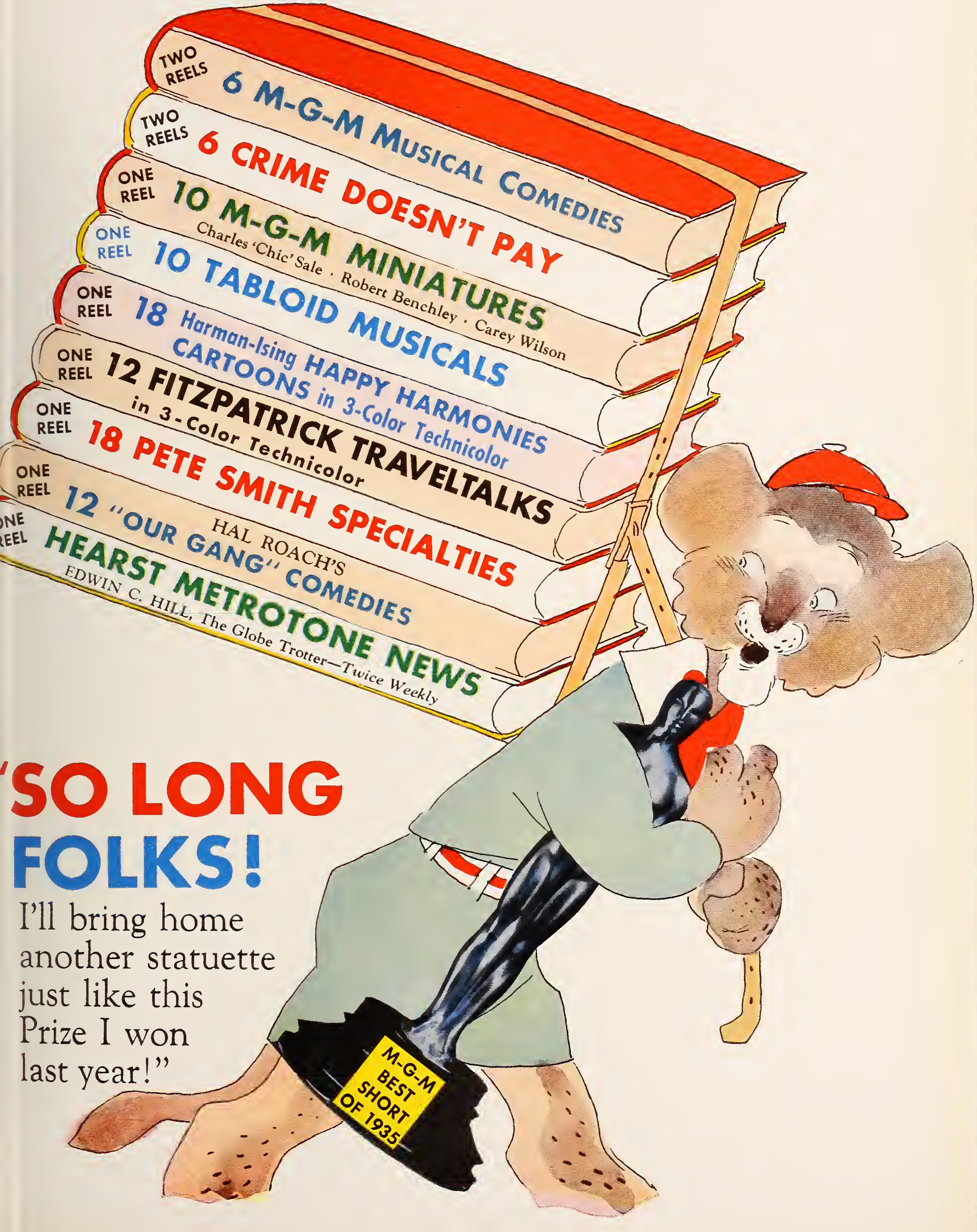
"**We** send him back to you in 1936-37, Mr. Exhibitor, our hearts overflowing with gratitude for your kindnesses to Junior in the past season.

•

"**Mother** has washed him behind the ears and dressed him up in the best M-G-M manner. I've spent a fortune on him and you'll find that the kid's got a flock of new tricks that will keep your paying guests amused and delighted all season long."

•

"**Good-luck,** Junior, you're going out into the 1936-37 season with the wonderful reputation you established last year. Remember you're backed by all the resources and talents of the world-famous M-G-M clan and you're worthy to stand beside the best feature fellows of the family. Your old mammy and pappy are proud of you!"


TWO REELS 6 M-G-M MUSICAL COMEDIES
TWO REELS 6 CRIME DOESN'T PAY
ONE REEL 10 M-G-M MINIATURES
Charles 'Chic' Sale . Robert Benchley . Carey Wilson
ONE REEL 10 TABLOID MUSICALS
ONE REEL 18 Harman-Ising HAPPY HARMONIES
CARTOONS in 3-Color Technicolor
ONE REEL 12 FITZPATRICK TRAVELTALKS
in 3-Color Technicolor
ONE REEL 18 PETE SMITH SPECIALTIES
ONE REEL HAL ROACH'S
12 "OUR GANG" COMEDIES
NE
EEL HEARST METROTONE NEWS
EDWIN C. HILL, The Globe Trotter—Twice Weekly
M-G-M BEST SHORT OF 1935

'SO LONG FOLKS!

I'll bring home
another statuette
just like this
Prize I won
last year!"

MUSICALS IN
THE ZIEGFELD
MANNER

ISN'T IT THE TRUTH, MR. EXHIBITOR—

that when you need Junior Musical Comedies on your screen, you'd prefer to have them made by the same celebrated talents and at the same studio that made M-G-M's "The Great Ziegfeld." We thought so and that's why we're making—

6 M-G-M MUSICAL COMEDIES

in 2 Sparkling Reels Each

Gay and eye-filling screen spectacles, handsomely mounted in the M-G-M manner—studded with abundant casts of feature-rank star names and beautiful girls—and produced on a lavish scale with all the resources of the mighty M-G-M Studios, including the ace song-writers of "Great Ziegfeld" fame, Walter Donaldson, Gus Kahn, Nacio Herb Brown and Arthur Freed—and outstanding composers and conductors such as Herbert Stothart and Nathaniel W. Finston.

10 M-G-M TABLOID MUSICALS

in 1 Sensational Reel Each

Romantic short stories—smart, bright and charming interludes in highly concentrated form—splashed with laughs, girls and dancing, and set to specially written music that will tune up any program. Series will include:

Name Bands but presented with a specially built STORY
World-Famous Songs each dramatized with a novel STORY
Dance Novelties created by Sammy Lee (noted dance director for Florenz Ziegfeld) each to contain a STORY

M-G-M'S
PRIZE-WINNIN
SHORTS
for 1936-193

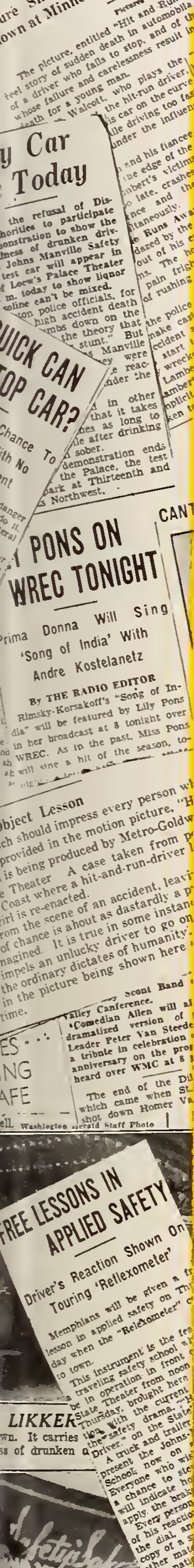
Have Your "S. Q." Tested
Tells Dramatic Story of Sudden Death
EXTRA ADDED AT
CRASHES SHOW
MAYOR EMPHASIZES NEED FOR SAFETY
Tale of Driver Who Struck—and Fled
Films Join Crusade to Cut Traffic T
HIT and RUN DRIVER

Announcing the continuation and development of the Greatest Short Subject Series in ten years—

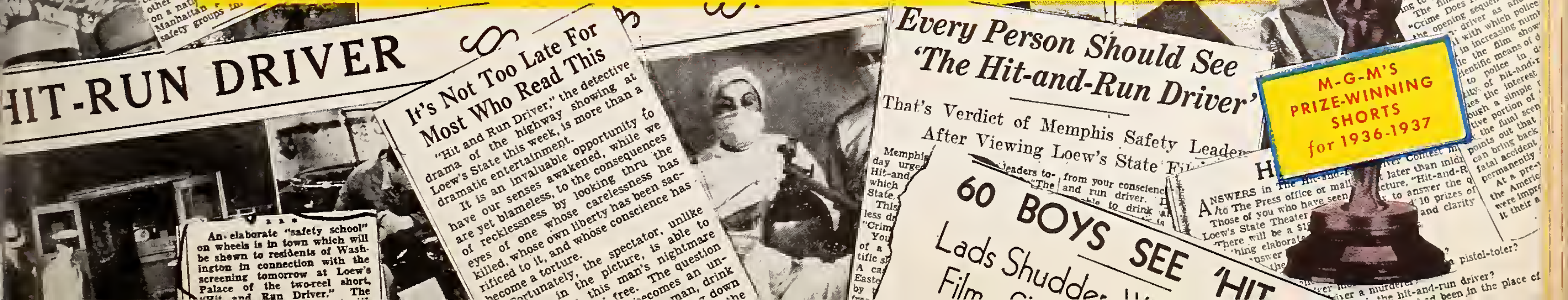
CRIME DOESN'T PAY

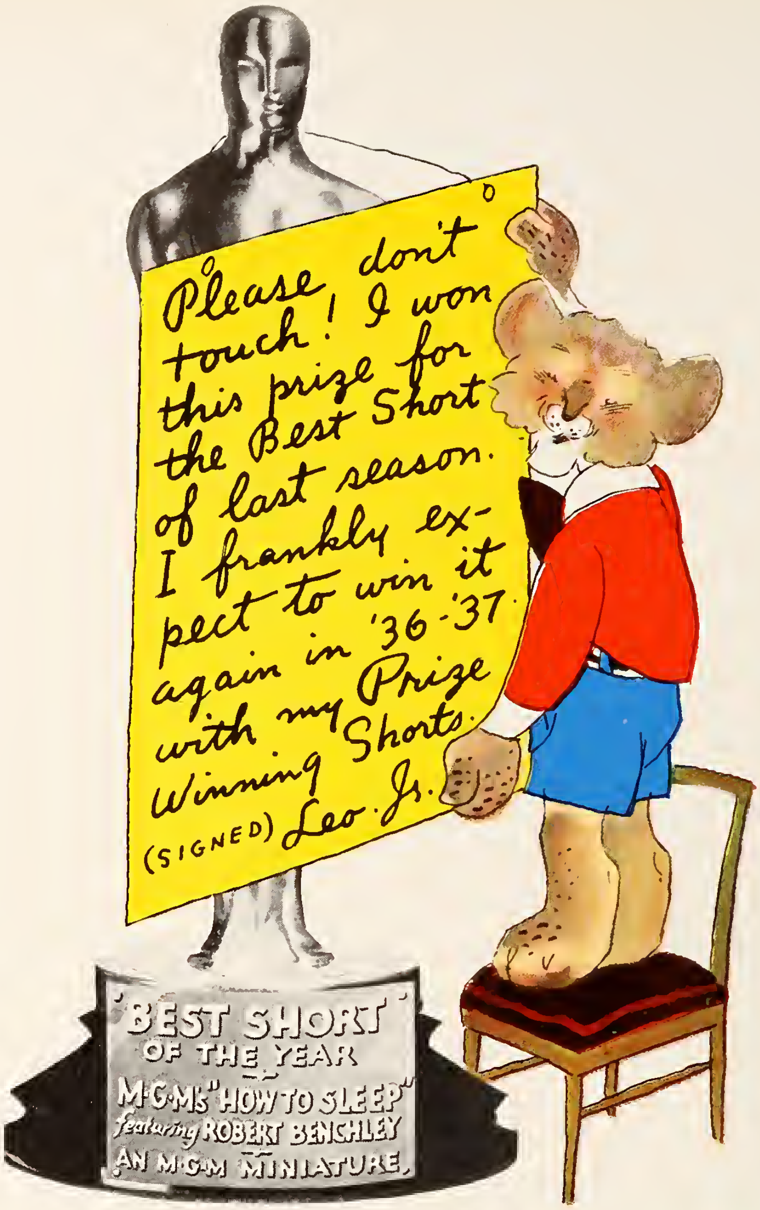
6 THRILLING DRAMAS IN TWO REELS EACH!

Experience has proven that no matter what else is on the program you can rest assured that a CRIME DOESN'T PAY subject will send them out satisfied with the whole show. To exhibitors who have consistently played these wonderful little entertainments we don't have to expound their virtues. We want the industry to know that M-G-M, proud of the nationwide response to this series, is zealously guarding the reputation they have won from press and public. We are proceeding with new slants on CRIME DOESN'T PAY . . . timely, dramatic stories that are designed for Page-One publicity breaks at the time of release. (By the way, the phenomenal newspaper space piled up by "Hit and Run Driver" throughout the nation, editorials, news stories, picture publicity, etc., has broken all existing publicity records for ANY short subject.) M-G-M will continue to give this series the feature-value production with feature-value casts and directors that actually lifts them out of the *short* category. And as in the past, which developed stars like Robert Taylor, Edward Norris, etc., the casts will present new, outstanding talents.


QUICK CAN STOP CAR?
PONS ON WREC TONIGHT
FREE LESSONS IN APPLIED SAFETY

BAKKEN URGES DRIVERS TO SAFETY
VICTOR
Extra ADDED ATTRACTION
HIT AND RUN DRIVER
SAFETY SCHOOL IS PLANNED
Bad Drivers View Safety
MAYOR EMPHASIZES NEED FOR SAFETY
Judge Orders Driver To See Safety Picture
MOVIE ON SAFETY TO BE SHOWN HERE


HIT-RUN DRIVER
It's Not Too Late For Most Who Read This
Every Person Should See 'The Hit-and-Run Driver'
60 BOYS SEE 'HIT
M-G-M'S PRIZE-WINNING SHORTS for 1936-1937


Please don't touch! I won this prize for the Best Short of last season. I frankly expect to win it again in '36-'37 with my Prize Winning Shorts.
(SIGNED) Leo. Jr.
"BEST SHORT" OF THE YEAR
M-G-M's "HOW TO SLEEP" featuring ROBERT BENCHLEY
AN M-G-M MINIATURE.

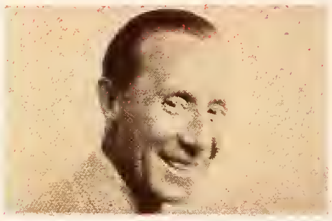
IT WAS AN "M-G-M MINIATURE" THAT COPPED THE INDUSTRY AWARD LAST YEAR!

Happily we present in 1936-37 THE PRIZE-WINNING SERIES!

10 M-G-M MINIATURES

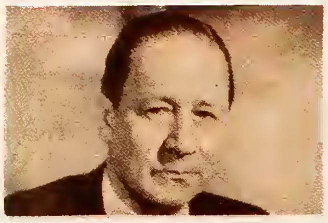
THREE BRILLIANT PERSONALITIES BEHIND THE SERIES!

The carefully thought-out program of M-G-M shorts for next season covers a wide range of audience interests. We honestly feel that nowhere else could a theatre obtain show-building elements so absorbing and entertaining as those provided by the Miniature series.



CHARLES 'CHIC' SALE

His "Perfect Tribute" did more to win new patrons to theatres than any film of the year, long or short, and what publicity it got. 'Chic' Sale is one of the greatest character actors of our time. He has new, distinguished impersonations for next season to delight your audiences.



ROBERT BENCHLEY

A new, refreshing personality for the screen! Already famous in literary fields, Benchley brings to pictures a casual quality of genuine humor that has won him an immediate and enthusiastic public. His first Miniature took the prize for Best Short of the Year. Watch for "How to Cure a Cold."

CAREY WILSON

Another brilliant talent for this interesting series. He has long been a famed writer of outstanding feature pictures. He wrote and delivered the dialogue for the fascinating "Pitcairn Island" featurettes of the past season...and audiences demanded more!

SOMETHING
NEW
in
CARTOONS

ISN'T IT THE TRUTH, MR. EXHIBITOR

that the first principle of wide-awake showmanship is to keep one step ahead of the times; never to let your patrons tell you they're fed up with the old year-after-year stuff—BUT TO BEAT THEM TO IT WITH SOMETHING BRIGHT AND NEW!

THE ONLY CARTOON

offering a

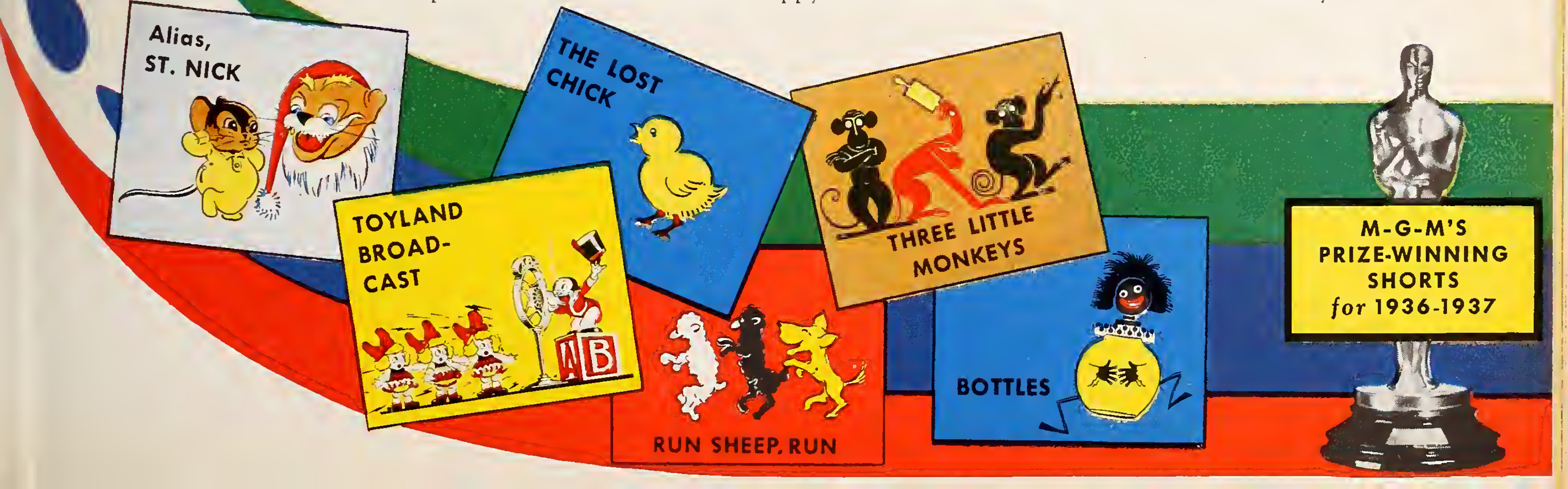
COMPLETE NEW CAST AND AN ENTIRELY NEW SHOW EACH ISSUE!

18

Harman-Ising HAPPY HARMONIES CARTOONS in 3-Color TECHNICOLOR

and Scored by a 34-PIECE SYMPHONY ORCHESTRA

The well-known critic of the N. Y. Times, Mr. Frank Nugent, expresses what is coming to be more and more the general editorial opinion in America when he says: "Mr.———————— is not the only wizard of animation in Hollywood. Harman-Ising have displayed a real talent." How wise of these showmen to refuse to limit their product to a tiresome repetition of any one or two set characters. Cleverness of theme, beauty of technicolor-reproduction and distinguished symphonic musical effects make Happy Harmonies the class cartoons of the industry.


Alias, ST. NICK
THE LOST CHICK
THREE LITTLE MONKEYS
TOYLAND BROADCAST
AB
RUN SHEEP, RUN
BOTTLES
M-G-M'S PRIZE-WINNING SHORTS for 1936-1937

Accept
NO
TRAVEL
Substitutes

ISN'T IT THE TRUTH MR. EXHIBITOR—

that things with distinction and quality give your theatre a standing in the community that other theatres lack, because they are sometimes careless in watching details of their program—**BUT THE AUDIENCE NEVER STOPS WATCHING!**

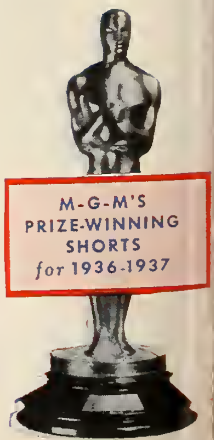
DE LUXE
TRAVEL
FOR YOUR
PATRONS!

There is only ONE De Luxe Travel Series—

FITZPATRICK TRAVELTALKS

12 GREAT 1-REEL SUBJECTS IN THREE COLOR TECHNICOLOR

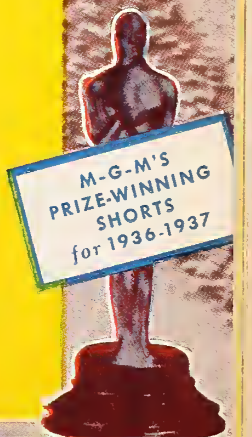
In the Metro - Goldwyn - Mayer manner! That's Fitzpatrick Traveltalks! Their Technicolor beauty, their de luxe quality, their ever-interesting, new story-telling approach make them FIRST! The *extra* sparkle on your program and the *extra* draw at your box-office!


M-G-M'S
PRIZE-WINNING
SHORTS
for 1936-1937

15 YEARS AGO!

In 1921 Hal Roach the famed comedy producer collected a flock of assorted kids and started "OUR GANG" comedies. Probably in no other phase of motion pictures has any idea retained its hold on the American public so steadfastly year after year. The Gang is as American as baseball and the circus, and there's no age limit to its enjoyment. Their series for 1936-37 will feature "Spanky" McFarland, supported by Darla Hood, "Alfalfa" Switzer, Billy "Buckwheat" Thomas, Baby Patsy. Fred Newmeyer, who directed "The Pinch Singer" and "Arbor Day" will direct. This year "Our Gang" went on a personal appearance tour and it was no surprise that they broke box-office records.

12 OUR GANG COMEDIES (1 REEL Each)



"HE'S JUST PLAIN PETE SMITH, AN AMERICAN GUY WITH A GREAT SENSE OF HUMOR!"

That's how one exhibitor sized him up! No sir, he doesn't wear a monocle or spout a lot of phoney theories about Art in the movies. He's just another American named SMITH, with a delicious funny bone and a happy faculty for observing his fellow-citizens in action and making swell cracks about the globe we spin on. He's accumulated a world-wide reputation during the five years he's been M-G-M's ace screen commentator, and he's better than ever. The variety of his recent subjects, such as "Audioscopiks," "Airhoppers," "Jonker Diamond" (*what publicity it got!*), will be extended. Whether it's the world of sports or adventure, animal, vegetable or mineral life, if it lends itself to his keen and comic handling he'll do it. Your program's bright spot in 36-37!

18 PETE SMITH SPECIALTIES (ONE Reel Each)

HATS OFF

o the Globe Trotter

DWIN C. HILL
EADS AGAIN

- ✓ 1933
- ✓ 1934
- ✓ 1935
- ✓ 1936

M-G-M'S PRIZE-WINNING SHORTS for 1936-1937

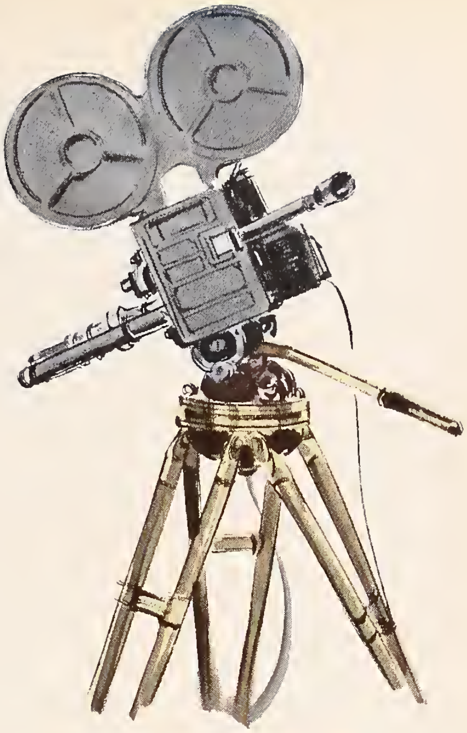
THE NEWSREEL WITH THE LARGEST CIRCULATION!

If it's NEWS—it's in Hearst Metrotone News! If it's in Hearst Metrotone News it's FIRST! And it's expertly described by Edwin C. Hill, GREATEST of them all!

For the fourth consecutive year Edwin C. Hill ranks FIRST in the Annual Radio Editors' Poll conducted by N. Y. World-Telegram.

Smart showmen advertise the name because he is on the screen 104 times a year and on the radio twice every week in the year! Reaching an audience of 80 millions weekly.

The Magic Voice of Edwin C. Hill continues to hold the nation spellbound. His popularity, ever-increasing, makes his name a definite news-reel draw!

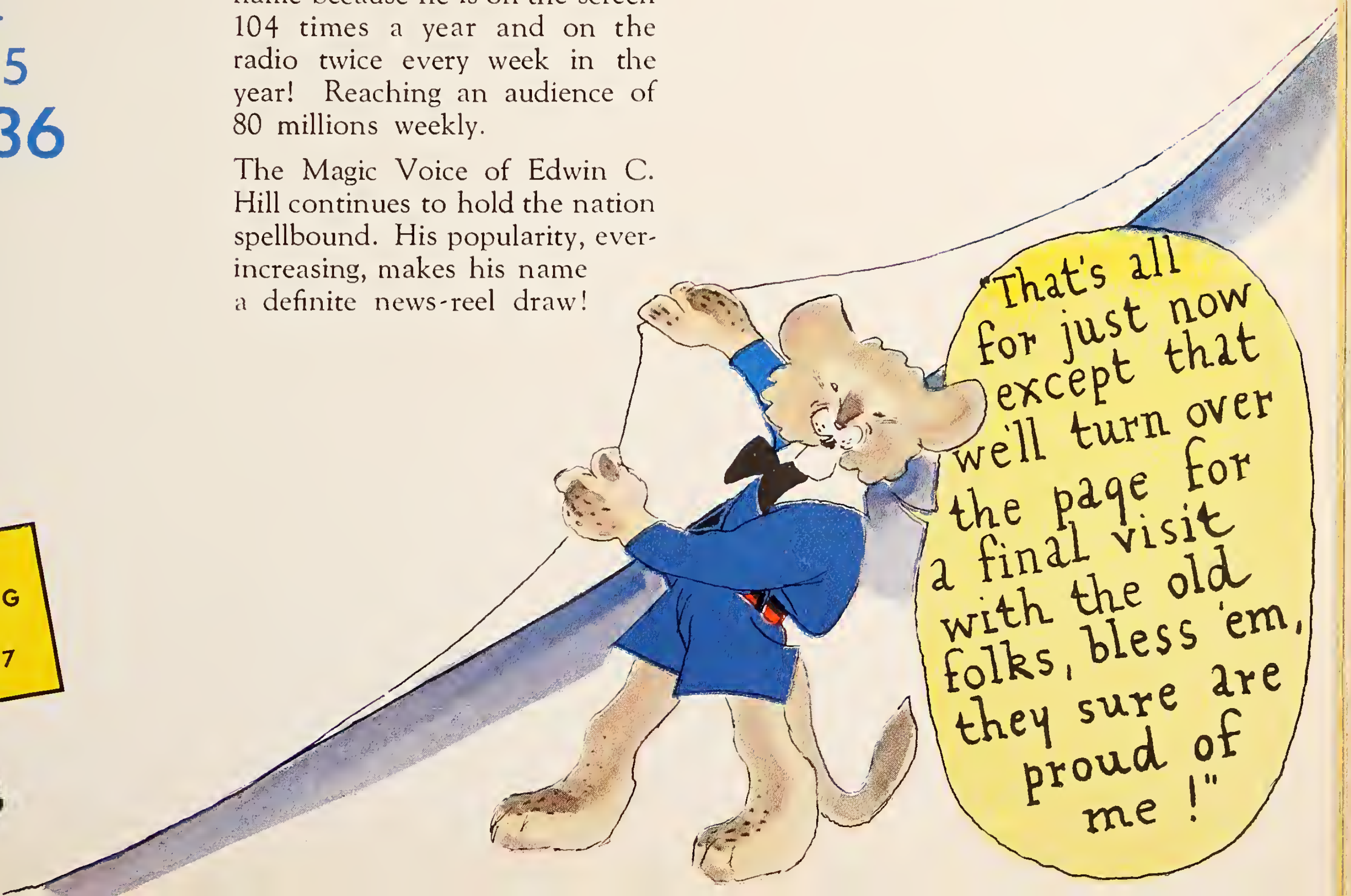


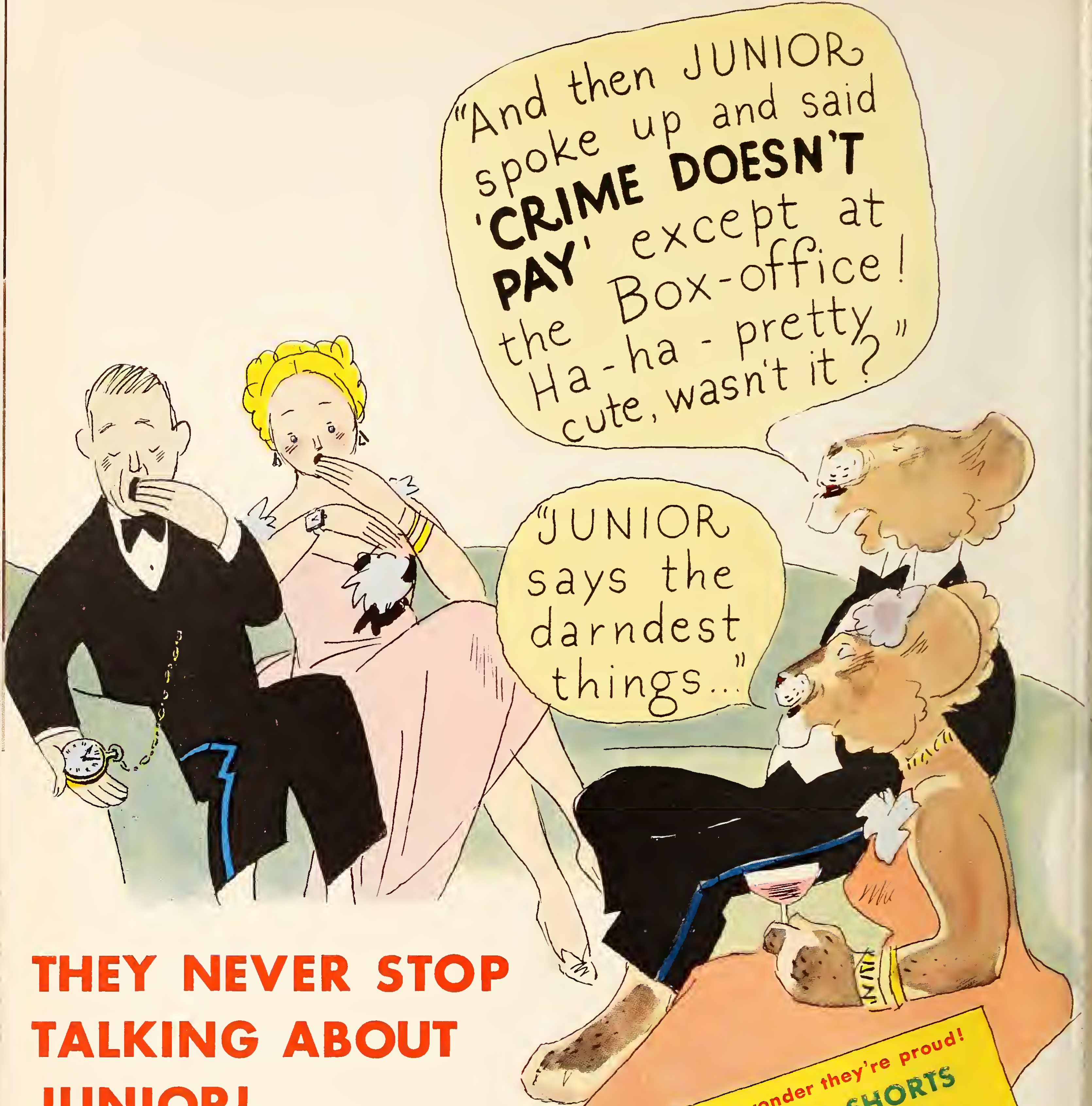
HEARST METROTONE NEWS

featuring **EDWIN C. HILL**

THE GLOBE TROTTER

TWICE WEEKLY
ONE REEL EACH


"That's all for just now except that we'll turn over the page for a final visit with the old folks, bless 'em, they sure are proud of me!"


"And then JUNIOR spoke up and said 'CRIME DOESN'T PAY' except at the Box-office! Ha-ha - pretty cute, wasn't it?"
"JUNIOR says the darndest things..."

THEY NEVER STOP TALKING ABOUT JUNIOR!

And that goes for Mr. and Mrs. Public, too! M-G-M short subjects get attention. They have a flair and quality about them that can be duplicated nowhere else. They win prizes and they win *additional* attendance at theatres. De luxe in production, carefully built up with known names and up-to-the-minute in showmanship they take their place with distinction alongside of the world-renowned M-G-M feature productions!

M-G-M'S
PRIZE-WINNING
SHORTS
for 1936-1937

No wonder they're proud!

M-G-M SHORTS 1936-1937

- 6 M-G-M Musical Comedies
- 6 Crime Doesn't Pay
- 10 M-G-M Miniatures
  - 'Chic' Sale—Robert Benchley—Carey Wilson
- 10 Tabloid Musicals
- 18 Harman-Ising Happy Harmonies Cartoon in 3-Color Technicolor
- 12 Fitzpatrick Traveltalks in 3-Color Technicolor
- 18 Pete Smith Specialties
- 12 Hal Roach's "Our Gang" Comedies
- HEARST METROTONE NEWS
- Edwin C. Hill, The Globe Trotter (Twice Weekly)

Purely Personal

MAX REINHARDT will sail next week for Salzburg to attend the stivals. He is now working on his ew picture at the Warner studios hich has given him leave to be on and for the big event.

•

Louis Hayward, recently the re- pient of a long term Universal con- act, left the coast yesterday by ane for New York en route to Lon- on and the bedside of his mother, ho is critically ill. He will sail the *Berengaria* Wednesday.

•

John R. Sloan, an assistant direc- r at Warners' Teddington studios in ngland, arrived yesterday on the *anhattan* for a four to six-month oliday. He plans to leave by plane r Hollywood in a day or so "to ok around."

•

William Heineman, west coast vision manager for Universal, and L O'Keefe, Los Angeles branch ad, are in town for the company's nual sales meet which gets under ay at the Waldorf Monday.

•

Edgar Kennedy and his wife, Pat- cia Alwyn, arrived today from the ast. Kennedy will make personal pearances in the east, opening at e Earle, in Washington, D. C., on ne 19.

•

John Wexley, playwright, flies to ollywood today to start a writing signment at Twentieth Century-Fox. he deal was arranged by the William Morris Agency.

•

Irving Asher, London studio head r Warners, will arrive from Holly- ood the latter part of next week, aded for the other side.

•

"Dinty" Moore, who arrived from t. Louis on Tuesday, already has ken over his new duties as metro- olitan manager for Warner theatres.

•

Robert Nathan's new novel, "The nchanted Voyage," has been sold to wentieth Century-Fox, through the illiam Morris office.

•

Ozzie Nelson and his band, with arriet Hilliard, will play at the aramount in conjunction with "Pop- ," opening next Wednesday.

•

Edward Gross, general production anager for Sol Lesser, arrived yes- rday from the coast to see plays and ok for talent.

•

William Gedris of Ideal Seating o., Grand Rapids, Mich., will leave r home today after a three-day visit re.

•

Howard Parker of Dennis Games, hiladelphia, left for Philadelphia sterday and is due to return here ain this afternoon.

•

Sam Rinzler, Max A. Cohen, am Strassberg and Joe Hornstein ade a foursome at the Glen Oaks ountry Club yesterday.

•

Mel Huling of Far West Ex- anges, San Francisco, left for the ast yesterday via TWA. On the ame plane were M. Perrin and Arthur Phillips, Paramount writers. Ben Goetz also was aboard the same plane.

•

Gregory La Cava is heading for New York and Europe, but will look in on the Universal convention at the Astor next week before sailing.

•

Sam E. Morris, Warners foreign head, is due to return from Hollywood in about three weeks.

•

James Winn, Grand National's division manager for the midwest, left for Chicago yesterday.

•

Michael Farmer and Erskine Gwynne will take the airlines to Hollywood tomorrow.

•

Andy Dietz has returned to St. Louis after a 10-day stay in town.

•

Kay Kamen plans to head for the coast sometime next month.

•

Lupe Velez arrives on the *Bremen* today.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Earthworm Tractors"

(*First National*)

Hollywood, June 11.—With vigorous hilarity as his keynote, Joe E. Brown here brings Alexander Botts, the famous tractor salesman of William Hazlett Upson's magazine stories to life. The picture gives incident after incident from the career of Botts, a self-styled natural-born salesman, with each one topping its predecessor as a laugh-provoker until in the last sequence when Brown, demonstrating, rides Guy Kibbee, a tractor prospect, over a callapsing trestle, adding suspense which will floor the spectators who may have survived previous efforts to knock them into the aisles with laughter.

Brown, ever sure of himself, stumbles into success after outlandish blunders. In his first demonstration, to Kibbee, he leaves Guy stranded in a tractor that is running wild through a swamp. This escapade brings him an order from William Davidson, Kibbee's business competitor. Later, on his own, he moves Kibbee's house at night to the wrong address. During his adventures he courts Carol Hughes and later decides he loves June Travis, Kibbee's daughter, messing his love affairs as efficiently as his business. However, he finally wins Miss Travis.

Richard Macauley, Joe Traub and Hugh Cummings wrote the screen play, contributing smart dialogue, and director Ray Enright has routined the action for comedy punch. Supporting cast includes Joseph Crehan, Gene Lockhart, Dick Foran and Olin Howland, who aid the merriment by straight performances. The Sam Bischoff production combines the elements tastefully and Arthur Todd's photography is above average.

The picture should add to Brown's following and click generally.

Production Code Seal, No. 2,076. Running time, 65 minutes. "G."

"Wellington Pike Goes West"

(*Maurice O'Neill Prod.-State Rights*)

Hollywood, June 11.—Typical wild west, production of which takes a satirical twist, this is aimed directly at the patronage contingents that enthuse to cowboy-tenderfoot-badman stuff. In the title role Russell Gleason, writer of lurid western yarns, goes west. The townfolk, aided and abetted by Virginia Carroll, with whom Gleason has fallen in love, conspire to give him a thrill action reception outdoing in excitement anything conceived by his fertile mind.

Turning to burlesque, a gang of real desperadoes headed by Jack LaRue, bankrobbing bent, swoop down on the town and its celebrants. To the tune of much gun-popping and comic, hair-raising adventure, tenderfoot author Gleason outwits and captures bad man LaRue and saves the town's finances from spoilation.

Impressionable youngsters and imaginative western addicts probably will find much to thrill and amuse them, but the quality of the entertainment probably will not excite run-of-the-mill theatregoers.

No production code seal. Running time, 55 minutes. "G."

"King" Gets $67,000

Approximately $67,000 was chalked up for the second week of "The King Steps Out" at the Music Hall. "Bullets and Ballots" at the Strand garnered about $16,000 for the third week, or $4,500 under the second stanza. "The Princess Comes Across" ended with slightly over $32,000 at the Paramount while "Little Miss Nobody" tallied about $25,000 at the Roxy.

Use British National

Joseph M. Schenck was quoted in yesterday's Motion Picture Daily as saying in Hollywood that Twentieth Century-Fox would produce 10 pictures in the G. B. studios in England. The company's English production will be at British National Studios.

Bank Night Spreading

New Haven, June 11.—The Strand, Sound View and Windsor, have signed for Bank Night.

Short Subjects

"The Song of a Nation"

(*Vitaphone*)

Taking the familiar story of how the national anthem came to be written and embellishing it with an intimate and seemingly authentic touch, the producers of this short have made a stirring, historical document. It is filmed in Technicolor and the incident is vividly and colorfully brought home. Touching and restrained, Donald Woods, in the role of Francis Scott Key, plays against the dramatically projected scenes of the bombardment of Fort McHenry by the British fleet, anchored in Chesapeake Bay, and gives a finished performance. The slight thread of story has Woods conflicting with his wife, Claire Dodd, in government opinions. She leaves him after writing the famous letter on which he wrote the words of the song. A tieup with patriotic societies will reap dividends when this short is shown. The color is well-done, as usual, and the battle scenes are remarkably realistic. Also in the cast are Joseph Crehan, Addison Richards, Virginia Brissac and Gordon Hart. The musical setting is finely given by the invisible, Hall Johnson Choir. Production Code Seal, No. 2,175. Running time, 22 mins. "G."

"Home On The Range"

(*Educational*)

A fairly entertaining musical featuring Niela Goodelle, Fred Lightner and Nell Kelly. The plot of the film involves mistaken identity angles, resultant complications, comic treatment of marriage for money. A few well-spotted harmony songs by the Buccaneers' Octette and an excellent solo by Miss Goodelle enliven the piece. Production Code Seal No. 01019. Running time, 19½ mins. "G."

"Dumbbell Letters No. 4"

(*Van Beuren-Radio*)

In this short there is the usual collection of "hot ones" from the mailbag. Some are unconsciously funny and others downright stupid. However, some humor prevails in practically all. Production Code Seal No. 0376. Running time, 5 mins. "G."

Malfeasance Action Hits Theatre Heads

Wilmington, June 11.—An action charging malfeasance in office was filed against four directors of the Wilmington Amusement Co. and Topkis-Ginns Theatre Co. in Chancery Court here today by the Farmers' Bank of Delaware. The action charges James N. Ginns, Charles Topkis, his wife, Mrs. Vitelia Topkis, and Oscar Ginns with malfeasance in office as officers and directors of the two companies. Their removal is asked.

The bill alleges that the funds of Topkis-Ginns Co. were used wrongfully to gain voting control of Topkis Bros. Co., local manufacturers. The complainant is owner and holder of stock of Wilmington Amusement Co. The bill asks for an accounting, return of funds to Topkis-Ginns Co. and immediate election of directors.

Wilmington Amusement Co. is a holding company whose assets consist solely of cash and the Queen Theatre, leased to Warner Bros. Topkis-Ginns Co. is its subsidiary with assets of cash and the Arcadia Theatre, also leased to Warner Bros.

Seriousness, Humor Mark Ampa Awards

(*Continued from page* 1)

kind of an honor for the best campaign on a picture sold on its merits without the help of names.

It was a large turnout of members and company executives. On the dais were: Gordon White, Howard Dietz, Al Lichtman, Martin Quigley, Colvin Brown, Ed Fay, Ed Kuykendall, Harry Brandt, Tom Hamlin, Joseph Gallagher, S. Barret McCormick, Robert M. Gillham, Walter Vincent, Jack Alicoate, John Benson, Joseph E. Benson, S. Charles Einfeld, Charles McD. Puchette, Paul Gulick, J. Hood MacFarland and Red Kann.

White outlined the steps leading up to a decision to make awards by saying that it had been discussed for several years before it had been found possible to work out the details. Martin Starr was one of the persistent advocates, he said, and recently Milton Silver had suggested the plan anew. No exploitation and publicity awards were made, he explained, because of the impossibility of presenting something concrete to the judges. As finally decided, the plan had been split into four classifications—best advertisement addressed to the trade, best advertisement addressed to the public, best poster and best press sheet.

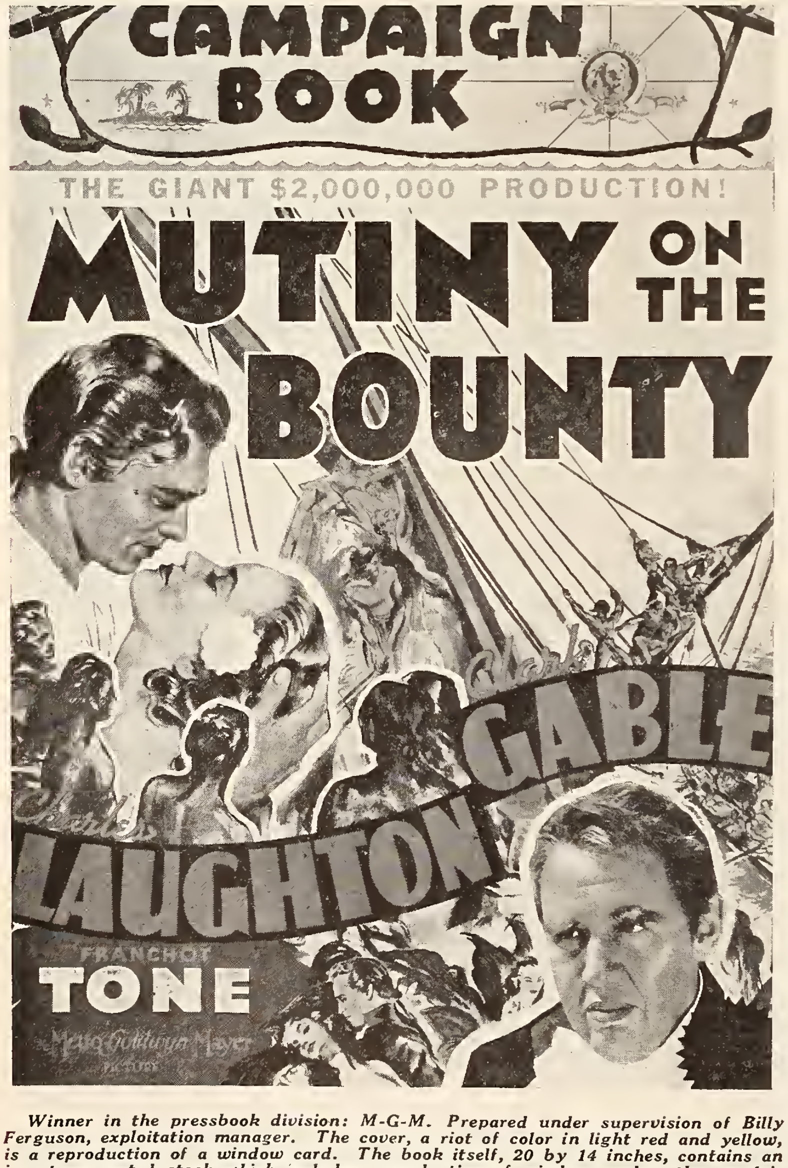
Winners were: Best addressed to the trade—Moe Kallis, Paramount, for 16-page insert on "How to Pack 'em In"; best ad addressed to the public—Leo Quanchi, RKO, for newspaper layout on "The Little Minister," with a certificate of merit to Ralph E. Lund; best poster, a 24-sheet on Joe E. Brown's "Alibi Ike"—Joseph Tisman, Warners; best press sheet—"Mutiny on the Bounty," M-G-M, accepted by Howard Dietz in behalf of his department.

Howard Dietz Toastmaster

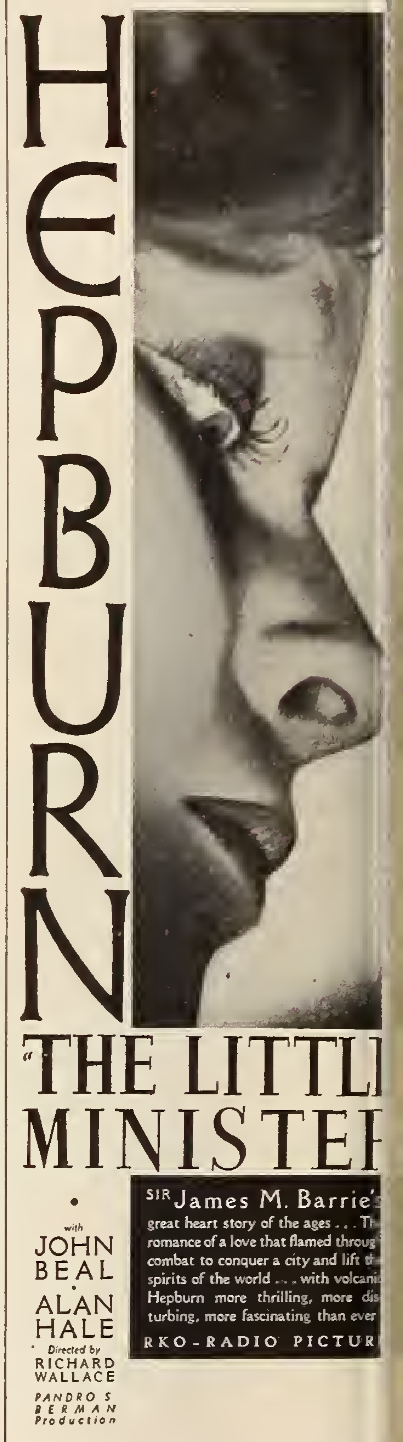
The awards were bronze plaques mounted on wood, the original sketches for which were drawn by Hap Hadley, an Ampa member, and were developed by Anthony de Francisci, a sculptor.

Dietz acted as toastmaster after White had explained that he (Dietz) had been out on a bachelor party the night before. The toastmaster arose with an effort and said he hoped the gathering would forgive him if he

(*Continued on page* 23)



Winner in the pressbook division: M-G-M. Prepared under supervision of Billy Ferguson, exploitation manager. The cover, a riot of color in light red and yellow, is a reproduction of a window card. The book itself, 20 by 14 inches, contains an insert on coated stock which includes reproduction of window cards, other exploitation material and descriptions of tieups. The main body of the book includes a wide variety of publicity suggestions, prepared reviews and newspaper ads.



SIR James M. Barrie's great heart story of the ages . . . Th romance of a love that flamed throug combat to conquer a city and lift th spirits of the world . . . with volcani Hepburn more thrilling, more disturbing, more fascinating than ever

Adjudged the best piece of copy a dressed to the public. A three column a from Radio's pressbook on "The Litt Minister". Plaque went to Leo Quanch artist in S. Barret McCormick's depar ment, chiefly for layout. Certificate merit went to Ralph Lund for copy.

I. A. Renames Browne As Convention Ends

KANSAS CITY, June 11.—The I. A. T. S. E. today reelected all of the officers by unanimous vote, as the organization ended its convention here. The officers are: George E. Browne, president; John P. Nick, first vice-president; William P. Covert, second vice-president; Harland Holmden, third vice-president; Richard F. Walsh, fourth vice-president; Floyd M. Billingsley, fifth vice-president; James J. Brennan, sixth vice-president; Roger M. Kennedy, seventh vice-president.

An amendment to increase the terms of the officers from two to four years passed by the narrow margin of 10 votes. The organization will continue to hold conventions biennially. The incoming board was authorized by the convention to set up a pension and hospitalization plan. It is planned to attempt to have the Government require I. A. men in theatres at military bases and other Government institutions.

Browne was empowered to seek the introduction into Congress of a bill to bring Government service film operators under civil service. The placing of I. A. men in the many small, non-union theatres in outlying districts was urged. The grievance committee asked the organization to demand more cooperation from Equity in the matter of summer stock actors who do not refuse to work when I. A. members are not employed.

$15,775 Is Michigan Rogers Contribution

DETROIT, June 11.—Michigan theatres and exchanges contributed $15,775.78 to the Will Rogers Memorial fund, according to J. E. Flynn, divisional manager for M-G-M, who served as chairman of the committee in charge of the drive in Zone 12. Based upon four per cent quota of the $300.000 sought nationally, this put Michigan more than 33 1/3 per cent over the top.

In announcing the sum collected, Flynn expressed thanks to the various members of the committee, composed of local exchange managers, who helped to make the drive a success, as well as to all contributors.

The final figures representing the total collected during the Rogers Fund drive throughout the country will not be available for several days, at the earliest, it was indicated at the headquarters of the fund yesterday.

Wallis to Put Six Pictures into Work

Within three weeks after he arrives on the coast, Hal B. Wallis will place six pictures in work at the Warner studios, he stated yesterday upon his return on the *Conte de Savoia* from a five-week vacation abroad.

Three of the productions will be "God's Country and the Woman," with Bette Davis and George Brent; "The Green Light," with Errol Flynn and with Frank Borzage directing, and Paul Muni in "The Gentleman from Kimberley" with William Dieterle directing.

With his wife, Louise Fazenda, Wallis visited London, where he spent 10 days; Paris, Vienna and Prague, where he spent a week at Max Reinhardt's castle in Salzburg; Venice an Nice. The Warner studio executiv said he looked over a number of play and made two or three tests, but wil do nothing about these until he get back to Hollywood.

Only two features will be made i Technicolor, Wallis asserted. On will be "God's Country and th Woman."

Miss Fazenda will appear in "An It All Came True" for Cosmopolitar She may do one for M-G-M befor this picture.

Accompanied by Henry Blank Warner supervisor, who also reache these shores on the *Conte de Savoi* after a six-week Sabbatical leave, th Wallises left for the coast yesterda on the Century.

Seriousness, Humor Mark Ampa Awards

(Continued from page 22)

acted like a "milk toastmaster." Physically he may have been weak, but his wit was as nimble as usual and his satire as biting.

Ampa had gone through a number of phases, he said, from the "night club administration of William R. Ferguson, White's predecessor, to the present academic, educational regime." A session like this one in Ferguson's administration would have been "like a meeting of the Smithsonian Institute in Leon and Eddie's."

"Awards are getting so common," Dietz went on, "that we meet them everywhere—the Academy, trade papers and fan magazines. If this keeps up we'll be able to hire an advertising man for $75 per week and three plaques."

Then he got down to the business of introducing speakers. "The man I am about to present is beginning to be an annoyance to me. I meet him everywhere at these luncheons—Quigley, I mean the man, not the plaque."

Quigley said that if Dietz had looked at the pencilled notation before him he would have discovered that he was supposed to speak on trade paper advertising.

Ads an "Auxiliary"—Quigley

"I am interested in this venture," Quigley said, "because of my concern that trade papers should do certain things for the industry. I want trade advertising to be a definite working auxiliary. I want it to continue to represent the ideals of the industry.

"It was 40 years ago that the first industry ad appeared. There has been great progress. The industry's product has won the admiration of the advertising world. You men directly concerned with its production are deserving of the highest appreciation. I congratulate you and hope your standards will be maintained."

"Quigley is a dreamer," said Dietz before introducing the next speaker. "He isn't interested in what he gets out of it. Now I'll present another publisher—of sorts—Jack Alicoate."

Alicoate remarked drily that he wasn't sure that "alleged humorous comments" of toastmasters should be introduced in an occasion of this kind.

"I'm not interested so much in the type of advertising as I am in how much," Alicoate went on. "When I get down to the office in the morning—or the early afternoon—that is what I want to know.

"But seriously," he continued, "I think this industry has more competent men engaged in advertising, publicity and exploitation than any other."

Kuykendall was the next speaker and was followed by Lichtman. Before going into the serious phases of his talk Lichtman took up Dietz's reference to a $75 a week advertising man, and said: "I'm glad to know we can get one for that figure. Dietz's contract is coming up for renewal. We'll offer him your plaques and $50 a week."

A. A. A. A. Head Presents Awards

Presentation of the awards was made by John Benson, president of the American Ass'n. of Advertising Agencies. He gave a number of statistics on film advertising and said that more than 15,000 individual ads are turned out daily. Good copy, he said, should be judged by the honesty of its appeal, the impression it makes on readers, fair play to competitors. It is one thing to tell a plausible story; it's another to tell it with sincerity of statement and service to readers, he added. These contests give a stimulus to better advertising by recognizing the men who produce it, he concluded.

The judges were: Joseph E. Hanson, Hugh Philbin, Harry Carey, Frank Quinn, Ben Nash, Fred G. Cooper, Karl Egge, William A. Adriance, Gerald Lauck, Bernarr Macfadden, Charles McD. Puchette, Ed Kuykendall, Edward M. Fay, W. G. Van Schmus, Martin Quigley, Harry Brandt, Si Fabian, Elias Sugarman, Walter Vincent, Jay Emanuel, J. W. Alicoate, Ray Gallagher, Tom Hamlin, Chick Lewis, Joe Gallagher, George T. Delacorte, Jr., Gordon S. White, George Batcheller, James MacFarland, Red Kann.

Beginning next Monday the winning Ampa award pieces will be placed on exhibition for one week at the Cinema Club.

Conn. IMPTO Hits Para Ad Sale Plan

New Haven, June 11.—The Independent M. P. T. O. has passed a resolution condemning Paramount's new accessories plan, in spite of the credit feature on the ground that a majority of exhibitors would not be able to take advantage of the credit.

It was also decided to ask sound equipment men to address future meetings.

Committee Is Named For Laemmle Dinner

A lengthy list of well-known men, in and out of the industry, constitute the committee making arrangements for the dinner to Carl Laemmle at the Waldorf June 22. The late Nathan Burkan was chairman, as head of the amusement division of the United Palestine Appeal. Co-chairmen are Eddie Cantor, Louis Nizer and Louis K. Sidney and Isidor Kadis, secretary. The committee itself is composed of:

Jack Alicoate, M. H. Aylesworth, Paul Benjamin, David Bernstein, Edgar S. Bloom, Major Edward Bowes, William A. Brady, Harry Brand, Leo Brecher, Jules E. Brulatour, Gene Buck, Harry D. Buckley, Eddie Cantor, Howard S. Cullman, Sam Dembow, Jr., Ned E. Depinet, Eddie Dowling, Gus Edwards, Mitchel Erlanger, Dave Ferguson, William J. German, Morris Gest, Bernard F. Gimbel, Jonah J. Goldstein, Sam H. Grisman, Siegfried F. Hartman, Maurice Kann, Austin Keough, George N. Kirchwey, William Klein, Mitchell Klupt, Albert Kobler, Samuel Levy, Al Lichtman, Julian W. Mack, Carl E. Milliken, Alfred J. McCosker, Henry Moskowitz, B. S. Moss, Paul Moss, Dennis F. O'Brien, John E. Otterson, William S. Paley, Brock Pemberton, C. C. Pettijohn, Theodore A. Peyser, Martin Quigley, Matty Radin, Robert Robins, Herman Robbins, Gustavus A. Rogers, Saul E. Rogers, Louis K. Sidney, William I. Sirovich, Max D. Steuer, Albert Warner, Harry M. Warner, Wm. D. Weinberger and Alex Yokel.

The one woman member is Fannie Hurst.

Appeals Bank Night Sentence to "Gang"

La Grange, Ga., June 11.—Joe Jorman, theatre operator, who was fined $250 and given a suspended sentence of six months on the chain gang on a Bank Night lottery charge here yesterday, has filed a motion for a new trial. Judge W. T. Tuggle set the hearing for July 16.

The Lam Amusement Co., of Rome, Ga., employers of Jorman, has stated that the appeal will be taken to the Supreme Court if necessary in order to secure a final ruling on the legality of Bank Night operations in Georgia.

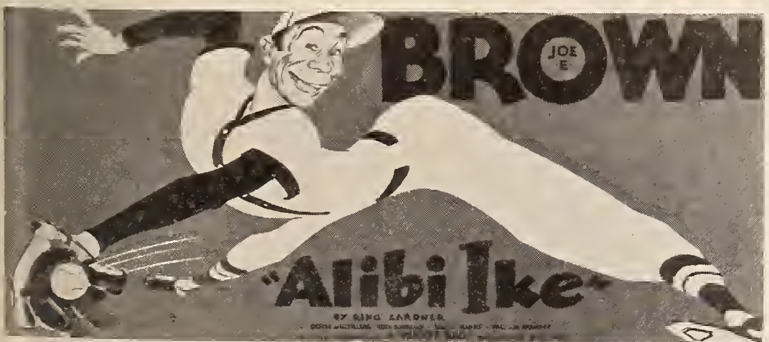
Three other men recently charged with similar offenses include: Fred Jabley and O. L. Gaston, La Grange, and L. J. Duncan, West Point.

Goldwyn Signs Newcomer

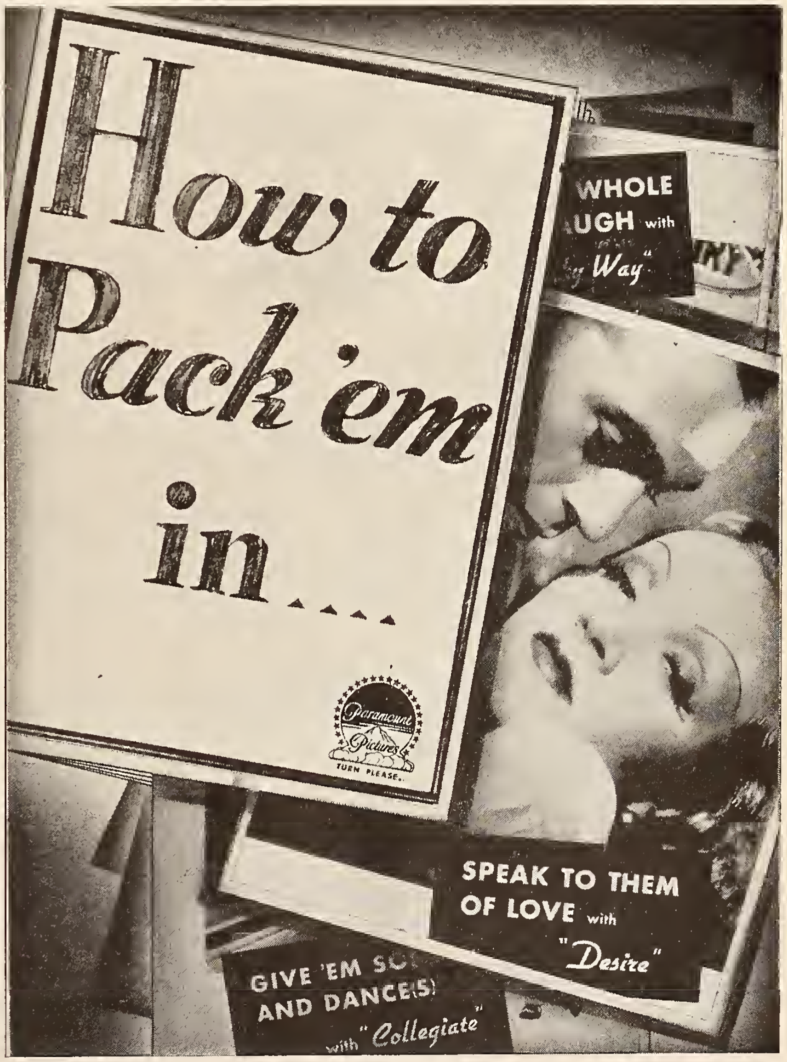
Samuel Goldwyn has signed Kathryn Marlowe for an important role in "Dodsworth." It will be Miss Marlowe's first experience as an actress. She has appeared currently as a soloist with a popular dance band.

Levi Flying to Chicago

Hollywood, June 11.—Newton Levi is planning to leave by plane Friday for the Warner convention in Chicago.



The winner in the poster division. A 24-sheet for which award went to Joseph I. Tisman, art director of Warners in charge of posters. The artist was Melville Phillips. Head of Joe E. Brown is only portion of poster requiring color. The figure is in white and maroon; the lettering, yellow with dark gray outline and the background in gray.



The plaque for the best advertising copy addressed to the trade goes to Paramount. Moe Kallis of the company's art department was responsible for the layout and, in part, the conception. This was a 16-page insert in two colors, the opening page of which is illustrated above. It advertised "The Trail of the Lonesome Pine" in four colors and 10 attractions all told. The insert appeared in leading trade papers in January, this year.

OPPORTUNITY IS POUNDING

(on your box-office window!)

In "SINS OF MAN" 20th Century-Fox gives you another of the year's great pictures.

"SINS OF MAN" stars Jean Hersholt . . . in his first picture since "The Country Doctor". . . in a sensational performance.

"SINS OF MAN" introduces to the screen Don Ameche, radio star of "The First Nighter." His brilliant performance in this picture already has earned him stellar assignments in the 1936-37 program.

"SINS OF MAN" packs the kind of emotional wallop that made "Humoresque," "Stella Dallas" and "Sorrell and Son" the box-office smashes of their time.

The values are there! But to get *all* that's coming to you, you've got to get behind it.

"SINS OF MAN" is as big as you make it. It is one of the greatest word-of-mouth hits ever made.

"SINS OF MAN," forcefully advertised, will start packing your house from the opening of the doors.

"SINS OF MAN" is a production of which 20th Century-Fox is highly proud . . . and of which you also will be proud!

If you've asked for a screening, you've seen for yourself!

JEAN HERSHOLT in **"SINS OF MAN"** with DON AMECHE, Allen Jenkins. A Darryl F. Zanuck 20th Century Production. Presented by Joseph M. Schenck. Directed by Otto Brower and Gregory Ratoff. Associate Producer Kenneth Macgowan. Based on a story by Joseph Roth. Screen play by Samuel G. Engel. Adaptation by Frederick Kohner and Dr. Ossip Dymow.

20th CENTURY FOX
THE KEYSTONE OF YOUR FUTURE

Robbins and 20th-Fox in Music Tieup

(Continued from page 1)

Gaumont British, the music firm looms as one of the dominant organizations in its field in the industry, rivaling Warner Brothers' Music Publishers' Holding Corp. in strength.

The Twentieth Century-Fox agreement was concluded in effect on the coast recently, with Jack Robbins, vice-president, representing the music company, and William Goetz, Darryl F. Zanuck and Joseph M. Schenck acting for the film company. The contract actually was drawn and signed in New York. E. P. Kilroe prepared the agreement for Twentieth Century-Fox and Julian T. Abeles, Robbins attorney, for that company. Jack Bregman, Robbins Music secretary and general manager, acted for the company in New York.

Twentieth Century-Fox music is currently handled through Movietone Music Corp., a Twentieth Century-Fox company, which acts virtually as an intermediary between the film company and the publisher and distributor of the music, Sam Fox Music. Under the new agreement Movietone Music will retain its identity. It will copyright the music of the film company, which then will be assigned to and distributed by Robbins or Feist, under a royalty agreement with Movietone Music. The Sam Fox company will be entirely eliminated under the new setup.

Pact with G.B. Subsidiary

The English agreement actually will be concluded with Cinephonic Music Co., Ltd., which is a subsidiary of Gaumont British. Jimmy Campbell, head of Cinephonic and acting in charge of the Gaumont British music department in England, has been negotiating the deal in this country.

He left for England last week, carrying with him a copy of the contract, to seek the approval of the G. B. board of directors on the agreement. It is expected that such approval will be forthcoming, and the contract signed shortly, probably in London. Campbell is expected to return to this country in August, but the deal is expected to be closed before then. Cinephonic will continue to handle G. B. music in England.

Twentieth Century-Fox owns a 49 per cent interest in Gaumont British.

Olin Morgan Heads Club

Macon, Ga., June 11.—Olin Morgan, assistant manager of the Capitol, has been elected president of the Macon Theatre Club, members of which are Lucas & Jenkins employes. Other officers: Jimmy Powell, vice-president; Clyde Andrews, treasurer; Eleanor Miller, secretary; Ed Sandifur, sergeant-at-arms; Steve D. Manderson, press reporter.

Three Signed by M-G-M

Hollywood, June 11.—M-G-M has signed new term contracts with George Oppenheimer, Cecelia Parker and Cary Wilson. Oppenheimer is a writer, Miss Parker is an actress, and Wilson's contract calls for his services both as dialogue writer and screen commentator.

RKO English Unit Signs for 15 Films

(Continued from page 1)

quota law, which was put into effect seven years ago and expires the end of next year. He said producers want a higher quota, exhibitors a lower quota and distributors are aiming for the elimination of the law entirely.

Hanbury feels that the British industry is not being helped any by the quota act. He said that for the first year the quota was seven and a half per cent of the imported footage and this has risen to 20 per cent. There is a possibility that the current figure may be reduced to 15 per cent, the RKO representative held. He is in favor of ruling out the quota on a footage basis and in its stead substitute a clause for quality pictures, one for every 10 imported.

"If fewer quality pictures replace the many cheap pictures being made it will be better for the industry," Hanbury believes.

About 175 new theatres were built in England last year and indications are that 200 will be constructed this year, according to Hanbury. "Building is going on at a rapid rate and there is a lot of buying in progress by the big circuits."

Business has improved tremendously and prospects for the coming season are very good, the RKO executive stated. He plans to remain in New York about two weeks and then return home.

French Strike Hits Theatres, 'Changes

(Continued from page 1)

ing proportions insofar as the theatres are concerned and the Exhibitor Ass'n is trying to make arrangements to prevent a walkout. Theatre grosses in Paris have suffered a sharp decline.

The shutdown of the exchanges will halt the release of many pictures tomorrow necessitating the closing of some of the houses.

Hartford Power Cheaper

Hartford, June 11.—Theatres and other commercial users in Hartford and surrounding territory will save $300,000 annually on current from the Hartford Electric Light Co. The reduction followed an agreement between the company and Joseph L. Shulman, attorney for a group of consumers including the Rivoli, who petitioned the Public Utilities Commission for lower rates. Beginning with this month's bills, an average saving of 12% will go into effect, with additional savings for theatres and others increasing their use of power over last year.

Coast Group Entraining

Hollywood, June 11.—Pandro S. Berman, P. J. Wolfson, Harry Sherman, Bill Boyd and Leigh Jason will leave here by train for New York tomorrow.

Vacationing in France

Detroit, June 11.—Joe Miskinis, owner of the Alden and Midway in Dearborn, is vacationing in Versailles, France, with his family.

G. B. to Cooperate With MPTOA Plans

(Continued from page 1)

dent, reported yesterday following a meeting with G. B. officials.

The company indicated that it would make concessions on cancellations, score charges and other trade practice issues which would match those offered by other companies, Kuykendall said. The M. P. T. O. A. president and Lewen Pizor of Philadelphia represented the exhibitor trade practice committee, while G. B. was represented by Arthur Lee and George Weeks.

O. C. Lam of Rome, Ga., and Jack Miller of Chicago are expected to join Kuykendall and Pizor today for meetings with Twentieth Century-Fox this morning and United Artists this afternoon. With today's meetings the exhibitor trade practice committee will have met with nine national distributors individually, which will conclude the committee's current sessions. Kuykendall plans to leave for his home at Columbus, Miss., tomorrow and may be back here about the end of the month. In the meantime, he hopes that distributors will agree upon means for putting their indicated concessions into effect for the new season. In this event a second series of meetings between the exhibitor committee and the distribution companies would not be necessary.

Expect Skouras-RKO Case Will Fold Up

(Continued from page 1)

said to be virtually no chance of its being called for trial before the court adjourns for the summer term. By the time the court reconvenes next fall the RKO theatre's product deal with Twentieth Century-Fox will have expired, as it was a one-year deal only, made last September.

The case was based on the Skouras contention that the sale of the films to the RKO house day and date with competing neighborhood houses operated by Skouras was a violation of the latter's Fox franchise. Skouras obtained an injunction last fall restraining the 81st St. from playing the product and the RKO house has managed without it since. Efforts to settle the case were made during the winter, but were abandoned recently when it become apparent that there was little chance of the case going to trial before the expiration of the RKO deal.

Fire Damages N. O. Spots

New Orleans, June 11.—Audiences at the Wonderland and Newcomb here vacated the houses in orderly fashion when a fire on the second floor of the building housing the twin theatres caused $10,000 damage to walls and equipment. Henry Lazarus, operator, stated that his insurance will cover 50 per cent of the loss.

Cuba to Pre-Censor Film

Havana, June 11.—The Government of Cuba has decided to establish film censorship offices in New York, and has appointed Roberto Hernandez as commissioner there. Beginning July 1, American films destined for Cuba are to be reviewed by the censor prior to shipment.

Cohn Predicts Move to Keep Stars Off Air

(Continued from page 1)

ance of stars on radio programs an at a recent meeting methods of correcting this foolish competition of ou own people with the theatres in whic their real popularity and income i found were discussed."

Cohn said that while no definite action was taken at the meeting referre to, he predicted that more contract would include clauses prohibiting radi appearances in the future and tha producers whose players' contracts already had such clauses would be les free to waive those restrictions henceforth. He said that Hollywood producers, too, were finding the radi activities of stars increasingly costly not only in competitive results bu in actual delays and inconveniences t shooting schedules caused by length rehearsals of the players for thei radio programs.

Cohn referred in particular to th Lux Theatre program staged by Ceci B. DeMille, with Clark Gable an Marlene Dietrich, and to the Louell Parsons Hollywood Hotel program with its broadcasts of excerpts fron outstanding pictures by the player starred in the productions.

Cortez Is Assigned

Hollywood, June 11.—Ricardo Cortez, recently signed to a term contrac at Warners, has been assigned to pla Perry Mason in "The Case of th Caretaker's Cat." Cortez will mak several films in the Erle Stanley Gardner detective series for the comin season, replacing Warren Willian who has played the character fou times.

Wall Street

Eastman Leads Gains on Board

	High	Low	Close	Net Chang
Columbia pfd.....	44	44	44	— ⅛
Eastman Kodak..	164½	162½	164½	+2½
Eastman, pfd	164	164	164	.....
Loew's, Inc.	45	44½	44¾	— ¼
Paramount	8½	8¼	8½	+ ¼
Paramount 1 pfd.	66½	66	66	+ ½
Paramount 2 pfd.	9½	9½	9½	+ ⅛
Pathe Film	7⅝	7½	7½	.....
RKO	5¾	5½	5¾	.....
20th Century-Fox.	26⅝	26½	26½	— ⅝
20th Century, pfd.	34¾	34½	34¾	+ ¼
Warner Bros.	10¼	9⅞	10¼	+ ¼

Little Curb Activity

	High	Low	Close	Net Chang
Sonotone	2⅞	2¾	2⅞	.....
Technicolor	28⅝	28⅝	28⅝	— ⅜
Trans-Lux	4¼	4¼	4¼	.....

Most Bonds Advance

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40....	25¼	25¼	25¼	.....
General Theatre Equip. 6s '40, ctf	26	25	26	+ ¾
Keith B. F. 6s '46	93	93	93	+ ¼
Loew's 6s '41 ww deb rights	97½	97	97	.....
Paramount B'way 3s '55	58¼	58	58	— ⅛
Paramount Pict. 6s '55	90	89½	90	+ ½
RKO 6s '41 pp....	63½	63½	63½	.....
Warner Bros. 6s '39 wd	94¼	94	94¼	+ ½

(Quotations at close of June 11)

SMART SHOWMEN . . . . No. 6

JEFFERSON AMUSEMENT COMPANY AMONG FIRST TO BUY UNIVERSAL'S PRODUCT for 1936-37!

Operators of 59 East Texas theatres, the Jefferson Amusement Company assures itself of the best by signing 100% of Universal's lineup for the new season! Gentlemen—to your success!

FULL SPEED AHEAD WITH THE NEW UNIVERSAL!

"King Steps" $16,500 High In St. Louis

St. Louis, June 11. — "The King Steps Out" was an outstanding hit at the Fox with a take of $16,500, which was $4,500 above par for this house.

"Show Boat," after a two-week run at the Fox, grossed $10,400 at the Ambassador, which was $1,400 above the average for that house under the price scale charged.

The weather of the week was fairly seasonal for this period and had little effect either way on attendance.

Total first run business was $52,350. Average is $46,000.

Estimated takings for the week ending June 4:

"SHOW BOAT" (Univ.)
AMBASSADOR—(3,018), 25c-35c-55c, 7 days. **Gross:** $10,400. (Average, $9,000)

"THE KING STEPS OUT" (Col.)
FOX—(5,038), 25c-35c-55c, 7 days. **Gross:** $16,500. (Average, $12,000)

"UNGUARDED HOUR" (M-G-M)
"ROBIN HOOD OF ELDORADO" (M-G-M)
LOEW'S—(3,162), 25c-35-55c, 7 days. **Gross:** $9,950. (Average, $10,000)

"PRINCESS COMES ACROSS" (Para.)
ORPHEUM—(1,950), 25c-35c-55c, 7 days. **Gross:** $8,600. (Average, $8,500)

"SONS O' GUNS" (W. B.)
"BORDER FLIGHT" (Para.)
SHUBERT-RIALTO—(1,725), 25c-35c-55c, 7 days. **Gross:** $6,900. (Average, $6,500)

"Things" Is $7,250 Cincinnati Leader

Cincinnati, June 11.—"Things to Come" turned in the best showing of the week by getting $7,250, up by $750, at the RKO Lyric.

Grosses were better in a number of spots as a result of the double holiday and cooler weather.

"The Harvester" reaped $2,100 at the independent Strand, up $600. "Private Number" figured $12,500 at the RKO Albee, where par is $12,000. It moved to the RKO Capitol. "Show Boat" steamed in with $3,100 on the third downtown week at the RKO Grand. Average is $2,750. It held for a fourth stanza. "Road Gang" gathered $2,500 on a full week at the RKO Family, where a split week is the normal policy.

Total first run business was $41,950. Average is $48,200.

Estimated takings:

Week Ending June 2:

"THE HARVESTER" (Republic)
STRAND—(1,500), 15c-25c, 7 days. **Gross:** $2,100. (Average, $1,500)

Week Ending June 4:

"PRIVATE NUMBER" (20th-Fox)
RKO ALBEE—(3,300), 35c-42c, 7 days. **Gross:** $12,500. (Average, $12,000) Moved to RKO Capitol.

"TROUBLE FOR TWO" (M-G-M)
RKO PALACE—(2,700), 35c-42c, 7 days. **Gross:** $6,300. (Average, $10,000)

"THE KING STEPS OUT" (Col.)
RKO CAPITOL—(2,000), 35c-42c, 7 days. 2nd downtown week. **Gross:** $4,600. (Average, $6,500)

"THINGS TO COME" (U. A.)
RKO LYRIC—(1,400), 35c-42c, 7 days. **Gross:** $7,250. (Average, $6,500)

"SHOW BOAT" (Univ.)
RKO GRAND—(1,200), 25c-40c, 7 days, 3rd downtown week. **Gross:** $3,100. (Average, $2,750). Held for fourth week.

"ROAD GANG" (F. N.)
RKO FAMILY—(1,000), 15c-25c, 7 days. **Gross:** $2,500. (Average for split week, $2,450)

"SONS O' GUNS" (W. B.)
KEITH'S—(1,500), 30c-40c, 7 days. 2nd week. **Gross:** $3,600. (Average, $6,500)

Out Hollywood Way

Hollywood, June 11. — David O. Selznick to produce "The Man with a Young Wife" during the summer. . . . May precede "Julius Caesar." . . . Robert Corbin, portrait photographer, quits Radio after eight years to join Goldwyn. . . . James Montgomery Flagg does Merle Oberon portrait in one day.

Betty Grable, back from personal appearance tour with Jackie Coogan, reports at Radio. . . . Arthur Arthur, formerly on *Brooklyn Eagle* staff, joins M-G-M publicity department. . . . Frederick James Smith here on national magazine campaign for Howard Dietz. . . . Harvey Stephens building a 40-foot glider. . . . Clarence Brown directing "The Gorgeous Hussy" with fractured arm in a plaster cast.

Jed Prouty has new four-picture contract at Twentieth Century-Fox. . . . Chester Morris, released from M-G-M contract, signs with Columbia for three years. . . . Playing in "There Goes the Bride" . . . Lynn Starling finishes with Wanger; signed by Columbia. . . . Frank McHugh gets new term pact at Warners. . . . Assigned to "Three Men on a Horse." . . . Columbia signs Marguerite Churchill to term contract and casts her in "Find the Witness."

✚

Casting—Max Wagner added to "Charlie Chan at the Racetrack" . . . Helen Brown in "Pepper"; Tyrone Power, Jr., in "Girls' Dormitory," and Franchot Tone in "The Gorgeous Hussy" opposite Joan Crawford at M-G-M. . . . Gary Cooper, Harold Lloyd and Francis X. Bushman added to Paramount's "Hollywood Boulevard" . . . Harry Carey in "Valient Is the Word for Carrie," same studio.

Columbia signs James Dunn for lead in "The Fighter" . . . Claude Rains in lead of "Mistress of Fashion" opposite Kay Francis, Warners. . . . Helen Broderick in "Count Pete," Radio. . . . Holmes Herbert, Snub Pollard, Kenneth Lawton in "The Gentleman from Louisiana," Republic. . . . Fred Keating, Fuzzy Knight and Jean Chatburn in "The Devil on Horseback," Hirliman Prod. . . . Caroline Chew, Oriental dancer, cast in "The Good Earth," M-G-M. . . . Barnett Parker and Hans Morehart in "The General Died at Dawn," Paramount. . . . Gail Sheridan in "Three Married Men," same studio.

✚

Directors—Edwin L. Marin gets new term contract at M-G-M. . . . John Cromwell signed to two-year pact by Twentieth Century-Fox. . . . Assigned to "The McKinley Case." . . . Philip Moeller, N. Y. Theatre Guild director, signed by Radio to direct "Million Dollar Profile." . . . Dorothy Arzner to direct "Craig's Wife," Columbia.

✚

Writers—Joseph A. Fields and Philip G. Epstein assigned to work on "Beauty, Inc.," Radio . . . Viola Brothers Shore working on "Count Pete" and Thyra Sampter Winslow on an untitled story, Radio.

✚

Story Buys—Dialogue rights to Paul Kelly's play, "Craig's Wife," cleared by Columbia. . . . "Satisfaction Guaranteed" by Richard English acquired by Radio; William Sistrom, Jr., to produce.

✚

Title Change—"The Plainsman" final title of Cecil B. DeMille's film previously called "Buffalo Bill" and "This Breed of Men."

✚

Musicians—Sigmund Romberg signed by M-G-M to adapt score of his "Maytime." . . . Lew Pollock and Sidney Mitchell doing musical numbers for "Pigskin Parade" at Twentieth Century-Fox.

✚

Cameramen—John Mescall, first camera, and Allan Jones, second, signed by Republic for "Follow Your Heart." They did "Show Boat."

"King Steps" Gets $9,500 in Buffalo

Buffalo, June 11.—"The King Steps Out" really stepped out over a holiday week-end of cold and unpleasant weather. It drew $9,500 to the Lafayette to go over par by $3,500, and was held over.

"Bullets or Ballots" clipped along at a good pace at the Great Lakes, with a take of $11,400, over average by $3,100.

Total first run business was $40,600. Average is $38,400.

Estimated takings for the week ending June 6:

"TROUBLE FOR TWO" (M-G-M)
BUFFALO—(3,000), 30c-50c, 7 days. **Gross:** $8,500. (Average, $12,000)

"DANCING PIRATE" (Radio)
"ABSOLUTE QUIET" (M-G-M)
HIPPODROME—(2,500), 30c-50c, 7 days. **Gross:** $4,600. (Average, $7,300)

"BULLETS OR BALLOTS" (W. B.)
GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $11,400. (Average, $7,300)

"SPEED" (M-G-M)
"BOULDER DAM" (W. B.)
CENTURY—(3,000), 25c, 7 days. **Gross:** $6,600. (Average, $5,800)

"THE KING STEPS OUT" (Col.)
LAFAYETTE—(3,300), 25c, 7 days. **Gross:** $9,500. (Average, $6,000)

"Sons" and a Show Indianapolis High

Indianapolis, June 11.—"Sons O' Guns," plus Barney Rapp and his band, beat the warm weather at the Lyric for a gross estimated at $10,500, about $3,500 over the line.

At Loew's "The King Steps Out" stepped $2,000 over the line for a total of $8,000. "Speed" shared the bill with it. First run business recovered rapidly from the Memorial day slump and 500-mile race popularity.

Total first run business was $25,800. Average is $21,000.

Estimated takings for the week ending June 5:

"BULLETS OR BALLOTS" (F.N.)
APOLLO—(1,100), 25c-40c, 7 days. **Gross:** $3,800. (Average, $4,000)

"FLORIDA SPECIAL" (Para.)
"FORGOTTEN FACES" (Para.)
CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $3,500. (Average, $4,000)

"THE KING STEPS OUT" (Col.)
"SPEED" (M-G-M)
LOEW'S—(2,800), 25c-40c, 7 days. **Gross:** $8,000. (Average, $6,000)

"SONS O' GUNS" (W.B.)
LYRIC—(2,000), 25c-40c, 7 days. Stage: Barney Rapp and his band. **Gross:** $10,500. (Average, $7,000)

"Princess" at $7,600 Leads Seattle Takes

Seattle, June 11.—"The Princess Comes Across" turned out to be the strongest attraction of the week. It pulled $7,600 at the Fifth Avenue and was moved to the Blue Mouse for an extended run.

"Mr. Deeds Goes to Town" went into the hardy perennial classification by grossing $4,250 in its eighth week at the Liberty. This was $250 better than a first week average.

Total first run business was $27,200. Average is $30,000.

Estimated takings for the week ending June 5:

"THE MOON'S OUR HOME" (Para.)
"I MARRIED A DOCTOR" (W.B.)
BLUE MOUSE—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Orpheum. **Gross:** $3,100. (Average, $4,000)

"THE PRINCESS COMES ACROSS" (Para.)
FIFTH AVENUE—(2,500), 25c-40c-55c, 7 days. **Gross:** $7,600. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)
LIBERTY—(1,800), 15c-25c-40c, 7 days, 8th week. **Gross:** $4,250. (Average, $4,000)

"SHOW BOAT" (Univ.)
MUSIC BOX—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Fifth Avenue. **Gross:** $3,700. (Average, $4,000)

"SONS O' GUNS" (W.B.)
"THE COUNTRY BEYOND" (20th-Fox)
ORPHEUM—(2,450), 25c-30c-40c, 7 days. **Gross:** $5,300. (Average, $6,000)

"TILL WE MEET AGAIN" (Para.)
"TIMES SQUARE PLAYBOY" (W.B.)
PARAMOUNT — (3,050), 15c-20c-30c, 7 days. **Gross:** $3,250. (Average, $5,000)

"Miss Nobody" Gets $5,000, Louisville

Louisville, June 11.—"Little Miss Nobody" did the only important business here last week by garnering $5,000 at the Rialto. This was $500 over normal.

"Dancing Pirate" did $3,000, or $200 above average. "Trouble For Two" and "Pride of the Marines" at Loew's took $4,500, while other first runs were not up to expectations.

Weather of the week was generally favorable, with evenings cool for this season. Opposition was furnished by night professional baseball, amateur softball games, open air wrestling shows, and dog races every night across the Ohio River in Jeffersonville, Ind.

Total first run business was $19,500. Average is $24,200.

Estimated takings for the week ending June 4:

"TROUBLE FOR TWO" (M-G-M)
"PRIDE OF THE MARINES" (Col.)
LOEW'S STATE — (3,000), 15c-25c-40c, 7 days. **Gross:** $4,500. (Average, $5,500)

"LITTLE MISS NOBODY" (20th-Fox)
"HUMAN CARGO" (20th-Fox)
RIALTO — (3,000), 15c-25c-40c, 7 days. **Gross:** $5,000. (Average, $4,500)

"DANCING PIRATE" (Radio)
BROWN — (1,400), 15c-25c-40c, 7 days. **Gross:** $3,000. (Average, $2,800)

"FIRST BABY" (20th-Fox)
"THE COUNTRY BEYOND" (20th-Fox)
STRAND — (1,500), 15c-25c-40c, 7 days. **Gross:** $3,100. (Average, $3,500)

"SONS 'O GUNS" (W. B.)
MARY ANDERSON—(1,000), 15c-25c-40c, 7 days. **Gross:** $3,000. (Average, $3,500)

"GAY DIVORCEE" (Radio)
"THE LONE COWBOY" (Para.)
"KENTUCKY KERNELS" (Radio)
"DESIGN FOR LIVING" (Para.)
ALAMO — (900), 15c, 7 days, split week. **Gross,** $900. (Average, $1,400)

INTERNATIONAL!

In This Week's Issue of
MOTION PICTURE HERALD

GETTING BEHIND THE SHOW
By Phil Reisman

EXPLOITATION FEATURES DATES IN MEXICO
By Luiz Lezama

WINDOW DISPLAYS ACCEPTED IN INDIA
By Reginald Armour

AUSTRALIAN ADVERTISING STARTS WEEKS AHEAD
By Ralph R. Doyle

EGYPT RESPONSIVE TO EXPLOITATION
By Dimitri Raissi

SPAIN RESPONSIVE TO HIGH-POWER CAMPAIGN
By Roberto Trillo

SWEDEN DEMANDS TRUTH IN ADVERTISING
By Carl Herhard Wallman

EUROPEAN EXPLOITATION FIRMLY RULED
By Eugen Scharin

AUSTRALIAN THEATRE MERGER DRAWS FIRE
By Cliff Holt

NEW TAXES IMPEND IN POLAND
By Joseph Fryd

PARAMOUNT TESTING SPANISH PRODUCTION
By Harry Chapin Plummer

SIZE OF SCREEN LIMITS TELEVISION
By Bruce Allan

England has television troubles . . . France is going to be sensible about censorship . . . Austria will listen to a production proposition . . . China may wash up American films . . . Poland is toying with a tax program . . . Russia can be had . . . Spain's exhibitor organization wants a new leader . . . Scotland will see what can be done about salvaging the Lusitania(!) and Peru isn't importing as much film as it used to. Also—

What's what in Denmark, in Panama and Australia, in Canada, Brazil, India and Greece, the Argentine and New Zealand, in Sweden, in Cuba and—abundantly—in and throughout the United States and Hollywood.

The WHOLE PICTURE of the PICTURE BUSINESS is presented just 52 times a year on just one screen. That screen is

MOTION PICTURE HERALD

"I ACCEPT THE NOMINATION"
Para
Pic

The critics' choice (read the reviews), the people's choice (hear 'em applaud) as t
nation's nominee for America's Grandest Comedian . . . W. C. FIELDS . . . in "POPP
with Rochelle Hudson and a strong supporting cast . . . plus a platform of bigger and better gag!

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

)L. 39. NO. 139 NEW YORK, SATURDAY, JUNE 13, 1936 TEN CENTS

0th-Fox and U.A. Favoring Conciliation

o Score Charge Ruling, MPTOA Group Told

3oth Twentieth Century-Fox and ited Artists advised the M.P.T. A. trade practice committee in indiual meetings yesterday that they ored the establishment of local iciliation boards to hear and aid the settlement of local trade probis, but both companies are undeed on a score charge policy.

Twentieth Century-Fox, through n D. Clark, general sales manager, ised the exhibitor delegation that it uld agree to an unrestricted 10 per t cancellation privilege but that it ld not commit itself at this time on a inite policy concerning the collecn of score charges next season. signated play dates and the buying short subjects were described dur- the meeting as bargaining issues be determined with the negotiation contracts.

United Artists maintains that its oduct is not subject to cancellation smuch as its pictures are sold gly, George J. Schaefer, vice-presint, and Paul Lazarus, sales maner, told the exhibitors. United

(Continued on page 3)

rand National Gets wo More Exchanges

A new link in the national distribu- n chain being established by Grand tional Distributing Corp. will be led in the next few weeks with the uisition of the Denver and Salt ke City exchanges of Distinctive reen Attractions, it was stated at and National yesterday. Lon Fid- former owner and operator of the changes, will remain with Grand tional.

The new distributing company re- tly acquired Far West Exchanges m Mel Hulling and Sam Berkowitz Pacific Coast outlets.

lperson Plans at Least 30 for '36-'37

Hollywood, June 12.—Grand Nanal, according to Edward L. Alper- , president, will have at least 30 ture releases for the season of 6-37.

Alperson, following the current oduct conferences here, will return New York, at which time definite tements concerning the coming year l be made.

Theatre Pact In St. Louis Ready to Sign

Final Contract Will Be Settled Next Week

Final papers for F. & M.'s acquisition of three Warner houses in St. Louis and a 10-year product franchise are scheduled to be signed next week, it was learned yesterday. Ernest L. Wilkinson, attorney for F. & M., and Robert W. Perkins, Warner lawyer, have been working on the drafts for several weeks with the final contract slated to be ready for signatures either Monday or Tuesday.

Under the deal F. & M. will take over the leases on the Shubert-Rialto, Orpheum and Hi-Pointe in addition to Warners 42 per cent stock interest in the St. Louis Amusement Co., operating 20 neighborhood theatres.

John Ebreson, architect, is now in the Mound City making a survey for Harry C. Arthur on the Guild Cinema, Missouri and St. Louis theatres. Arthur is planning to leave for St. Louis some time next week.

With the promotion of Byron F. "Dinty" Moore from city manager of Warners' three St. Louis theatres to managing director of the New York and Brooklyn Strands, Robert

(Continued on page 4)

Seek to Quash Writ In Cincinnati Case

Cincinnati, June 12.—A motion to quash the summons for Edwin M. Booth, local manager, has been entered in Federal Court here by M-G-M, defendant in an infringement suit brought by Margaretta Tuttle, local authoress. M-G-M asserts that Booth is not its agent, and that the corporation, not doing business in Ohio, is not subject to the jurisdiction of the court.

RKO Midwest, co-defendant, has filed a motion for an order of court requiring the plaintiff to comply with certain court rules by attaching a copy of her novel, "Kingdoms of the World," the copyright of which she

(Continued on page 4)

"Mr. Deeds" Stands Out in Guild Honors

Hollywood, June 12.—"Mr. Deeds Goes to Town" monopolized top honors in the guild's competition for May awards.

Gary Cooper's performance was voted the outstanding film accomplishment of the month by Screen Actors' Guild. The Screen Writers' Guild

(Continued on page 4)

Togs Expensive

New Orleans, June 12.—Kentucky colonels may get a kick out of having their commissions framed in their offices, but it's different with the Louisiana brand.

Governor Noe named about 1,000 of them. The incoming governor, Leche, has more in mind, but there are no film men on the lists. They can't afford to buy the gold-braided dress uniforms for receptions and the khaki outfits for parades which the chief executive insists upon.

Universal Forces Due from 36 Spots

Delegates from 36 cities outside of New York, including a group from Canada and two sales chiefs from out of the country, have arrived already or will flock into the city tomorrow and early Monday to attend the three-day annual sales convention of Universal at the Astor beginning Monday. Approximately 200 will be present, with James R. Grainger, general manager of distribution, presiding.

The home office group will be headed by J. Cheever Cowdin, chairman of the board; R. H. Cochrane, president; F. J. A. McCarthy, eastern sales manager, and E. T. Gomersall, western sales manager. From the coast studio, Charles R. Rogers, executive vice-president in charge of production, will be present. He will arrive early Monday, as will Gregory La Cava, who has just completed "My Man Godfrey."

Jacob Epstein, Universal manager in Mexico, and Al Szekler, manager in Buenos Aires, who arrived yesterday, will attend.

Expect 250 Men in For Radio Meeting

More than 250 delegates to the three-day Radio convention, opening at the Waldorf on Monday, are expected in over the week-end. Coming in at Grand Central will be the men from Albany, Buffalo, Chicago, Cincinnati, Cleveland, Dallas, Denver, Des Moines, Detroit, Indianapolis, Kansas City, Los Angeles, Milwaukee, Minneapolis, New Haven, Oklahoma City, Omaha, Portland, Salt Lake City, San Francisco, Seattle, Sioux Falls, St. Louis, Calgary, Montreal, Toronto, Vancouver and Winnipeg.

At Pennsylvania Station will arrive the groups from Atlanta, Charlotte, Jacksonville, Memphis, New Orleans,

(Continued on page 4)

Kennedy Will Stay in Para. Adviser Post

Committee Gets Report For Detailed Study

Joseph P. Kennedy will continue in his capacity as special adviser to Paramount indefinitely, it was learned yesterday following the submitting of his first report on the company's status to a special meeting of the Paramount board.

The report was referred by the board to a committee consisting of Stanton Griffis of Hemphill, Noyes; Harry O. King of Allied Owners Corp., and Harvey D. Gibson of Manufacturers Trust Co. This committee was instructed to study the Kennedy report and return it to the board with recommendations for action at an early date.

While Kennedy's future status in Paramount remains in doubt despite his intention to continue as a special adviser for the time being, it was reported in authoritative quarters yesterday that a high post in the company has been offered him and that his final decision has not been made yet. The same sources reported that posts on the company's board have been offered to Frank C. Walker of

(Continued on page 4)

Decision Reserved On Para Fee Appeal

Decision was reserved yesterday by the U. S. Circuit Court of Appeals on the arguments of six petitioners whose applications for fees and expenses in the reorganization of Paramount Publix were disallowed entirely by Federal Judge Alfred C. Coxe last October. The petitioners sought a total of $225,000.

The six and the fees sought by each are Samuel Zirn, $75,000, and $1,207

(Continued on page 4)

Spitz to Join RKO Board on Wednesday

Election of Leo Spitz, head of RKO, to the board of Metropolitan Playhouses to fill the vacancy created by Herbert Bayard Swope's resignation from RKO, is scheduled for next Wednesday. The board last month did not act on Swope's successor because Spitz was on the coast at the time.

The financial report for the local

(Continued on page 4)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 13, 1936 No. 139

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti*, Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 888 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Major 3-Year Budget $10,000,000 for 24

HOLLYWOOD, June 12.—Twenty-four pictures at an approximate cost of $10,000,000 is the production schedule of Major Prod. for the next three years, according to Emanuel Cohen, president.

Mae West, under exclusive contract to Major, will make at least one film a year. Her first starts in July at General Service Studios, and will be the film version of Lawrence Reilly's "Personal Appearance."

Bing Crosby is contracted for one picture a year. His first, "Pennies from Heaven," starts about June 30. Norman McLeod will direct.

Gary Cooper also has been signed for one film a year, and will make his first for Major next spring.

All films, with the exception of "Pennies from Heaven," will be released through Paramount. The first Bing Crosby film already is contracted to Columbia.

"Adverse" Run Set

HOLLYWOOD, June 12.—"Anthony Adverse" goes into the Carthay Circle July 8 on a two-a-day basis at advanced prices. This will be its world premiere. "Green Pastures" follows.

Purely Personal

NED DEPINET, JULES LEVY, PHIL REISMAN, RALPH HANBURY and STUART DOYLE made up a party of RKO-ites at "21" yesterday. In their group, also, was MITCHELL MAY, JR. Others there included E. D. LEISHMAN, HERBERT J. YATES, FRANK BUCK, JACK COHN, WILLARD MCKAY, although there is nothing startling in that; CHARLES B. PAINE, IRVING HOFFMAN, BOB GOLDSTEIN, JEFFREY BERNERD and RALPH POUCHER. BERNERD expects to leave for the coast the end of the month.

•

WILLIAM MELNIKER, newly appointed foreign theatre head for M-G-M, is due from South America the end of the month. SAM BURGER, roving representative, and WILLIAM WEINER of the Loew construction department, have arrived from Panama.

•

JOE HORNSTEIN was the winner of the foursome which abused the Glen Oaks Golf Links Thursday. He hit 92. MAX A. COHEN tallied 94, HAROLD RINZLER, 99, and his dad, 103, which proves that SAM RINZLER is a better film buyer than a pill chaser.

•

HAROLD J. FITZGERALD left for Milwaukee yesterday after two weeks in town conferring with SPYROS SKOURAS. CHARLES SKOURAS and GEORGE TOPPER are due to leave for Los Angeles on Monday.

•

PAULA STONE is en route to the coast, following a visit with her family in Forest Hills. HENRY WILLSON, business manager for PAULA and FRED STONE, is accompanying her.

•

MYER BECK of the U. A. publicity department sails today on the *Conte de Savoia* for a six-week trip to North Africa and Spain. He intends to visit Briska in Algiers.

•

HAL B. WALLIS and MRS. WALLIS (LOUISE FAZENDA) are en route to the coast. They returned Thursday from their two-month trip to Europe.

•

HARRY M. GOETZ, who was scheduled to arrive from the coast Monday, has postponed the eastern trip for two weeks.

•

J. ROBERT RUBIN has plans set for another trip to Europe this summer. He intends to sail on the *Queen Mary* on July 3.

•

TYREE DILLARD, JR., of the M-G-M legal department, will sail June 30 on the *Kungsholm* for a six-week North Cape cruise.

•

JOHN HAY WHITNEY, MONROE GREENTHAL and LUPE VELEZ left for the coast by plane yesterday.

•

LOUIS B. MAYER is due from the coast within the next few weeks en route to Europe.

•

BOBBY BREEN will arrive from the coast Monday to attend the RKO convention.

•

L. R. CASE of Pioneer Prod., will leave for Hollywood via TWA today.

•

BOB GOLDSTEIN returned from Hollywood by air yesterday.

•

JAMES CAGNEY plans a three-month trip to the Orient.

ED KUYKENDALL'S June traveling schedule was complete yesterday, calling first for his return to Mississippi, then back to the Democratic National Convention at Philadelphia, starting June 23; then to Chicago for the testimonial dinner to JACK MILLER, June 25; then to Kansas City for the convention of the Kansas-Missouri M. P. T. O. and then back here for final trade practice meetings with distributors early in July.

•

FRANK MCGRANN, Columbia exploitation manager, will leave tomorrow for Chicago where he will make preliminary arrangements for the company's convention which opens June 22 at the Drake Hotel.

•

LOU DIAMOND of Paramount's short subject department plans to be on the coast about June 22 for product conferences and musical auditions.

•

EDDIE COOK is in town from Los Angeles for the Universal convention. His boss, BILL HEINEMAN, preceded him by about 10 days.

•

LEWIS BLUMBERG, according to Jewish rites, becomes a man today. The Bar-Mitzvah ceremony is set for this morning.

•

WILLIAM BOYD will arrive in town Monday for a brief vacation.

Prudence Trustees Stay, Court Rules

Federal Judge Grover M. Moscowitz in Brooklyn yesterday dismissed a petition for the removal of Stephen Callaghan and William P. Cowin as reorganization trustees of Prudence Co., Inc. Prior to his action Judge Moscowitz also dismissed a petition of prejudice directed against himself.

The removal of the two trustees was asked on June 9 by Clarence McMillan, attorney, on behalf of James and Louis Sandel, as committee for Benjamin Sandel, a disabled war veteran, holding $3,000 in participation certificates. The petition alleged that Callaghan and Cowin had taken no action with regard to the sale of properties valued at $1,622,678 for $100,000 in cash. A second accusation was that the two directors made it possible to rent two of the Prudence theatre buildings in Florida mortgaged for $1,041,700 to Paramount, of which Callaghan is a director, for a "small percentage of the theatre receipts."

McMillan, when Judge Moscowitz denied his petition of prejudice, told the court that in his opinion there was now nothing before the court and asked for an adjournment. This, Judge Moscowitz, denied and requested the attorney to present his accusation against the two trustees. McMillian refused to do this and shortly afterwards left the courtroom whereupon the judge ordered the opponents of the petition to present their side of the case. Emil Weitzner, an attorney, representing $1,000,000 certificate holders, said that his clients had no criticism of Callaghan or Cowin. The record of the two trustees was also endorsed by Meyer Kraushaar and George F. Corrigan, Jr., representing the Sabath Congressional committee and by an attorney for the Reconstruction Finance Corp., which has loaned Prudence $6,000,000.

Detroit Fox Claim Is Fixed by Cour

Federal Judge Martin T. Manto has allowed a claim by the Colwoo Co. of Detroit against Fox Theatre Corp. at $2,532,779 for rent on th Fox Theatre Bldg., Detroit.

The claim, based on liability unde a lease breached by Fox Theatres i 1933, had been filed for $8,010,46 The court denied a counter claim fo $2,900,000 brought against Colwood b Fox Theatres.

Refuse "Zombie" Receiver

Justice Louis A. Valente in Su preme Court yesterday denied a mo tion made on behalf of the Amuse ment Securities Corp. for the appoint ment of a receiver in connection wit injunction proceedings against th Academy Pictures Dist. Corp. Th action arises over "Revolt of th Zombies."

File Bankruptcy Pleas

Six major distributors have file a petition of involuntary bankruptc against the Jaydo, Inc., and Fair De Enterprises, Inc., in the Feder Court. The Jaydo company former operated the Gem and Fair Deal En terprises the Majestic, both in th Bronx and recently taken over Springer & Cocalis.

Reverse Ziegfeld Ruling

Judge Patterson in N. Y. Supren Court, Westchester County, has r served decision in the suit filed by th estate of Florenz Ziegfeld again M-G-M to enjoin the distributor fro using the name in connection wi "The Great Ziegfeld," from furth exhibition of the picture and an a counting of all profits.

Seeks Reorganization

The Empire Theatre Supply C has filed a reorganization petiti under Section 77 B in the Feder Court for the Southern District New York. The company lists liabi ties of $23,665 and assets of $18,050.

Confirm Hess Award

Unanimous confirmation of an awa of $10,565 in favor of Gabriel L. He of the Hays office and against t publishers of *The Churchman* h been given by the Appellate Divisi in dismissing the publication's appe

Disney Best in Englan

Because of money restrictions other countries, Walt Disney's Mick Mouse and Silly Symphony subje find the biggest outlet in Engla William Levy, European represen tive for Walt Disney, said upon return to these shores.

Levy will remain in New Yo about three weeks and will attend t RKO sales convention which sta Monday at the Waldorf.

Roach Starts Remodelin

HOLLYWOOD, June 12.—The H Roach studios here, in anticipation future production activities, are ing remodeled. One of the stages be enlarged and the executive offi are to be modernized.

W. E. Declares Divide

The board of Western Electric declared a dividend of 50 cents a sh on the common stock, payable June to stockholders of record on June 2

20th-Fox and U.A. Favoring Conciliation

(*Continued from page* 1)

rtists is now working out its score harge policy for next season and its desion is to be forwarded to Ed Kuyendall, M.P.T.O.A. president, in the ear future, Schaefer advised the exibitor delegation.

Kuykendall, who leaves for his ome at Columbus, Miss., today, said at the M.P.T.O.A. committee had eceived no reply from Warners to invitation for a meeting with that ompany. The committee has held eetings with all other national disibutors. They are Paramount, KO, Columbia, Republic, M-G-M, niversal, G.B., Twentieth Century-ox and United Artists.

Kuykendall said he was hopeful at the distributors would get toether and work out their final trade ractice programs and methods of utting them into effect during the ext few weeks. He said he would econvene his committee here early July either to receive the final desions of the distribution companies r to hold final meetings with them that is necessary.

Maurice Woolf Promoted

London, June 2.—Maurice Woolf, rother of C. M. Woolf, has been amed general manager of General ilm Distributors following a personel shift as a result of the Universal eup. The board of directors now ncludes C. M. Woolf, managing diector; Paul Lindenberg, J. Arthur ank, L. W. Farrow, Maurice Woolf, . A. Neel and S. F. Ditcham. The hairmanship is still vacant since the eath of Sir Philip Nash.

Gross Gets 4 Stories

Edward Gross, production manager r Sol Lesser, in New York for the KO convention, has purchased four ew stories for Bobby Breen. In adition, Gross is looking over a numer of talent possibilities. He expects leave for Hollywood in the next ew days.

Due to a heavy program lined up r next season, Lesser will not atnd the RKO sales conclaves.

Bronx House Has Fire

Broken film in the projection maine started a small fire which mptied the Wakefield, Bronx, Thursay night. The audience filed out in rderly fashion and, when the blaze ad been extinguished, the show remed a half hour later.

Pidgeon Signed by "U"

Hollywood, June 12.—Walter Pideon, star in some of Universal's arliest talkies, has been given a conract by the same company, bringing s roster of contract players to a tal of 38.

Plan 34th Street House

Plans are under way to build a new 00-seat theatre at 34th St. and eventh Ave. Max A. Cohen had a eal on for the house, but decided not step into the theatre which will be pposition to Walter Reade's Savoy.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"My Man Godfrey"

(*Universal*)

Hollywood, June 12.—Nonsensical comedy pitched to a satirical farce key, this can be readily tabbed as all-audience, all-laugh entertainment. In story content, production and cast values it has qualities that should make selling a pleasure. There is never a trace of seriousness from start to finish and at times it waxes insanely hilarious. The dialogue, action and situations all combine to accentuate the ridiculous theme. The whole film sparkles with personal performances of real merit while the character of the screen play and the direction reveal a keen knowledge of all that induces exhibitor and patron enthusiasm.

Some idea of the film's ludicrous content can be gleaned from the fact that suave William Powell is introduced as a trash dump derelict. He is found on the dump and claimed by feather-brained Carole Lombard as candidate for first prize in a scavenger hunt. After he has given her snobbish, socialite sister, Gail Patrick, a verbal and physical shellacing he becomes Miss Lombard's protege and is brought into the Bullock family as butler.

There follows one of the nuttiest conglomerations of femininity ever conceived on the screen. Powell must please the addle-minded mother, Alice Brady, escape the amorous advances of the half-baked Miss Lombard and evade the vengeful plots of Miss Patrick, who hopes to see him end up behind the eight ball. A modicum of dignity is maintained between Powell and old man Bullock, Engene Pallette, who is striving to keep secret the fact that he is the scion of an aristocratic Boston family. The foolishness of the resulting situations sent the audience here into spasms of glee.

Eventually, Powell saves Pallette's fortune and rids the family of monkey-aping Mischa Auer. Incidentally, he teaches Miss Patrick a lesson. But he cannot elude Miss Lombard, who follows him back to the dump pile, which has been miraculously transformed into a gaudy night club, providing work for Powell's erstwhile derelict pals.

The Gregory La Cava production and direction are highly intelligent and reflect a keen understanding of what the public and showmen will go for. He presents a captivating Powell, a surprising Patrick and certainly elevates Miss Lombard to top-notch farceur ranking. Morris Ryskind and Eric Hatch fashioned from the Hatch novel a screen play which is a fine job of farcical wit, providing La Cava with all that he needed to utilize to the fullest the talents of the supporting players in a manner that should click with any kind of an audience.

Previewed without production code seal. Running time, before cutting, 95 minutes. "G."

"Spendthrift"

(*Wanger-Paramount*)

Hollywood, June 12.—Walter Wanger's last for Paramount has a pleasant cast and an improbable development of a routine plot, but with enough laughs to do nicely.

Henry Fonda is most engaging as a boy who has houses, yachts, polo ponies, a racing stable, but not a dime in cash. His last hope of saving his estate is based on winning the Kentucky Derby. George Barbier, his crochety uncle, refuses to give financial aid, but after a series of races, J. M. Kerrigan, the trainer; his daughter, Pat Patterson, Edward Brophy and Fonda all travel in the box car with the horse. After losing the race Fonda falls into the clutches of Mary Brian, a southern belle, and does not extricate himself from her stranglehold until the foreclosures begin to fly thick and fast, but he makes good as the world's best radio announcer and marries Miss Patterson for the expected finale.

Miss Patterson is charming in a small role and Brophy is funny as a loyal, tough mug. There are telling performances by the rest of the cast, which includes Richard Carle, Halliwell Hobbes, Jerry Mandy, Greta Meyer, Miki Morita, Robert Strange and June Brewster, as a tough playgirl, and Spencer Charter as a comic Kentucky colonel.

The somewhat jerky screen play is by Raoul Walsh and Bert Hanlon from Eric Hatch's original. The direction by Walsh is smooth and rapid and the production is excellent for the budget.

Production Code Seal, No. 2,289. Running time, 80 minutes. "G."

Music Hall Team Wins

The Music Hall baseball team won its fifth straight game in the M. P. Baseball League, defeating M-G-M 4-1.

"Pastures" Has Opening

"The Green Pastures" had a dual premiere last night at the Ritz in Tulsa and the Miller in Wichita.

Short Subjects

"The Wife of the Party"

(*Vitaphone*)

Ken Murray's and Sassafras' "Oh Yeahing," and their general carrying on as they put over this comedy, are the redeeming feature of an otherwise routine affair. It is one of those situations where Murray and Peggy O'Donnell, working in the same office are secretly married and the boss is sweet on Miss O'Donnell. George Watts, the boss, invites himself to a party in Miss O'Donnell's flat and means to propose to her. Murray and Jeanne Kelly, somewhat bewildered by the situation, play dumb. However, Sassafras' and Don McBride, a cop, intrude and mess up the whole farce. Murray, in the last scene hurls Watts' birthday cake in his face. The piece has some good funny moments and should generally please. Production Code Seal, No. 0937. Running time, 22 mins. "G."

"When Fish Fight"

(*Vitaphone*)

Big game fishing off Bimini, in the Bahamas. Well filmed and with Clem McCarthy's comment interestingly delivered, this makes an exciting addition to a program. Shown are the manner in which bait is trolled and the fish played. A particularly fine shot in which the actual strike of a swordfish is filmed is a remarkable closeup. Lurking sharks are shot at and the big fish is landed. Reviewed without production code seal. Running time, 10 mins. "G."

"Islands of the Netherlands"

(*Harold Auten*)

Two islands lying in the Dutch East Indies, Nias, a small spot of land, little visited, on which live a group of primitive natives, and Sumatra, one of the largest islands in the world, well-designed and with a high grade of population, are the subjects of this camera visit in the Screen Traveler series produced by Andre de la Varre. It should fill a spot in any film program in highly satisfactory fashion. Reviewed without production code seal. Running time, 11 mins. "G."

"Clyde Lucas and His Orchestra"

(*Vitaphone*)

A lively and tuneful offering, this short moves with a snappy pace and provides adequate amusement and novelty. There are specialties by the band, dancing by Dave and Dorothy Fitzgibbons, harmony by The Symphonettes and Lyn Lucas sings a comical, Chinese version of a rhumba. Production Code Seal, No. 0989. Running time, 11 mins. "G."

"I Love to Singa"

(*Vitaphone*)

A pleasing enough color cartoon that has sufficient novelties and humor to please. It concerns a family of musical owls. Of four newly-hatched owlets, one has modern inclinations and is made to leave home. He gets an audition on an amateur hour and clicks. A family reunion and he is forgiven for his disregard of the classical tradition. Fine coloring and a trick ending make it an entertaining tidbit. Production Code Seal, No. 2,240. Running time, 7 mins. "G."

Kennedy Will Stay in Para. Adviser Post

(*Continued from page* 1)

the Comerford Theatres and S. A. Lynch, formerly of Southern Enterprises, in line with a move said to have been recommended by Kennedy to strengthen the board's membership with men of recognized industry experience. However, it was learned on good authority that neither Walker nor Lynch is likely to accept the posts.

Other men of industry experience have also been urged for posts on the Paramount board, although the identities of those regarded as likely to accept the bids was not disclosed. Five new members of the board are scheduled to be elected at the company's annual stockholders' meeting on Tuesday and additional vacancies may be filled at that time or at a meeting of the board in the near future. The resignations of at least two members are expected if the board committee upholds Kennedy's findings, it is said.

Yesterday's Meeting Peaceful

The threatened proxy fight between the company committee and a coalition of former Paramount associates headed by H. A. Fortington, chairman of the company's executive committee, appeared yesterday to have been abandoned and one of the active participants in the Fortington campaign indicated that he would attend the stockholders' meeting on Tuesday only as an individual stockholder and not as a spokesman for an independent proxy group. The abandonment of this proxy move is interpreted in Paramount circles as meaning that Kuhn, Loeb & Co. and other banking and investment organizations contacted recently by the Fortington group will not reenter the Paramount situation at this time.

Reports that Kennedy recommended the resignation of two board members and criticised the activities of a third could not be verified officially. The report is said to have dealt generally with the problems of board politics and their effect upon company operations; with executive and personnel problems and with the studio situation. Adolph Zukor, now in executive charge of Paramount production, is said to have been commended highly by Kennedy and general optimism was said to have been expressed over the company's ability to recoup its earning power with a revision of policy. No official word on the report was issued by the board, however.

Reports on Paramount theatre and foreign problems are understood to be nearing completion under Kennedy's direction and probably will be presented to the board some time next week.

Paramount observers attached considerable significance to the fact that neither John D. Hertz of Lehman Bros., or Fortington attended yesterday's board meeting. The two have been at loggerheads on matters of company policy for the past few months.

Studio Marking Time

HOLLYWOOD, June 12.—The action taken by the Paramount board of directors in connection with the report of Joseph P. Kennedy had no repercussions at the studio here. The general feeling was one of waiting to see what form the recommendations take.

Meanwhile, it is understood that Adolph Zukor is quietly gathering stockholders' proxies in anticipation of the Tuesday meeting.

Decision Reserved On Para Fee Appeal

(*Continued from page* 1)

expenses; A. J. Schanfarber et al, $75,000, and $7,808 expenses; Adolph Feldblum, $3,000, and $20 expenses; Archibald Palmer, $15,000; Jacob J. Lesser, $37,500, and Louis Boehm, $10,000.

In disallowing the petitions originally, Judge Coxe held that the petitioners, who are attorneys who represented independent intervening creditors of Paramount, should look to their clients rather than the company for remuneration, as the regularly organized creditors' committees were held to be adequate for the representation of all claimants.

The six appeals are the last petitions to be carried to the higher court by applicants for Paramount reorganization allowances. The circuit court recently upheld Judge Coxe's rulings in denying the appeals for increased allowances of Root, Clark, Buckner & Ballantine, attorneys for the Paramount trustees, and Cook, Nathan & Lehman, counsel for the Paramount stockholders committee and temporary counsel for Paramount. The higher court, however, reversed Judge Coxe's order denying allowances to Kuhn, Loeb & Co. and the bank's attorneys, Cravath, de Gersdorff, Swaine & Wood, and allotted a substantial allowance to each.

Thomas D. Thacher, Paramount counsel, opposed the allowance of any fees to the last six appellants.

Theatre Agreement Ready for Signing

(*Continued from page* 1)

Hicks, who has been managing the Orpheum, has taken over Moore's duties. William J. Mahoney, who has been in charge of the Hi-Pointe, is now at the Orpheum. Homer Harmon, former assistant to Moore and press representative, has taken over management of the Hi-Pointe. No change in this setup is expected when the theatres switch to F. & M.

Leto Hill, who is supervising the St. Louis Amusement Co. for Nelson Cunliff, receiver, is reported dickering for a number of neighborhood theatres on his own. It is likely that when this circuit passes to F. & M. Hill may continue in his post.

Takes Chesterfield

BOSTON, June 12.—Academy Pictures, Inc., headed by Phil Smith, who also operates a circuit and distributes a cash giveaway, has taken over the New England franchise of Chesterfield. These pictures were formerly handled by American Film Exchange and later by First Division.

Lynch on a Vacation

BRIDGEPORT, June 12.—Manager Edgar Lynch of the Cameo is vacationing at Virginia Beach for two weeks.

Expect 250 Men in For Radio Meeting

(*Continued from page* 1)

Pittsburgh and Washington. By way of entertainment, the delegates will be the guests of Major Bowes at his radio broadcast tomorrow night, while baseball and sightseeing will occupy many during the day. March of Time executives Roy Larsen, John Martin, Louis de Rochemont and Ralph Rolan will play hosts at a dinner party at Jack and Charlie's Tuesday evening to RKO salesmen who have sold the reel 100 per cent in their territories, and a number of others. From Time, Inc., will be C. D. Jackson and Charles Stillman, and from RKO Ned E. Depinet, Jules Levy, Cresson Smith, Ed McAvoy and Harry Michaelson.

12 Current Films in Work

HOLLYWOOD, June 12.—Twelve features now in work at the Radio studio here will complete the schedule for the current season. The 12 are :"Never Gonna Dance," "Portrait of a Rebel," "Marry the Girl," "M'liss," "The Riddle of the Dangling Pearl," "We Who Are About to Die," "Don't Turn 'Em Loose," "The Plough and the Stars," "Grand Jury," "Daddy and I," "Count Pete" and "General Delivery."

Bobby Breen Is Due

Bobby Breen, Sol Lesser's child star, will arrive Monday from the coast to attend the Radio sales convention at the Waldorf. He will be accompanied by his sister, Sally Breen. The child will return west after the meeting to make "Everybody's Boy," which Radio will release.

Berman En Route from Coast

Pandro S. Berman, Radio associate producer, is en route from the coast to attend the sales meeting Monday. He has just completed production on "Mary of Scotland," which he supervised, and which will be released in midsummer.

Coast Group On Way

HOLLYWOOD, June 12.—Aboard the Super Chief which left today for New York and Radio's convention are these:

Samuel J. Briskin, vice-president in charge of production; Pandro S. Berman, associate producer; Howard S. Benedict, studio publicity manager; David Loew, producer of .the Joe E. Brown comedies; Leonard Goldstein of Hirliman Pictures; George O'Brien, who will star in six action films for Radio, and Marguerite Churchill, his wife.

Will Do Carolina Short

CHARLOTTE, June 12.—Plans for a full-color sound film depicting scenic and historic spots in the Carolinas are being completed by C. W. Roberts, president of the Carolina Motor Club and the Chamber of Commerce. RKO is said to have agreed to distribute the short and Van Beuren may produce it.

Supply Board to Meet

First meeting of the board of directors of the Independent Theatre Supply Dealers' Ass'n., under the new administration will be held about the middle of November when the next convention date is scheduled to be set. The Edgewater Beach Hotel, Chicago, will again be the meeting place.

Spitz to Join RKO Board on Wednesday

(*Continued from page* 1)

circuit is due the first week in July. The balance sheet will show an investment of $5,000,000 in leaseholds.

Skouras Theatres, a subsidiary of Metropolitan Playhouses, has just taken over the Broadway, Haverstraw, N. Y., to replace the Capitol, which was recently ruined by fire.

Joseph M. Schenck, chairman of the board, will not attend. He is on the coast and is not expected back for the monthly meeting.

Seek to Quash Writ In Cincinnati Case

(*Continued from page* 1)

alleges is infringed in the picture, "The Unguarded Hour." The court also is asked to require the plaintiff to strike from her bill certain paragraphs allegedly containing intimations of unfair competition on the ground that both RKO Midwest and the plaintiff are of Ohio, and there is no diversity of citizenship between them to give the court jurisdiction.

RKO is made defendant because "The Unguarded Hour" recently was played in the circuit's theatres.

"Mr. Deeds" Stands Out in Guild Honors

(*Continued from page* 1)

voted Robert Riskin's screenplay on the film the month's best.

For the first time actresses dominated the honors in their division as the guild accorded Jean Arthur first honorable mention for "The Ex-Mrs. Bradford" and second mention went to Claudette Colbert for "Under Two Flags."

The writers gave Oscar Hammerstein first honorable mention for "Show Boat" and second honors to H. G. Wells for "Things to Come."

Wall Street

Universal Up 2 Points on Board

	High	Low	Close	Net Change
Columbia, vtc	35½	35	35	—1
Consolidated	4⅞	4¾	4¾	— ¼
Consolidated, pfd.	16¾	16¾	16¾	— ⅛
Eastman Kodak .	164	164	164	— ½
Loew's, Inc.	45⅜	44⅞	44⅞	+ ⅛
Paramount	8½	8¼	8⅛	— ⅜
Paramount 1 pfd.	66	63½	63½	—2½
Paramount 2 pfd.	9½	9⅛	9⅛	— ⅜
Pathe Film	7½	7⅜	7½	.....
RKO	5⅞	5½	5⅝	— ⅛
20th Century-Fox.	26½	26½	26½	.....
20th Century, pfd.	35⅛	34½	35	+ ¼
Universal, pfd ..	102	102	102	+2
Warner Bros.	10⅛	10	10	— ¼

Most of Curb Off

	High	Low	Close	Net Change
Sentry Safety	11/16	11/16	11/16	+3/1
Sonotone	2¾	2⅝	2¾	— ⅛
Technicolor	28¾	28¼	28¼	— ⅜
Trans-Lux	4¼	4¼	4¼	.....

Fractional Bond Changes

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	26⅝	25⅝	25⅝	+ ⅜
General Theatre Equip. 6s '40 ctf	26¾	25¾	25¾	— ¼
Loew's 6s '41 ww deb rights	97	97	97	.....
Paramount B'way 3s '55	58½	58½	58½	+ ½
Paramount Pictures 6s '55	90	89½	89½	— ½
Warner Bros. 6s '39 wd	94	93¾	94	— ¼

(Quotations at close of June 12)

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

L. 39. NO. 140 NEW YORK, MONDAY, JUNE 15, 1936 TEN CENTS

KO's Forces Will Be Told Lineup Is 54

tal Is 48 Features, Six O'Brien Films

adio, as anticipated, will release 48 ures and six action films starring orge O'Brien next season, the comy's sales convention which gets ler way today in the Sert Room of Waldorf-Astoria will be told on esday.

his will be the fifth annual and sec international Radio convention. ien A. A. Schubart, manager of the tract department and general contion chairman, calls the roll alst 300 men will answer including ne office and studio executives, proers' representatives, foreign delees as well as domestic district and nch managers, and salesmen.

Ned E. Depinet, president of the O Dist. Corp., will guide the prodings. He will welcome the delees and turn the meeting over to es Levy, vice-president and general es manager of the distributing npany, who is to be presiding offi of the three-day session. Morning siness will include general discusns on current product. Depinet l discuss the dozen features now in editing and final stages for this ar and in the afternoon "Mary of otland," Radio's first "dreadnaught" 1936-37 will be shown. Katharine epburn is starred, with Fredric arch the co-star.

On schedule for today will be an of-

(Continued on page 18)

OCC-ITOA Merger Delayed Until Fall

Proposed plans to merge the O. C. C. and the I. T. O. A. will t materialize until fall, it was rned over the week-end.

Although details for the amalgaman have been worked out between arles L. O'Reilly, president of the mer organization, and Harry andt, head of the I. T. O. A., Reilly has not been able to meet th the I. T. O. A. men for a final sion during which the combination uld be made effective.

The T. O. C. C. head will leave for rt Worth, Tex., in connection with concessions he has lined up for Texas Centennial. He may be ay for a great part of the summer. andt is waiting on O'Reilly to wind the merger in the hope that the nbination will be able to start with new season.

"U" to Have 42 Features Next Season

Sales Meeting to Hear Details Wednesday

Forty-two features, including six Buck Jones westerns, will be produced by Universal next season, the delegates to the annual three-day sales convention opening today at the Astor will be advised. The announcement of the schedule for 1936-37 will be made on Wednesday, the final day of the meeting.

The schedule will be the same as that for the current season when six Jones westerns also were produced.

James R. Grainger, general manager of distribution, will preside at the sessions, the first since Universal was taken over by the Standard Capital group, headed by J. Cheever Cowdin, and interests represented by Charles R. Rogers. Approximately 200 will attend the meeting, with the majority coming from 37 exchanges throughout this country and Canada.

R. H. Cochrane, president, will play an important part in the meetings. Rogers, head of the studio, is here and will talk on the product lineup. Others who will attend include Frank J. A. McCarthy, eastern sales manager; E. T. Gomersall, western sales manager; Edward Bonns, short subject sales manager; P. D. Cochrane, in charge

(Continued on page 16)

Loses Everything

Kansas City, June 14.—Joe Green of W. D. Fulton's Theatres, is pushing for increased grosses. While he was driving down Paseo, he was held up and robbed of $40 by two bandits who also took his car. He has neither seen nor heard of robbers, car, or 40 bucks since.

68 Starring Vehicles in Para. Lineup

Paramount is seeking to make next year an all-star year and, in a revised production schedule for 1936-37, promises exhibitors 68 starring vehicles.

The revamped list, outlined in paid advertising which appears in this issue, represents contracts which were pending at the time of the company's sales convention in Chicago and now consummated. Edward Arnold's series remains unchanged at two: "Pinkerton, the Detective" and "Safari." Jean Arthur, previously listed as co-star with Gary Cooper in "The Plainsman," which Cecil B. DeMille will make, also will be starred in "Easy Living." Joan Bennett, formerly featured, will be starred in two, one of which will be "The Wedding

(Continued on page 19)

Warner Western Convention Starting in Chicago Today

G. L. SEARS

Chicago, June 14.—Warner district and branch managers were gathering here today for the opening Monday of the three-day western and southern sales meeting at the Blackstone, which will be featured on Wednesday by announcement of the Vitaphone short subject schedule for 1936-37. The sessions will be presided over by Gradwell L. Sears, western and southern general sales manager.

Those attending from the home office include Major Albert Warner, vice-president in charge of distribution; Sears, A. W. Smith, Jr., eastern and Canadian general sales manager; S. Charles Einfeld, director of advertising and publicity; Norman H. Moray, general sales manager in charge of shorts and trailers; Harold S. Bareford, A. W. Schwalberg, supervisor of exchanges; Ed Selzer, coast publicity head; Arthur Sachson, H. M. Doherty, I. F. Dolid, L. Tietjen, J. Kelly and Rudy Hagen.

Southern and western district and branch managers who will attend are:

Fred M. Jack, southern district manager with headquarters in Dallas, and branch managers H. J. Ochs, Atlanta; R. L. McCoy, Charlotte; W. E. Callaway, Dallas; Byron Adams.

(Continued on page 14)

F. & M. Will Take Warner Trio June 26

Also to Get Interest in St. Louis Circuit

Indications over the weekend were that Warners will turn over the Shubert-Rialto, Orpheum and Hi-Pointe in St. Louis to Fanchon & Marco on June 26. In addition to the leases of the three theatres, F. & M. will acquire Warners 42 per cent interest in the St. Louis Amusement Co., operating 20 neighborhood theatres, and now in receivership with Nelson Cunliff as receiver, thereby making F. & M. the dominant factor in the Mound City.

Contracts in the deal, which have been in work since the Government's equity case against Warners, RKO and Paramount was settled out of court on April 30, are expected to be ready for signatures the latter part of the week when Harry C. Arthur, vice-president, will make the first monthly payment of about $4,500, as part of the $385,000 deal, plus interest.

Negotiations for the 52 per cent stock in the St. Louis Amusement Co., owned by Skouras Brothers Enterprises, also in receivership, have been discontinued for the time being, but will be resumed shortly after F. & M. takes over the three Warner first and second runs.

The 10-year franchise for Warner

(Continued on page 14)

Disney Will Make Features in 1940

With "Snow White and the Seven Dwarfs" now in work and the rights for another story being cleared, Walt Disney plans to concentrate on feature production in 1940, it was learned yesterday.

This is covering a considerable space of time in this industry, but these are Disney's plans. "Snow

(Continued on page 14)

Shea and Warners in Jamestown, N.Y. Pool

Feiber and Shea and Warners have pooled their three theatres at Jamestown, N. Y. E. C. Grainger of the former circuit will set policy this week, but the Shea there will play the choice of "A" product on a single bill policy. The Palace and Winter Garden are the two Warner houses in the pool which provides for joint operation.

MOTION PICTURE DAILY
(Registered U. S. Patent Office)

Vol. 39 June 15, 1936 No. 140

Martin Quigley
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Legion Approves 8 Of 9 New Pictures

Eight of nine new pictures reviewed and classified in the list for the current week of the National Legion of Decency were noted as unobjectionable for general patronage. Only one was called objectionable in part. The new films reviewed, and their classifications, follow:

Class A-1, Unobjectionable for General Patronage—"Educating Father," "Fugitive Sheriff," "The Girl of the Ozarks," "Gruess Mir Die Lore," "Hearts Divided," "Nine Days a Queen," "Poor Little Rich Girl," "The Shadow." Class B, Objectionable in Part—"Secret Agent."

Frances Marion Busy On 2 English Films

London, June 14.—Frances Marion is here working with Alexander Korda, associate producer, on the scripts of two pictures. The first will be "Knight Without Armor," with Marlene Dietrich, which will start Aug. 1.

Miss Marion is writing the script for the first from a story by James Hilton, author of "Goodbye Mr. Chips." Miss Marion will return to M-G-M next year.

Insiders' Outlook

By RED KANN

THOSE who continue to maintain faith in Hollywood and the celluloid institution are about to enjoy the gratifying glow of throwing out their chins a bit more firmly and proudly. No one, of course, can tell what surprises the busy lots in the west are about to spring. It is, therefore, perhaps well enough to adhere to the available facts predicated on direct scrutiny of quality performance and film completed and showing or about to be. The preponderance of that evidence is quite enough. . . .

▼

The stories of "The Great Ziegfeld" and "Show Boat" have been recounted, if not in this space, in the preview wires out of Hollywood and in box-office headlines out of the nation's key cities. They are standing four-square on their own and doing very, very nicely if you don't mind. This weekend pondering rather has to do with matters current or about to become so. It has to do, for one thing, with a picture, now in its second week on Broadway, called "Fury." Interested by appraisals from the coast, intrigued and then excited by the typewriter boys on the New York dailies, finally we took a look. We are going again. . . .

▼

Sitting on the loge steps at the Capitol until a couple of seats came along was no inconvenience at all and besides, they use soft and deep carpets there. In "Fury," Hollywood, in this instance represented by Metro, hit out hard and valiantly against mob rule and lynching and filled each blow with the kind of sock that leaves its mark. For, in this story of mass hysteria and frightful injustice, is an indictment of scathing, pungent and prussic-acid bite. The foreword makes it clear that, if what follows should happen to remind of individuals and dates and places, they merely become "coincidental." Yet, culled from newspaper headlines but with dramatic melodramatic embroidery added, the highlights easily will be recognized as a bit of this from one lynching and a trifle of that from another. The sum total pieces itself together as what might be and, indeed has been, the disgraceful history of the six thousand lynchings of record in the last forty-nine years. And that, we assert, is a blight on the social escutcheon of the nation and one requiring penetration. . . .

▼

"Fury" throws cold, unrelieving light into the inefficiencies of the legal system, the political boss, the smugness of small town America and it points out in bold and horrific detail how easily may be scratched and then inflamed the sadistic tendencies of the average American moron. This is not a pleasant picture. It is strong, drippy red meat, but it is powerful and effective. It induces thought and invites considerable morose and unhappy reflection over the sort of social scheme which allows such unpardonable matters as lynchings to happen. . . .

▼

Frankly, we are skeptical about "Fury" at the box-office. Certainly and for the seriousness and the drama which are in it, Metro deserves an accolade for the courage which gave it birth. We extend the awards further to include Fritz Lang, the distinguished director of "M" and "Metropolis," whose job this is; to Bartlett Cormack and to Norman Krasna for their acid pens; to the strong cast which includes Spencer Tracy and Sylvia Sidney and Walter Abel, whose work as the prosecuting attorney we have the conviction to describe as impressive. . . .

▼

"Fury," a commercial success or not, is Hollywood at its most intelligent and at its most serious. There are segments of the public greater than perhaps are appreciated by most within the industry who want something beyond boy meeting girl and who, by their faithful allegiance at large to Hollywood, thereby are entitled to have that wish met. "Fury" is of the sort which not only does this, but imparts continued hope that, as a medium for depicting drama, the screen commands recognition as a major force. . . .

Conn. M.P.T.O. Plans Golf

New Haven, June 14.—The Connecticut M.P.T.O. has completed plans for a statewide film golf tournament, to be held at the Race Brook Country Club here on July 14. President Irving C. Jacocks, Jr., has named Edward G. Levy secretary and Ed Raffile treasurer of the chief tournament committee, with other groups to handle handicaps, entertainment, gifts, attendance, publicity and refreshments.

Para. Sets Argentine Film

Buenos Aires, June 14.—John Nathan, Paramount manager in Argentina, has concluded negotiations for the production of a film. The company will be the first foreign firm to produce in this country. Negotiations were concluded yesterday with A.I.A. of La Plata, which controls a circuit in that city. Shooting will begin next week, with a cast of local players under the direction of Manuel Romero.

Columbia to Raise Advertising Budg

Columbia Pictures will increase national advertising expenditures f all important pictures on the co pany's new season schedule, accordi to Jack Cohn, vice-president.

Extensive advertising campaigns individual productions are planned cooperation with pre-release and fi run theatres, Cohn said. The adv tising budget for this purpose is bei appreciably increased on the basis results obtained wherever the plan h been employed during the past seas he said. Cohn expressed the opini that increased advertising approp ations for films are required in or that films may command a bet share of public attention in compe tion with the increased merchandisi appeal of other entertainment for and large scale advertising used travel agencies and beverage firms

"Columbia, like other film co panies, realizes the competition it facing in the advertising field w competing industries increasing th budgets and turning to unusual n thods for presenting their merch dise," Cohn said. "We have fou that retrenchment in merchandising expensive in the long run and t the public responds only to sustained, planned campaign."

Golf Tourney Nears

Final arrangements are being m for *The Film Daily's* annual golf to nament, always one of the big part of the year, at Glen Oaks in Gr Neck, L. I., on June 24. A wide sortment of prizes is being lined Latest to join is Joe Hornstein w will present each entrant whose f are paid on or before June 19 w inscribed Spalding golf balls.

"Deeds" Setting Recor

Seattle, June 14.—"Mr. De Goes to Town" is pointing to a rec locally for length of run. It is in 10th week at the Liberty, after hav been set in for four. The pres record is held by "It Happened C Night," which ran for 11 weeks the same house.

F. W. Speers Resigns

Denver, June 14.—Fred W. Spe dramatic editor of the *Denver P* has resigned to become city editor the *Wyoming Tribune-Leader* at Ch enne. Speers has been drama editor of the *Post* since 1932.

Music Hall Still Lead

During the fifth week of the M Baseball League, four games w played, with the Music Hall team s in the lead. The results of the ga were: Columbia, 7—Paramount, Skouras, 8—Consolidated, 6; N and United Artists tied; Music H 4—M-G-M, 1.

Wolfe Joins Photophon

Hollywood, June 14.—M. V. W has been named manager of the w coast Photophone engineering depa ment of RCA Manufacturing Wolfe will report directly to Max Batsel, Photophone development h in Camden, N. J.

Opens Argentine Offic

Buenos Aires, June 14.—Twenti Century-Fox tomorrow will open new exchange here.

INCREASED MANPOWER

Paramount
Pictures

1936-37

Talent Attracts Talent
Success Begets Success

Paramount
Pictures

PARAMOUNT, on the threshold of its most successful year, 1936-37, is proud to announce that the following talented creative artists and box-office personalities have been attracted to Paramount's already brilliant array of players, producers, directors and writers.

PLAYERS

Edward Arnold, Jean Arthur, Jack Benny, Bob Burns, Irene Dunne, Frank Forest, Ketti Gallian, Gladys George (by arrangement with M.G.M.

PRODUCERS

Emanuel Cohen, Frank Lloyd, Harold Lloyd, B. P. Schulberg and Richard Rowland; each of whom has an impressive record of box-office successes to his credit.

DIRECTORS

George Archainbaud, Eddie Buzzell, Stuart Heisler, Elliott Nugent, William Russell and FRANK LLOYD, Producer-Director, who has directed during the past year two of the outstanding box-office attractions of all time in "Mutiny on the Bounty" and "Under Two Flags".

COMPOSER

Jerome Kern, whose melodies are famous the world over.

PARAMOUNT is also happy to announce that the following players who have been in Paramount hits during the past year will again be associated with that company in one or more pictures during the coming year: **Joan Bennett, John Boles, Madeleine Carroll, Harold Lloyd, Adolphe Menjou, Sylvia Sidney, Veree Teasdale** ...and that Harry Sherman will again produce his famous "Hopalong" series in 1936-37 in addition to "The Barrier".

PARAMOUNT

PLAYERS

Jimmie Allen
Edward Arnold
Henry Arthur
Jean Arthur
Benny Baker
George Barbier
Paul Barrett
Bennie Bartlett
Joan Bennett
Irene Bennett
Jack Benny
Mary Boland
John Boles
Veda Ann Borg
Olympe Bradna
Tom Brown
Bob Burns
George Burns and Gracie Allen
Claudette Colbert
Gary Cooper
Ernest Cossart
Larry Crabbe
Bing Crosby
Robert Cummings
Louis DaPron
Marlene Dietrich
Johnny Downs
Frances Drake
Irene Dunne
Leif Erikson
Ann Evers
Frances Farmer
W. C. Fields
Robert Fiske
Frank Forest
Wilma Francis
William Frawley
Ketti Gallian
[*] Gladys George
Cary Grant
Kay Griffith
Porter Hall
Julie Haydon
David Holt
Wolfe Hopper
Ra Houid
John Howard
Marsha Hunt
Roscoe Karns
Marten Lamont
Billy Lee
Harold Lloyd
Carole Lombard
Nick Lukats
Ida Lupino
Fred MacMurray
Gertrude Michael
Ray Milland
John Morley
Jack Oakie
Lynne Overman
Gail Patrick
Elizabeth Patterson
Jeanne Perkins
Purnell Pratt
Charles Quigley
George Raft
Terry Ray
Jane Rhodes
Charlie Ruggles
Elizabeth Russell
Sylvia Sidney
Randolph Scott
Gail Sheridan
Alison Skipworth
Sir Guy Standing
Louise Stanley
Louise Stuart
Gladys Swarthout
Akim Tamiroff
Colin Tapley
Kent Taylor
Terry Walker
Virginia Weidler
Mae West
Eleanore Whitney

DIRECTORS

George Archainbaud
Charles Barton
Eddie Buzzell
Cecil B. DeMille
Ernst Lubitsch

---

[*] By Arrangement with M.G.M

ROSTER 1936-1937

E. A. Dupont
Robert Florey
Chester M. Franklin
Alexander Hall
Henry Hathaway
Stuart Heisler
James Hogan
Mitchell Leisen
Frank Lloyd (Producer-Director)
Otho Lovering
Leo McCarey
Ray McCarey
Norman McLeod
Lewis Milestone
Elliott Nugent
Wesley Ruggles
William Russell
William Shea
Norman Taurog
King Vidor
Harold Young

WRITERS

Frank R. Adams
Stuart Anthony
Duke Atteberry
George Auerbach
Harry Behn
Arnold Belgard
Dorothy Bennett
Claude Binyon
Ralph Block
Charles Brackett
John Bright
Frederick Hazlett Brennan
Frank Butler
Alan Campbell
Franklin Coen
James A. Creelman
Walter DeLeon
Herbert Fields
Edith Fitzgerald
Nina C. Fraser
Gilbert Gabriel
Gerald Geraghty
Eve Greene
Wid Gunning
Oscar Hammerstein II
Don Hartman
Betty Hill
Grover Jones
Norman Krasna
Harold Lamb
Albert Shelby LeVino
Jeanie Macpherson
Philip MacDonald
Max Marcin
Clarence Marks
Joseph Moncure March
Brian Marlow
Francis Martin
Edwin Justus Mayer
Patterson McNutt
Jack Mintz
Sam Mintz
John C. Moffitt
Thomas Monroe
Seena Owen
Dorothy Parker
Frank Partos
William Rankin
Marguerite Roberts
Harry Ruskin
Madeleine Ruthven
Sidney Salkow
Dore Schary
Paul Schofield
Viola B. Shore
Michael L. Simmons
Louis Stevens
Preston Sturges
Robert Tasker
Sylvia Thalberg
Keene Thompson
Virginia Van Upp
Bobby Vernon
Frank Wallace
Richard Weil
Robert Yost
Waldemar Young
Harlan Ware

COMPOSERS and LYRICISTS

Sam Coslow
Frederick Hollander
Jerome Kern
Erich Wolfgang Korngold
Ralph Rainger
Leo Robin

1936-37 PARAMOUNT'S MAD

TITLE	CAST AND DIRECTOR
AUGUST	
THE TEXAS RANGERS	With FRED MacMURRAY, JACK OAKIE, JEAN PARKER, LLOYD NOLAN, BENNIE BARTLETT. Directed by KING VIDOR.
THE GENERAL DIED AT DAWN	GARY COOPER and MADELEINE CARROLL, with WILLIAM FRAWLEY, AKIM TAMIROFF and PORTER HALL. Directed by LEWIS MILESTONE. Screen play is by CLIFFORD ODETS.
My American Wife	With FRANCIS LEDERER, ANN SOTHERN, FRED STONE, BILLIE BURKE, KETTI GALLIAN. Directed by HAROLD YOUNG.
Lady Be Careful	With LEW AYRES, MARY CARLISLE, LARRY CRABBE, BENNY BAKER, GRANT WITHERS. Directed by TED REED and IRVING SALKOW.
I'd Give My Life	With TOM BROWN, FRANCES DRAKE and a picked cast.
Johnny Gets His Gun	With RALPH BELLAMY, KATHERINE LOCKE, DAVID HOLT.
Hollywood Boulevard	With JOHN HALLIDAY, ROBERT CUMMINGS, MARSHA HUNT, ESTHER RALSTON, FRIEDA INESCORT, BETTY COMPSON and MAURICE COSTELLO. Directed by ROBERT FLOREY.
SEPTEMBER	
BIG BROADCAST OF 1937	With JACK BENNY, GEORGE BURNS and GRACIE ALLEN, RANDOLPH SCOTT, MARTHA RAYE, BOB BURNS, LEOPOLD STOKOWSKI and the Symphony Orchestra and other star specialties from stage, screen and radio. Directed by MITCHELL LEISEN.
WITH BANNERS BLOWING	Starring GLADYS GEORGE, star of the stage success "PERSONAL APPEARANCE," ARLINE JUDGE, JOHN HOWARD, DUDLEY DIGGES, ISABEL JEWELL, HARRY CAREY. Directed by WESLEY RUGGLES.
Murder with Pictures (Title Tentative)	KETTI GALLIAN, KENT TAYLOR and box-office cast.
Wedding Present	JOAN BENNETT, CARY GRANT, GEORGE BANCROFT and popular cast. B. P. SCHULBERG'S first production on his return to Paramount. From the story by Paul Gallico in the "Saturday Evening Post." Directed by RICHARD WALLACE.
Hideaway Girl	With FRANCES FARMER and a cast of featured players.
WIVES NEVER KNOW	MARY BOLAND, CHARLIE RUGGLES, ADOLPHE MENJOU, VEREE TEASDALE. Directed by ELLIOTT NUGENT.
Stairs of Sand	A ZANE GREY picture with LARRY CRABBE, MARSHA HUNT, RAYMOND HATTON, LEIF ERIKSON.
The Return of Hopalong Cassidy	With BILL BOYD, JIMMY ELLISON and GEORGE HAYES. Follow-up series of HARRY SHERMAN Westerns will be bigger and better than last year's releases.
OCTOBER	
MAID OF SALEM	Starring CLAUDETTE COLBERT in a picture of tremendous scope. With an important cast. Directed by FRANK LLOYD.
PERSONAL APPEARANCE	With MAE WEST, LYNNE OVERMAN, ELIZABETH PATTERSON. An EMANUEL COHEN Production. This is the stage play that ran for more than a year on Broadway and is a natural for MAE WEST.
Queen of the Jungle	RAYMOND MILLAND, SIR GUY STANDING, AKIM TAMIROFF, LYNNE OVERMAN. Directed by MAX MARCIN.
Everything for Sale	With a selected cast of Players.
Three Married Men	LYNNE OVERMAN, ROSCOE KARNS, WILLIAM FRAWLEY, GEORGE BARBIER, ROBERT CUMMINGS, GAIL SHERIDAN, ELIZABETH PATTERSON, BENNIE BARTLETT, VIRGINIA WEIDLER. Directed by EDDIE BUZZELL.
Rose Bowl	FRANCES FARMER, JOHN HOWARD, LARRY CRABBE, NICK LUKATS, BENNY BAKER. Released at the height of the football season and with plenty of exploitation angles.

TITLE
NOVEMBER
THE PLAINSMAN
CHAMPAGNE WALTZ
PINKERTON, THE DETECTIVE
HOTEL HAYWIRE
The Barrier
Our Miss Keane
Trail Dust
DECEMBER
COLLEGE HOLIDAY
DON'T LOOK NOW
The Tightwad
Broadway Afternoon
The Turning Point
JANUARY
SPAWN OF THE NORTH
HARD TO HANDLE
FOLLOW THE SUN
Playboy
A Gun for Hire
ARTISTS AND MODELS
Cottonwood Gulch

O-MEASURE GROUP 1936-37

CAST AND DIRECTOR

RY COOPER, JEAN ARTHUR, and a big supporting . A CECIL B. DeMILLE Production.

DYS SWARTHOUT, FRED MacMURRAY, JACK KIE, VELOZ and YOLANDA, LYDA ROBERTI, FRANK REST. Directed by EDDIE SUTHERLAND, director Mississippi."

VARD ARNOLD and an all-star cast. Dramatizes of the most exciting events in the life of the great erican detective. A B. P. SCHULBERG Production.

CHARLIE RUGGLES, MARY BOLAND, GEORGE NS and GRACIE ALLEN. In the same class as ernational House."

best read and probably the best liked of all the BEACH yarns. A pitcure that actually beats with thunder of its great emotions. HARRY SHERMAN, producer of action pictures, will see to it that it the kind of production it deserves.

VIRGINIA WEIDLER and BILLY LEE. From "Sat-ry Evening Post" story by the popular woman er, Grace Sartwell Mason.

ALONG CASSIDY No. 2.
BOYD, JIMMY ELLISON, GEORGE HAYES, and rs.

K BENNY, FRANCES FARMER, LOUIS DaPRON, ERT CUMMINGS, JOHNNY DOWNS, ELEANORE TNEY, MARTHA RAYE.

W. C. FIELDS and a hand-picked cast. This is the ure that Bill has wanted to do for years. It's his idea real No. 1 Fields' vehicle. Based on JULIAN EET'S famous "Need of Change."

CHARLIE RUGGLES heading a cast of prominent mount featured players. Another Paul Gallico story of the "Saturday Evening Post." An hilarious role uggles as the penny pincher who suddenly awakes enerosity.

a cast of Paramount featured players. This is the urday Evening Post" story that took the prize as trickiest mystery story of 1935.

TOM BROWN, GAIL PATRICK, MARSHA HUNT, ABETH PATTERSON. A thrilling drama set against xciting background of life in smalltown America.

OLE LOMBARD, CARY GRANT, RANDOLPH TT, and all-star cast. Directed by HENRY HATHA-, who did "Lives of a Bengal Lancer" and "Trail e Lonesome Pine." In TECHNICOLOR.

CLAUDETTE COLBERT and a perfect supporting Directed by WESLEY RUGGLES.

BING CROSBY, GEORGE BURNS and GRACIE EN, LYNNE OVERMAN. Directed by NORMAN ROG.

RGE RAFT, IDA LUPINO and an all-star cast.

a cast of featured players. Thrilling melodrama murderer who ends the life of a great statesman how he is tricked into capture. Built on original with several novel twists of plot that make for sus-e and intense excitement.

g musical studded by spectacular acts never seen e screen before. Song hits, and lavish dance num-galore. Script by KATHARINE BRUSH, S. J. and RA PERELMAN, and KEENE THOMPSON.

ALONG CASSIDY No. 3.

Third and Fourth Quarters 1936-37

TITLE	CAST AND DIRECTOR
2 with MARLENE DIETRICH	1st with ERNST LUBITSCH (musical) directing. 2nd with FRANK LLOYD directing.
2 with CLAUDETTE COLBERT	One of these will be "THE GOLDEN ERA," a glorious drama cut to the Colbert design.
SLAVE SHIP	Paramount's Second BIG ALL-TECHNICOLOR Picture of the year, with GARY COOPER. Directed by HENRY HATHAWAY.
DIAMOND RUSH	Starring either GARY COOPER or FRED MacMURRAY and directed by WESLEY RUGGLES. An exciting story of the South African diamond rush.
COUNT OF LUXEMBOURG	With IRENE DUNNE, JOHN BOLES, W. C. FIELDS and FRANK FOREST. . Franz Lehar's world-famous operetta with the original glorious Lehar music.
PANAMA GAL	FRED MacMURRAY and CAROLE LOMBARD. A romantic comedy with music, of the "Princess Comes Across" type.
SAFARI	With EDWARD ARNOLD and a prominent feminine star. A picture with all the excitement and intrigue that an African background can supply.
HIGH, WIDE and HANDSOME	Starring IRENE DUNNE and FRED MacMURRAY, RANDOLPH SCOTT. Music and lyrics by Jerome Kern and Oscar Hammerstein II.
THAT'S WHAT GIRLS ARE MADE OF	SYLVIA SIDNEY and FRED MacMURRAY, in a modern romantic drama. B. P. SCHULBERG Production.
IT HAPPENED IN PARADISE	Starring BING CROSBY, IDA LUPINO. A big-time song and dance show aimed to catch the late spring trade. A summer camp musical.
EASY LIVING	JEAN ARTHUR in a fast-stepping romance of the "Hands Across the Table" kind. Miss Arthur is now one of the top draws in pictures.
1 more GARY COOPER	Made to the measure of Cooper's importance to the box-office with a star supporting cast and an ace director.
1 with HAROLD LLOYD	Another ace comedy of the same box-office proportions as "THE MILKY WAY" with the same big-time all-star cast.
3 More Hopalong Cassidys	"THE ROUNDUP," "BRING ME HIS EARS," "RUSTLERS' VALLEY."

STAR POWER!

PARAMOUNT will deliver during 1936-37 at least 55 important pictures made to the measure of 26 box office stars listed alphabetically below:

2 with **EDWARD ARNOLD**

2 with **JEAN ARTHUR**

2 with **JOAN BENNETT**

3 with **JACK BENNY**

1 with **JOHN BOLES**

3 with **BURNS & ALLEN**

2 with **BOB BURNS**

4 with **CLAUDETTE COLBERT**
Exclusively under contract to Paramount
(2 directed by Frank Lloyd)
(2 directed by Wesley Ruggles)

4 with **GARY COOPER**
Exclusively under contract to Paramount
(1 with Madeleine Carroll)
(1 with Jean Arthur)
(1 directed by Henry Hathaway)
(1 Emanuel Cohen Production)

4 with **BING CROSBY**

2 with **MARLENE DIETRICH**
(1 directed by Ernst Lubitsch)
(1 directed by Frank Lloyd)

2 with **IRENE DUNNE**

2 with **W. C. FIELDS**

3 with **GLADYS GEORGE**
By arrangement with M.G.M.

4 with **CARY GRANT**

1 with **HAROLD LLOYD**

4 with **CAROLE LOMBARD**
(1 in Technicolor with Cary Grant and Randolph Scott)
(1 with Fred MacMurray)
(2 others not cast yet)

4 with **FRED MacMURRAY**
(1 with Carole Lombard)
(1 with Irene Dunne)
(1 with Sylvia Sidney)
(1 with Gladys Swarthout)

2 with **ADOLPHE MENJOU-VEREE TEASDALE**

2 with **JACK OAKIE**

4 with **GEORGE RAFT**

2 with **MARY BOLAND-CHARLIE RUGGLES**

4 with **RANDOLPH SCOTT**

1 with **SYLVIA SIDNEY**

3 with **GLADYS SWARTHOUT**

1 with **MAE WEST**

erman Censorship Stirs Home Critics

Berlin, June 14.—Increases in the
mber of American films banned for
hibition in Germany have become
pronounced during the past few
eks that the Ministry of Propa-
nda is being criticized by publica-
ns controlled by state officials who,
is believed, see the German theatre
dustry ultimately being crippled by
shutting off of a supply of Ameri-
n pictures.

The increasing severity of the cen-
ship regulations has been felt espe-
lly by Twentieth Century-Fox,
ramount and M-G-M in recent
eks. Permits are reported to have
en refused on the flimsiest of pre-
ts and are commonly barred on the
ound that Jews were involved either
producers, directors, actors or
nposers of the music used. In ad-
ion to the new censorship activities,
nerican distributors here are con-
nted with an increasingly difficult
mit system which tends to increase
cost of obtaining permits while
chances of their films being ap-
oved for exhibition are lessening.

Foreign representatives of Twen-
th Century-Fox, M-G-M and Para-
unt were not available for comment
sterday on the current exhibition
uation in Germany. An industry
icial familiar with foreign problems,
wever, said that the German market
s not been an important factor in
eign distribution revenue for many
ars because of the currency regula-
ns which prevent the transfer of
neys outside Germany even in the
ent profits could be made in that
rket. He expressed the opinion that
that reason any increase in the
erity of censorship or permit regu-
ions within Germany was of
le significance to the American
tributors.

Pastures" Builds In Run at Wichita

Wichita, June 14.—"The Green
stures" is going over in a big way
re. It was greeted with consider-
le enthusiasm at the opening Friday
ght and has been building since that
ne.

The opening was on a reserved seat
sis and completely sold out. Theatre
n and circuit officials came from all
rts of the territory.

Gross High in Tulsa

Tulsa, June 14.—The highest week-
d gross in the history of the Ritz
re is expected to be made on "The
een Pastures," which opened Friday
ght to the second largest Friday
oss the theatre has had.

Republic to Quit R. C.

Republic Pictures will complete its
ve to 1776 Broadway about July 1
en space now being readied for the
partments still located in the RKO
dg., Radio City, will be available on
third floor of the building con-
lled by the H. J. Yates interests.
public's executive and foreign offices
oved to the new location several
eks ago.

Derr Finishes First

Hollywood, June 14.—"The Glory
ail," first of a series of six which
B. Derr is producing for Crescent
ctures, has been finished.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Return of Sophie Lang"

(Paramount)

Hollywood, June 14.—Light drama, roguery, comedy and romance are the ingredients of this story, telling of the regeneration of a notorious woman Raffles. Keyed to a vein of suspense, the dialogue and action are well balanced and move at a speedy pace. With effective application, these qualities, plus credible individual performances, result in a good average entertainment.

Supposedly dead, Gertrude Michael, as Sophie, in making her farewell visit to her London tomb, meets the romantically inclined Ray Milland, an American reporter. Reformed, Miss Michael sails to America as a companion to Elizabeth Patterson, a wealthy jewel collector.

Also on board the ship are Sir Guy Standing, an international jewel thief, and Milland. Standing steals Miss Patterson's jewels, and, though she is not suspected, Miss Michael admits to Miss Patterson that she is Sophie Lang, and promises to recover the stolen gems. Getting off the boat safely by placing the loot in Milland's pocket, Standing cleverly recovers it when he is safely past the customs. To protect his own hide, Standing tips off the police that Miss Michael has the jewels, but she, by brilliant, exciting application of Raffles' tactics after eluding the police, re-steals and returns the diamonds to Miss Patterson. The finale is her regeneration in Milland's love.

The realistic work of the principals is embellished by the performances of Colin Tapley, Paul Harvey, Garry Owen, Don Rowan and Purnell Pratt. George Archainbaud's direction takes full advantage of the production's assets and the talents of the players. The film is based on a story by Frederick Anderson. The screenplay by Patterson McNutt and Brian Marlow is smooth and believable.

Previewed without production code seal. Running time, 67 minutes. "G."

"High Tension"

(Twentieth Century-Fox)

Hollywood, June 14.—Treating deep sea diving in a farcical rather than a dramatic manner, this picture emerges as a fast-moving comedy which should click in smaller houses.

Brian Donlevy, a diving expert with a Zioncheck complex, carries the brunt of the story, getting himself involved in scrapes ashore but gaining forgiveness from Robert McWade, his boss, and Glenda Farrell, his sweetheart, because when laying cables 30 fathoms under he is the best in the business. During one barroom brawl, Norman Foster befriends Donlevy. In appreciation, Donlevy teaches Foster the diving business, and later, when Foster is on his own, Donlevy saves him from a watery grave in the best picture tradition.

Allan Dwan directed the script, concentrating on the comedy elements and getting some very humorous sequences. Helen Wood, Romaine Callender, Jasper Sawyer and Hattie McDaniel are best in the support, with Sawyer scoring heavily in one scene where he and Donlevy push a piano at each other.

The script is the joint work of Lou Breslow, Edward Eliscu and John Patrick from an original by Norman Huston and Robert Bren. Sol Wurtzel produced.

Comedy is the best selling angle and should produce satisfactory results if emphasized.

Production Code Seal, No. 2,305. Running time, 62 minutes. "G."

H. W. Chotiner Dies

Los Angeles, June 14.—Harry W. Chotiner, 50, prominent exhibitor and past president of I.T.O., who died here Friday night, was buried today.

Chotiner, at the time of his death, operated three theatres here. Several of his former houses are now F.W.C. property.

N. O. Ends Cloth Banners

New Orleans, June 14.—Theatre managers have been notified by City Architect Morris B. DePass that use of cloth banners across streets must be stopped at once. Theatre owners are not the only ones affected. Merchants are also included.

Refuse Seattle License

Seattle, June 14.—The Rialto, third run film and stage house downtown, has been refused a renewal of its annual license by the license committee of the City Council.

Granting of the new license was denied after protests by Parent-Teacher groups and ministerial bodies who objected to alleged obscene language and nudity of the stage performances.

Kill Vending Tax Bill

Boston, June 14.—A bill to impose a $5 annual tax on all vending machines has been killed in the Legislature.

Short Subjects

"Ceremonies in Bali"

(Harold Auten)

The somewhat overdone Island of Bali, which is fast losing its charm and isolation in the wake of considerable publicity via the screen, forms the subject matter of this number in the Screen Traveler series, produced by Andre de la Varre. Fortunately the film does not attempt to take in too much, concentrating on certain of the picturesque and interesting ceremonies which make up the life of the inhabitants. In particular the elaborate and almost frenzied cremation service for the dead is treated. Reviewed without production code seal. Running time, 11 mins. "G."

"Bits of Brittany"

(Harold Auten)

An interesting and pictorially effective tour through the charming old province of Brittany in France is afforded in this number of the Screen Traveler series, for which Andre de la Varre was the producer and cameraman. All the customs which are quaint to today's American audience, and the costumes, which are even more quaint, against a background of attractive scenery and architectural accomplishment, serve to make up a superior sort of travel subject. Reviewed without production code seal. Running time, 11 mins. "G."

"A Job's a Job"

(Van Beuren-Radio)

Many little known jobs are made known as the Easy Aces take turns reading titles. In their usual fashion they comment on the making of glass eyes, knife-throwing, raising of salmon spawn, piecing together prehistoric skeletons, meteorite slicing, feeding of sea cows and grating scavengers who pick up trinkets that are lost under gratings. It is interesting stuff and the Ace humor has its moments. Good entertainment. Production Code Seal, No. 01007. Running time, 10 mins. "G."

"Scrappy's Camera Troubles"

(Columbia)

When Scrappy goes out into the woods to photograph the animals he meets with little success, but when he returns home and tries to film his dog, his little brother gets very much in the way, with the eventual conclusion of a ruined camera and disposition. As a cartoon it rates as average in production technique and quality. Production Code Seal, No. 2,137. Running time, 7 mins. "G."

Baltimore Men Shifted

Baltimore, June 14. — Several changes in the personnel have been made by Associated Theatres. Leon Back, manager of the Broadway, has been promoted to the head office as shorts booker and supervising manager of the Broadway, Rialto, Cameo, Apollo and Preston. George Lang succeeds Back as manager of the Broadway. Harold Grott succeeds Lang as manager of the Rialto. Wilbur Brizandine goes from the Cameo as manager of the Preston and Leo McGreevy goes from the Preston as manager of the Cameo.

GB DOESN'T HOLD OUT
BUT DOES

GB Hits. Now. Wh

Madeleine
CARROLL

as a glamourous, alluring siren to be loved . . . . and a spy to be feared.

SECRET AGENT

Peter
LORRE

as a lady-killer, whose motto was "Dead Women Tell No Tales."

SECRET AGENT

John
GIELGUD

as a dashing hero and lover . . . who'll break your heart in a way you'll love.

SECRET AGENT

RIGHT ON THE HEELS OF JESS

HELD OVER
ROXY, N. Y.

SECRET

OESN'T HOLD BACK
OLD OVER

need them most

Robert
YOUNG

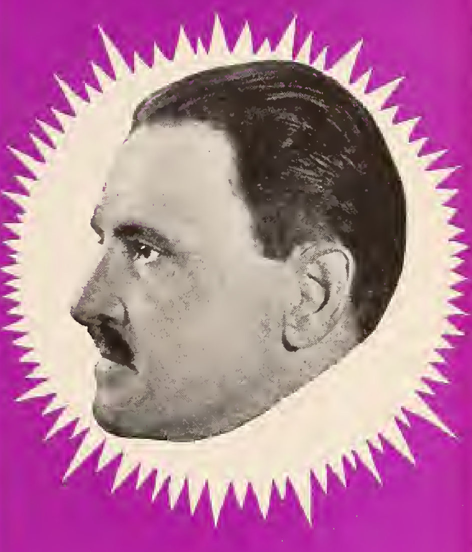
as a dangerous villain pretending to be a hero...and almost getting away with it.

SECRET AGENT

Alfred
HITCHCOCK

Masterly director of "39 Steps"... directs another masterpiece in mystery thrillers.

SECRET AGENT



Somerset
MAUGHAM

When he writes a secret agent story... it's a masterpiece of intrigue.

SECRET AGENT

ATTHEWS in "IT'S LOVE AGAIN"

AGENT

TOPS
'EM ALL

Canada Distributors
EMPIRE FILMS, Ltd.

◂ *Purely Personal* ▸

LEWIS BLUMBERG, son of NATE, general manager of the RKO circuit, entered man's estate on Saturday when he was Bar-Mitzvahed at the Park Ave. Synagogue. Self-possessed at all times, LEWIS went through without a hitch before an assemblage which included many prominent film men. In the audience were NED E. DEPINET, LESLIE E. THOMPSON, JULES and MRS. LEVY, GEORGE SKOURAS, MALCOLM KINGSBURY, LEON GOLDBERG, CLIFF WORK of San Francisco, NAT HOLT of Cleveland, JACK SCHLAIFER, HARRY BUXBAUM, JOE LEE, LOUIS and MRS. FRISCH, SAM and MRS. RINZLER, JOE and MRS. GERSHENSON, MAX A. and MRS. COHEN, NAT COHN, MORRIS SANDERS, CHARLES and MRS. O'REILLY, HERMAN and MRS. GLUCKMAN, EDDIE SCHNITZER, JOE and MRS. FELDER, EUGENE PICKER, ARTHUR SIEGEL, ARTHUR WILLI, SIG WITTMAN, MAX COHEN, ARNOLD RITTENBERG, EMANUEL SILVERSTONE, LOU GOLDBERG, BENJAMIN SHERMAN, SAM LEFKOWITZ and M. BARRISON.

•

HOWARD, FINE and HOWARD, the THREE STOOGES, will start a personal appearance tour at the Roxy on July 3. After three months on tour, they will return to the Columbia studio to resume shorts production.

•

ROBERT NATHANSON'S novel, "The Enchanted Voyage," which will be published in August, has been bought for filming by Twentieth Century-Fox.

•

LESLIE PEARCE, English director, plans to sail for home the latter part of next week.

•

EDWARD G. ROBINSON will sail for England on the *Normandie* Wednesday.

•

DOUG LEISHMAN expects to remain in these parts for a few more weeks.

•

MAX GORDON will return from England on June 28.

•

JOHN W. HICKS and ROGER CLEMENT are due today on the *Normandie.*

•

. . . Denver

B. D. COCKRILL, for two years managing director of the Denham, has acquired a controlling interest from the Denham Bldg. Co. The Denham will continue to show Paramount product, for COCKRILL holds the franchise for first runs here.

DEFORREST SWANSON, manager of the Roxy, Denver, has swapped managerial positions with JAMES HOWELL of the Rex at Brighton, Col.

ARCHIE HURLEY has opened his New at Tucumcari, N. M.

L. E. HINKLEY of the Bernalillo Motor Co., is building a new theatre at Bernalillo, N. M.

T. A. WHALEN has reopened the Kiva at Santa Rosa, N. M., as the Pecos.

B. P. MCCORMICK has opened a new house at Hot Springs, N. M., named the El Cortez.

•

. . . London

RICHARD BARTHELMESS signed to play opposite Dolly Haas in "Spy of Napoleon" for Twickenham.

E. C. THOMPSON is new press contact man for television at Broadcasting House.

MAX MILDER of Warners in Holland on a business tour.

IRIS BARRY and her husband, JOHN ABBOTT, looking for British films worthy of inclusion in the collection of the Museum of Modern Art Film Library in New York.

AUBREY BLACKSTONE has resigned as secretary of Associated Talking Pictures.

F. & M. Will Take Warner Trio June 26

(*Continued from page 1*)

product will go along with the transfer of the Orpheum, Shubert-Rialto and Hi-Pointe. Although no new contracts have been signed for RKO and Paramount product, F. & M. will continue playing the pictures lined up for three houses by Warners.

With the booking of "First Lady" for the Roxy, starting July 10, the first Paramount picture booked by F. & M. for the house in more than a year, indications point to the two companies getting together on a two-year deal for St Louis proper. Paramount recently initiated a drive for two-year pacts and several important circuits throughout the country already have signed under this arrangement.

Arthur, who had planned to leave for the Mound City last week, has postponed the trip until the contracts with Warners have been signed, sealed and delivered. Ernest L. Wilkinson, F. & M. attorney, who has been working on the deal with Robert W. Perkins of Warners' legal staff, returned to Washington yesterday and is scheduled to be back again Wednesday for final conferences.

Disney Will Make Features in 1940

(*Continued from page 1*)

White and the Seven Dwarfs" is not expected to be ready for release until he fall of 1937.

RKO's contract with Disney is for a three-year period, without options, and provides for a minimum of 12 and a maximum of 24 Mickey Mouse and Silly Symphony subjects. However, 18 shorts will most likely be produced for RKO during the first year.

Production cost of features is expected to average 10 times that of the shorts, which is figured at $65,000 to $75,000 a subject. Disney's production staff on the coast now totals 340 in comparison to 100 people he employed when he made "The Three Little Pigs."

Roy Disney, business manager for his brother, plans to leave for Hollywood on June 24.

Buy "Ada Beats Drum"

HOLLYWOOD, June 14.—M-G-M has purchased screen rights to "Ada Beats the Drum," a play by John Kirkpatrick. No writing, acting or directing assignments have been made as yet.

Warner's Western Meet Starts Today

(*Continued from page 1*)

Memphis; L. Conner, New Orleans; J. O. Rohde, Oklahoma City.

Leo Blank, midwest district manager with headquarters in Chicago, and branch managers T. Gillian, Chicago; E. J. Tilton, Des Moines; William Warner, Kansas City; R. T. Smith, Milwaukee; Rud Lohrenz, Minneapolis; C. K. Olson, Omaha; Hall Walsh, St. Louis.

N. H. Brower, west coast district manager with headquarters in Los Angeles, and branch managers E. A. Bell, Denver; Newt Levi, Los Angeles; Pete Stewart, Portland; W. F. Gordon, Salt Lake City; Charles Muehlman, San Francisco; Al Oxtoby, Seattle.

Harry M. Warner is expected to address the men at the final session on Wednesday.

The opening session tomorrow will be devoted to screenings of "Hearts Divided," "The Green Pastures" and "The White Angel." Individual meetings conducted by Sears will follow each screening. The men will see "Anthony Adverse" on Tuesday.

Four Added to Cast

HOLLYWOOD, June 14.—Four players have been added to the cast of "Three in Eden,"now in work at the Warner studio. Two of the players are Japanese, Tetsu Komai and Miki Morita. The others are E. E. Clive and George Regas.

Anita Louise with Cortez

HOLLYWOOD, June 14.—Warners have cast Anita Louise in the feminine lead of "The Case of the Caretaker's Cat," opposite Ricardo Cortez. The picture will be the next in the series of Perry Mason stories by Erle Stanley Gardner.

Warners Pick "The Rivals"

HOLLYWOOD, June 14.—Warners will produce a version of Richard Brindsley Sheridan's play, "The Rivals." Mary Boland will play "Mrs. Malaprop," and Hugh Herbert will be prominently cast. No one has been assigned to write the script as yet.

Has Broadcast Stunt

CINCINNATI, June 14.—The public is given an opportunity to go on the air at the RKO Albee. Passersby are granted a few minutes at 12:30 P.M. daily to speak into a microphone spotted near the lobby entrance, on any subject. The talks are carried over WCPO, *Cincinnati Post* station, under title of "The Man on the Street."

To Honor Matt Saunders

BRIDGEPORT, June 14. — Manager Matt Saunders of the Palace, who is celebrating his 25th year in the show business, will be honored at a testimonial dinner on June 27 at the Stratfield Hotel.

Hirliman Signs Gasnier

HOLLYWOOD, June 14.—George Hirliman signed Louis Gasnier to direct two pictures which will be made at RKO Pathe. Gasnier formerly was with Paramount prior to which he was a producer at Pathe.

"Arrow" Dual Gets $7,100 Seattle Hig

· SEATTLE, June 14.—"The Gol
Arrow," heading a dual bill with "S
cial Investigator" at the Orphe
turned in the best gross of the w
$7,100. This was $1,100 over the
Rainy weather all week helped b
ness by hitting outdoor attractions
"Mr. Deeds Goes to Town" sho
no signs of loss of popularity in
ninth week. The $4,450 take was
a first run normal at the Liberty
$450, and the picture was held fo
tenth stanza. "Show Boat" fell of
$3,650 in its third week. "Pri
Number" was $200 to the good o
take of $7,200 at the Fifth Avenue
Total first run business was $30
Average is $30,000.
Estimated takings for the week
ing June 12:

"THE PRINCESS COMES ACROS
(Paramount)
"HOLD THAT RIVER" (S. R.)
BLUE MOUSE—(950), 25c-40c-55c. 7
2nd week, extended run from Fifth Av
Gross: $3,100. (Average, $4,000)

"PRIVATE NUMBER" (20th-Fo
FIFTH AVENUE—(2,500), 25c-40c-5
days. **Gross:** $7,200. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (
LIBERTY—(1,800), 15c-25c-40c-55c, 7
9th week. **Gross:** $4,450. (Average, $4

"SHOW BOAT" (Universal)
MUSIC BOX—(9503, 25c-40c-55c, 7
3rd week, extended run from Fifth Av
Gross: $3,650. (Average, $4,000)

"THE GOLDEN ARROW" (W. B
"SPECIAL INVESTIGATOR" (Ra
ORPHEUM—(2,450). 25c-30c-40c, 7
Gross: $7,100. (Average, $6,000)

"SPEED" (M-G-M)
"CHAMPAGNE CHARLIE" (20th-F
PARAMOUNT — (3,050), 20c-25c-
days. **Gross:** $4,600. (Average, $5,000)

Now Permits Smokir

ALBANY, June 14. — The Wa
Strand here has shifted its polic
permit smoking in the balcony
loges. At 11 o'clock each Satu
night a community sing program,
the audience participating, is br
cast.

Wall Street

Columbia Off 1¼ Pt. on Boa

	High	Low	Close	Ch
Columbia Pictures, pfd.	43½	42¾	42¾	
Eastman Kodak	164¾	164¾	164¾	
Eastman Kodak, pfd.	163½	163½	163½	
Loew's, Inc.	45	45	45	
Paramount	8⅜	8⅜	8⅜	
Pathe Film	7¼	7⅛	7⅛	
RKO	5¾	5½	5½	
Warner Bros.	10	9⅞	9⅞	

Little Curb Activity

	High	Low	Close	Cl
Technicolor	28¼	28⅛	28⅛	

Bonds Change Fractionally

	High	Low	Close	Cl
General Theatre Equip. 6s '40 ctf.	25⅝	25⅝	25⅝	
Loew's 6s 41 ww deb rights	97¼	97¼	97¼	
Paramount Broadway 3s '55	58½	58½	58½	
Paramount Pictures 6s '55	89½	89	89	
Warner Bros. 6s '39 wd	93⅝	93⅝	93⅝	

(Quotations at close of June 13.)

THEY'LL BLOW THE ROOF OFF!

When they start spilling the big news about
the new season's most powerful lineup at the

UNIVERSAL CONVENTION!

HOTEL ASTOR
HOTEL ASTOR
NEW ASTOR ROOF WITH
RUDY VALLEE & COMPANY
HOTEL ASTOR

Beginning **TODAY** at the Hotel Astor
Watch Thursday's trade papers
for the smashing announcements!

ULL SPEED AHEAD WITH THE NEW UNIVERSAL!

"U" to Have 42 Features Next Season

(*Continued from page 1*)

of advertising, publicity and exploitation; Willard McKay, secretary and general counsel; Charles B. Paine, treasurer; N. L. Manheim, foreign manager; Edward Walsh, Paul Gulick, publicity manager; Joe Weil, exploitation manager; Charles Leonard, advertising manager; Sidney Singerman; William Kraemer; Sam Sedran, purchasing agent; Oscar Binder; Charles E. Ford, editor, Universal Newsreel; R. V. Anderson, sales manager, Universal Newsreel; Andrew Sharick, and Eugene Cox.

The district managers include: Harry Graham, Atlanta; A. Herman, Boston; W. J. Heineman, Los Angeles; Sig Wittman, New York, and Clair Hague, Toronto.

Branch managers and salesmen, listed alphabetically by cities, follow:

Albany—P. Dana, F. Duffy, L. J. Leiser.

Atlanta—J. Ezell, C. T. Jordan, H. M. Williams, J. M. Young, J. W. Greenleaf.

Boston—W. P. Kelly, F. P. Dervin, J. H. Curran, H. Kennis, Irving Shiffman.

Buffalo—N. Sauber, O. A. Siegel, J. G. Fater, J. W. Holden.

Charlotte—J. Hobbs, A. B. Cheatham, R. H. Masterman.

Chicago—H. M. Herbel, R. W. Funk, T. G. Meyers, M. Godshaw, W. Baker, J. Blank, E. Gruenberg.

Cincinnati—P. Krieger, N. LeVene, Jr., C. Littman, G. B. Gomersall, A. Kolitz.

Cleveland—Dave Miller, H. H. Young, J. Krenitz, J. Withers, J. F. Lefton.

Dallas—E. S. Olsmith, J. H. Litzer, L. D. Lutzer, W. R. Pittinger.

Denver—J. Langan, J. S. Hommel, A. W. O'Connell.

Des Moines—L. Patz, J. Smith, Paul Fine.

Detroit—M. Gottlieb, J. Stewart, H. R. Schilds, H. Peckham.

Indianapolis—F. Brown, G. L. Levy, H. H. Hull, C. G. Butler, A. Lachnit.

Kansas City—W. Benjamin, R. R. Thompson, E. M. Block, J. M. Flynn, R. A. Morrow.

Los Angeles—A. J. O'Keefe, L. E. Hoss, C. E. Pace.

Memphis—W. E. Sipe, A. E. Sipe, R. Elliott.

Milwaukee—J. F. Camp, W. E. Weinshenker.

Minneapolis—F. Mantzke, W. Shartin, A. L. Zacherl, S. Frank, J. M. Fieldman.

New Haven—M. Joseph, A. L. Titus.

New Orleans—P. Tessier, C. S. McMillin, W. T. Hickey.

New York—A. Abrams, M. Cohen, P. Winnick, H. Furst, B. Price, J. E. Liggett, Nat Goldberg, W. J. Callahan.

Oklahoma City—W. S. Quade, M. M. Holstein.

Omaha—J. J. Spandau, L. J. Miller, J. E. Schlank.

Philadelphia—J. Engel, J. Leon, W. J. Doyle, P. Baron.

Pittsburgh—A. Barnett, D. Barnholtz, L. Hess, J. B. Kauffman, A. G. Leary.

Portland—G. C. Craddock, R. O. Wilson.

St. Louis—J. E. Garrison, H. Hynes, J. H. Sarfaty, S. H. Nesbitt.

Salt Lake City—C. J. Feldman, C. R. Wade, C. M. Van Horn, E. W. Stombaugh.

San Francisco—B. Rose, M. Aparton.

Seattle—L. J. McGinley, A. Bloom, R. Ackles.

Washington—E. Heiber, J. L. Young, B. Frank, P. Rosian, W. Davis.

Calgary—J. A. Wilson.

Montreal—F. D. Leduc, L. Rosenfield.

St. John—W. A. Sault.

Toronto—S. Brint, J. I. Foy, R. C. Hague.

Vancouver—R. A. Scott.

Winnipeg—F. L. Vaughan, R. W. Wilson.

On Wednesday, company executives will play host at a beefsteak dinner to be held at the N. Y. Athletic Club.

Noah Beery, Jr., Re-Signed

Hollywood, June 14.—Universal has signed Noah Beery, Jr., to a new term contract. The actor last appeared in "Parole." His next assignment has not been selected.

Jumbo Style

Hollywood, June 14.—Universal has set aside its heaviest production budget since "The King of Jazz" for "Hippodrome."

The Whiteman film cost $1,500,000, or about $500,000 more than "Show Boat."

"U" to Put 14 Into Work Before July 15

Hollywood, June 14.—Although Universal has only one picture, "Postal Inspector," shooting at present, 14 are scheduled to go into production before July 15. They will include "Casey of the Coast Guard," a John Wayne action picture; "Big," with Victor McLaglen and Binnie Barnes; "Flying Hostess," with Jane Wyatt; "Everybody Sings," with an all star cast of radio and screen names; "Yellowstone," with Judith Barrett, and "Reno in the Fall," with Doris Nolan and possibly Henry Fonda.

Henry Armetta Re-Signed

Hollywood, June 14.—Henry Armetta has been signed to a new term contract at Universal. The comedian has been on a personal appearance tour and at other studios since last September, and has just returned to the lot.

Doris Nolan in "Reno"

Hollywood, June 14.—Doris Nolan, who played the lead in A. H. Woods stage production, "The Night of January 16," has been assigned by Universal to the feminine lead in "Reno in the Fall."

They Head Universal Meetings

J. C. COWDIN
Chairman of the Board

R. H. COCHRANE
President of Universal Pictures

C. R. ROGERS
V.-P. in Charge of Production

J. R. GRAINGER
General Sales Manager

F. J. A. McCARTHY
Eastern Sales Manager

EDDIE BONNS
Short Subject Sales Manager

W. S. McKAY
Head of Legal Department

P. D. COCHRANE
Head of Advertising, Publicity

Universal to Erect Building at Studi

Hollywood, June 14.—Universa will soon start construction of a nev three-story building to house the writing, publicity, casting and wardrob departments. It will be erected on th site of the New York St. and Nurser both of which were recently remove to the back lot.

When the building is completed, th lot itself will be left entirely for production, and none but those actuall working in productions will be allowed outside of the building. It wil be ready for occupancy Jan. 1.

With alterations that have alread been completed, cost of the Universa building program will run more tha a half million dollars.

"U" Busy on Musicals

Hollywood, June 14.—Heavy emphasis is being placed on big musical at Universal with three now bein prepared. Garrett Fort, Ralph Mur phy and R. H. Burnside are workin on the script of "Hippodrome"; Rol ert Benchley and Charles Greyson a doing the story and Irving Loessc and Frank Actman the music fo "Everybody Sings." Herbert a Dorothy Fields and Jerome Kern a preparing book, lyrics and music f "Riviera."

Youngsters on "U" Roll

Hollywood, June 14.—Thirty-sev players bring Universal's contract li to an all-time high. Of these, 11 ha been signed since June 1 in order expand the group of younger player This latter group includes Judith Ba rett, Edward Jack Dunn, Walter Co Louis Hayward, Mary Alice Ric Maxine Reiner, Russell Wade, El Logan, William Hall, David Oliv and Michael Loring.

"Ace Drummond" Next Serial

Hollywood, June 14.—Universa next big serial will be "Ace Drum mond," from the King Features Sy dicate strip by Eddie Rickenback The series will tell a story of aviati John King will play the title ro with other cast assignments to be a nounced. Louis Freidlander will rect. Production will start on or fore July 1.

Plan Build-up for Wayne

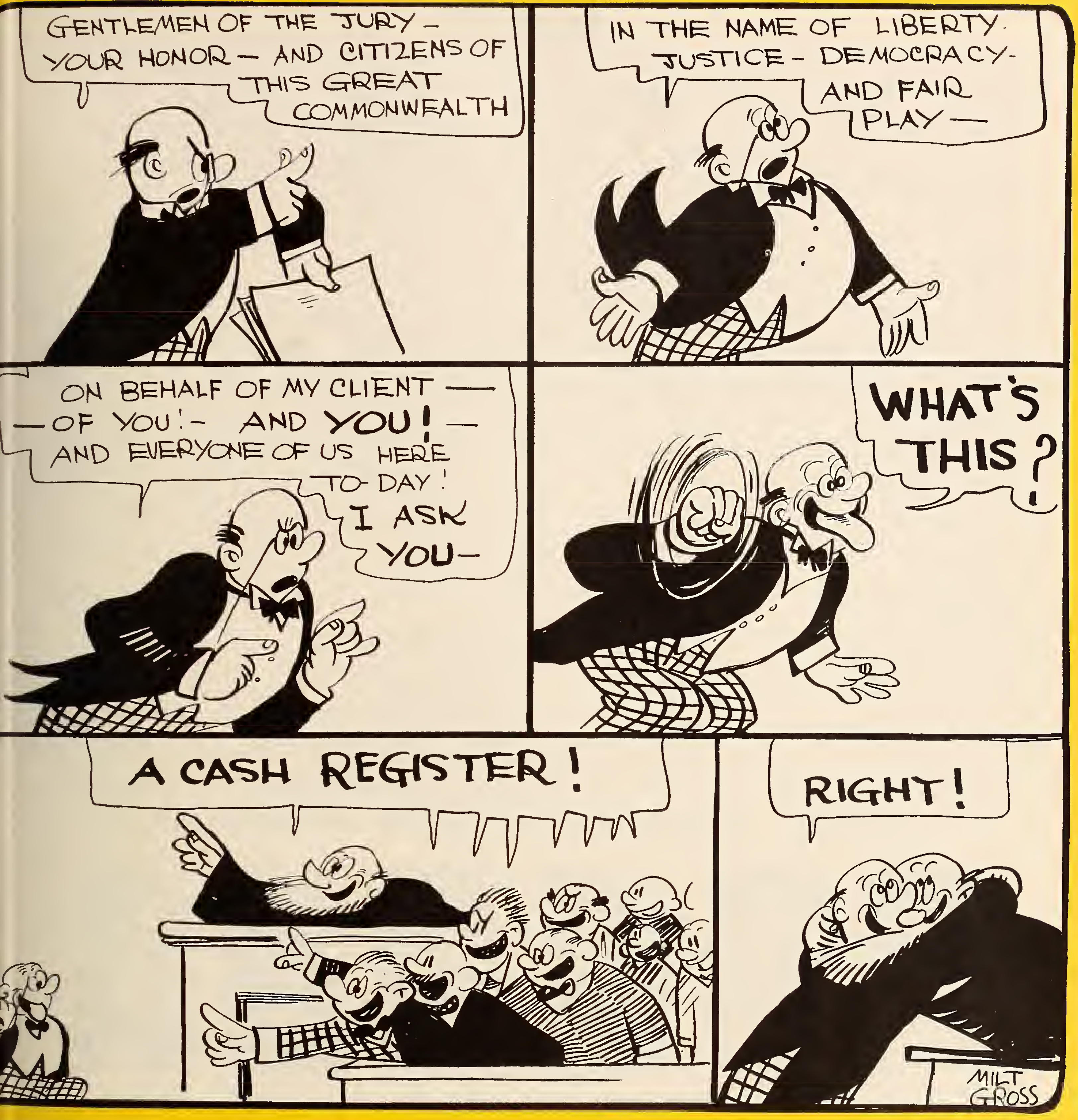
Hollywood, June 14.—Univer will build John Wayne as an acti picture star and attempt to alter present reputation as a western st He will appear in a series of six tion pictures which Trem Carr w produce. The first, "Casey of t Coast Guard," is scheduled for ea production.

Devine Gets New Pact

Hollywood, June 14.—Andy Devi has signed a new Universal contra his third in five years. Devine sta ed with the studio when they w making the Collegian series and been off and on the lot continuou since then.

"Empty Saddles" for Jones

Hollywood, June 14.—Buck Jo has decided on the Cherry Wil story, "Empty Saddles," as his fi production for the coming season. T picture will go into production in J Universal will release.


GENTLEMEN OF THE JURY — YOUR HONOR — AND CITIZENS OF THIS GREAT COMMONWEALTH
IN THE NAME OF LIBERTY. JUSTICE — DEMOCRACY — AND FAIR PLAY —
ON BEHALF OF MY CLIENT — — OF YOU! — AND YOU! — AND EVERYONE OF US HERE TO-DAY! I ASK YOU —
WHAT'S THIS?
A CASH REGISTER!
RIGHT!
MILT GROSS

— and, Mr. Exhibitor, you'll need a flock of cash registers when the 1936-37 line-up from UNITED ARTISTS starts coming your way!

RKO's Forces Will Be Told Lineup Is 54

(Continued from page 1)

ficial welcome by Levy to members of the selling family who have joined the company since last year. They are B. G. Tighe, Detroit, July 29, 1935: J. L. Raper, Minneapolis, Aug. 26, 1935; W. A. Benson, Pittsburgh, Nov. 11, 1935; H. Woolfe, Winnipeg, Jan. 6, 1936; L. L. Plotell, Montreal, April 6, 1936; J. F. Samuels, Salt Lake City, April 27, 1936; E. Spiers, Milwaukee, May 4, 1936; Garrett Payne, Detroit, May 18, 1936, and Guy Hancock, Indianapolis, June 6, 1936.

Late this afternoon, the entire convention will be the guests of W. G. Van Schmus, managing director of the Music Hall, at the theatre. In the evening, the conventionites will take in "Boy Meets Girl" at the Cort as guests of John Hay Whitney on behalf of Pioneer Pictures which will release through Radio next season.

Here is the roster:

Home Office—M. H. Aylesworth, chairman of board of directors; Leo Spitz, president RKO Radio Pictures; Ned E. Depinet, president, RKO Dist. Corp.; Jules Levy, vice-president and general sales manager; W. H. Clark, treasurer of RKO Dist. Corp.; Phil Reisman, vice-president and general export sales manager; William Mallard, chief of counsel; A. A. Schubart, manager contract department; H. J. Michaelson, short subject sales manager; S. Barret McCormick, director of advertising and publicity; George Muchnic, assistant secretary, RKO Dist. Corp.; A. H. McCausland, representative of Irving Trust Co.; J. P. Skelly, in charge of branch operations; C. E. Smith, western and southern sales manager; E. L. McEvoy, eastern and canadian sales manager; L. J. Bamberger, sales promotion manager; L. E. Gaudreau, purchasing agent; Harry Gittleson, editor of *Flash;* H. F. Hendee, director of research; W. V. Derham, company comptroller; William E. Dahler, contract approval for east; R. K. Hawkinson, foreign division manager; William Horne, contract liquidation manager; B. D. Lion, foreign division manager; Sid Kramer, manager of print and negative department; L. H. Miller, contract approval for west and south; M. G. Poller, contract liquidation manager; E. J. Smith, Jr., audit control department; J. Sharkey, special short subject representative; James Finey, secretary to Jules Levy; R. S. Gavin, assistant purchasing agent; G. E. Youngman, legal department; T. A. Quinn, in charge of legal claims; David L. Strumpf, art director; Mike Hoffay, foreign publicity manager; W. Marcus, purchasing department; Arthur Willi, talent scout; Rutgers Neilson, publicity manager; Ken Hallam, exploitation manager; Edward Holland, publicity department; John Level, publicity department; Irving Shiffrin, publicity department.

Studio—Samuel J. Briskin, vice-president in charge of production; Howard S. Benedict, in charge of studio publicity.

Foreign Delegation — Ralph Hanbury, United Kingdom; Ralph Doyle, Australia; Robert Trillo, Spain; F. S. Gulbransen, Panama; Louis Lezama, Mexico; Pedro Saenz, Cuha; Bert Reisman, Cuba; Jacobo Glucksman, Argentina; Frederick H. Knocke, Puerto Rico; C. E. Hilgers, France.

RKO Theatres—L. E. Thompson; N. J. Blumberg, general manager; John Dowd, director of publicity and advertising; J. J. O'Connor, Max Fellerman, Fred Meyers, W. G. Van Schmus, G. Van Wagner, Ike Libson, Cliff Work, Nat Holt, Charles Koerner, J. M. Brennan, Mort Singer, Lou Goldberg, R. H. Emde, William Howard, J. Berne, Charles McDonald.

District Managers—Nat Levy, Detroit; Walter E. Branson, Chicago; J. H. McIntyre, Dallas; H. C. Cohen, Los Angeles; L. M. Devaney, Canada.

Walt Disney Enterprises—Roy Disney, business manager; Kay Kamen, head of subsidiary company handling Disney merchandise; William Erskine, assistant to Kamen; George Drake, chief animation instructor; Don Graham, art director; Carter Ludlow, publicity director.

March of Time—Ralph Rolan, in charge of advertising; C. D. Jackson, assistant to president of Time, Inc.; Roy E. Larsen, head of March of Time; John S. Martin, editor of *Time Magazine;* A. K. Mills, head of publicity of March of Time; Louis de Rochemont, editor of March of Time; Al Sindlinger, in charge of exploitation of March of Time; Charles Stillman, treasurer of Time, Inc.

Nice Work

Cress Smith, Radio's western sales manager, has a son who is an exhibitor operating a theatre in Eddie McEvoy's territory. When Cress signs him up Eddie, eastern sales manager, gets the credit.

Pioneer Pictures—Lowell Calvert, in charge of sales and distribution.

Principal Pictures—William Shapiro; Bobby Breen, for Sol Lesser.

Pathe News—Courtland Smith, president; Jack Connolly, general manager.

Van Beuren Pictures—Don Hancock, general manager; Frank Snell, vice-president; Bill Corum, star of sports' series; Alois Havrilla, star commentator.

George Hirliman—Robert Goldstein, Leonard Goldstein.

Major Bowes' Shorts—William Saal.

These men are here from the field:

United States

Albany—C. R. Halligan, branch manager; T. M. Conlon, G. F. Tucker, Frank Fielding, salesmen.

Atlanta—H. M. Lyons, branch manager; W. J. Collins, B. S. Bryan, F. W. Salley, salesmen.

Boston—R. C. Cropper, branch manager; W. H. Gardiner, H. F. Goldstein, F. G. Ross, C. L. DeVizia, M. M. Ames, salesmen.

Buffalo—H. T. Dixon, branch manager; L. P. Murphy, C. Boasberg, J. G. Chinell, salesmen.

Charlotte—R. C. Price, branch manager; R. F. Branon, R. S. Mitchell, salesmen.

Chicago—J. C. Osserman, branch manager; S. Gorelick, R. V. Nolan, J. J. Clarke, Harry Walders, R. Egner, salesmen.

Cincinnati—S. C. Jacques, branch manager; R. Kinsler, A. L. Sugarman, L. Rosenfeld, J. A. McKnight, salesmen.

Cleveland—H. H. Greenblatt, branch manager; A. Goldsmith, W. D. Ward, M. E. Lefko, salesmen.

Dallas—S. M. Sachs, branch manager; J. H. Gruben, J. B. Brecheen, W. V. Adwell, L. C. Montgomery, salesmen.

Denver—J. H. Ashby, branch manager; F. J. Lee, F. P. Brown, salesmen.

Des Moines—L. Elman, branch manager; R. F. Crawford, M. A. Raymon, N. Sandler, salesmen.

Detroit—A. J. Mertz, branch manager; E. C. Murphy, F. Bonnem, B. G. Righe, Garrett Payne, salesmen.

Indianapolis—R. E. Churchill, branch manager; Claude McKean, C. C. Wallace, Guy Hancock, R. L. Brentlinger, salesmen.

Jacksonville—C. W. Allen, branch manager; P. Harrison, salesman.

Kansas City—T. R. Thompson, branch manager; E. L. Dyson, J. Lewis, A. A. Renfro, K. G. Howe, salesmen.

Los Angeles—N. P. Jacobs, branch manager; S. W. Whitehead, J. Rubenstein, G. R. Giroux, salesmen.

Memphis—P. M. Baker, branch manager; N. J. Colquhoun, W. M. Snelson, salesmen.

Milwaukee—A. N. Schmitz, branch manager; M. Anderson, H. Melcher, E. Spiers, salesmen.

Minneapolis—L. E. Goldhammer, branch manager; W. C. Winters, Eph Rosen, C. J. Dressell, L. S. Gruenberg, J. L. Raper, salesmen.

New Haven—Barney Pitkin, branch manager; H. Zeitels, salesman.

New Orleans—G. C. Brown, branch manager; H. F. Cohen, R. E. Pfeiffer, salesmen.

New York—R. S. Wolff, branch manager; B. G. Kranze, E. T. Carroll, J. J. Dacey, M. Westebbe, J. Ellis, L. I. Kutinsky, F. L. Drumm, Phil Hodes, salesmen.

Oklahoma City—R. B. Williams, branch manager; P. D. Fielding, C. D. Burton, salesmen.

Omaha—A. M. Avery, branch manager; O. Hanson, W. J. Foley, E. G. Huhnke, salesmen.

Philadelphia—F. L. McNamee, branch manager; S. Lefko, H. W. Tyson, J. J. McFadden, Jr., M. Shulman, E. J. Epstein, salesmen.

Pittsburgh—G. Lefko, branch manager; R. H. Lange, J. Graham, E. Lebby, Wm. A. Benson, salesmen.

Portland—M. E. Cory, branch manager; B. R. Keller, G. M. Engleman, salesmen.

St. Louis—B. J. McCarthy, branch manager; T. C. Tobin, W. F. DeFrenne, H. D. Levy, salesmen.

Salt Lake City—T. J. Walsh, branch manager; H. C. Fuller, H. W. Landstrom, J. F. Samuels, salesmen.

San Francisco—G. Wm. Wolf, branch manager; G. R. Seach, J. J. O'Loughlin, E. A. Stein, salesmen.

Seattle—E. A. Lamb, branch manager; J. F. Burke, H. W. Boehme, salesmen.

Sioux Falls—S. W. Fitch, branch mana-

(Continued on page 19)

Radio's Executives at Sales Convention

LEO SPITZ
President of RKO Corp.

M. H. AYLESWORTH
Chairman of the Board

NED E. DEPINET
President, RKO Dist. Corp.

JULES LEVY
V.-P. General Sales Manager

S. J. BRISKIN
V.-P. in Charge Production

PHIL REISMAN
V.-P. RKO Export Corp.

E. L. McEVOY
Eastern Sales Manager

C. E. SMITH
West., Southern Sales Manager

HARRY MICHAELSON
Short Subject Sales Manager

S. B. McCORMICK
Advertising, Publicity Director

HOWARD BENEDICT
Studio Publicity Manager

L. E. THOMPSON
Head of RKO Theatres

N. J. BLUMBERG
G. M. of RKO Theatres

RKO's Forces Will Be Told Lineup Is 54

(Continued from page 18)

er; E. J. Frace, Fred Horn, salesmen.
Washington—R. J. Folliard, branch manger; H. E. Kahn, E. W. Grover, O. nox, A. P. Folliard, salesmen.

Canada

Calgary—J. T. Droy, branch manager.
Montreal—N. M. Durant, branch manaer; L. Plottel, salesman.
St. John—E. Whelpley, branch manager.
Toronto—F. Meyers, branch manager; H. Taylor, salesman.
Vancouver—W. S. Jones, branch manaer.
Winnipeg—Mark Plottel, branch manaer; H. Woolfe, salesman.

Radio Contract List Is Expanded Rapidly

Hollywood, June 14.—Rapid exansion of Radio's contract lists bears ut Samuel Briskin's announced inention to concentrate on "A" product or the coming season. Since the first f the year star players signed include ohn Boles, Fred Stone, Barbara tanwyck, Ann Sothern, Burgess leredith, Herbert Marshall, Doris udley and Joe Penner.

With the signing of Edward Small s producer, Radio acquired the serves of Robert Donat and Jack Oakie. nd the contracts with David Loew nd George Hirliman brought in Joe . Brown and George O'Brien. This xpansion not only puts Radio in a trategic position for the borrowing f talent, but it provides plenty of alent on the lot so that casts may ave box-office names.

Shilkret to Broadcast

Hollywood, June 14.—Nathaniel hilkret, head of the Radio music epartment, has signed a deal with e manufacturers of Camel cigarttes, and will broadcast with the KO orchestra on the Camel proram for 13 weeks starting June 30. upert Hughes will act as master of eremonies and Al Goodman's swing" band will also be heard. Shilret will present various Radio stars ach week and has tentatively set inger Rogers, Georges Metaxa and nn Sothern for early appearances.

Seeking Two Youngsters

Hollywood, June 14.—Radio is aking an intensive search for two mall girls, one three and the other ve, who look enough alike to play ne character at these two ages. The ole is that of Katharine Hepburn's aughter in "Portrait of a Rebel." lark Sandrich, who will direct, and obert Palmer, casting head, are conucting the search.

Curtis and Price Cast

Hollywood, June 14.—Alan Curtis nd Edward Price have been added to e cast of "Grand Jury." Owen avis, Jr., and Louise Latimer will ead the cast, and Al Rogell will diect. The picture starts June 15.

Close with Singer Circuit

The RKO-Singer circuit, operating ine houses in nine western cities, has losed a deal for the entire 1936-37 arner lineup of features and shorts. he deal was negotiated by Gradwell ears, in charge of southern and western sales, for Warners, and John O'Connor, for the circuit.

Scripts Go to Briskin

Hollywood, June 14.—Samuel Briskin has issued a general order that no pictures may be started until the scripts are approved as ready to go by his office at Radio, thus eliminating need for rewriting delays after productions start.

Radio Has 36 Writers

Hollywood, June 14.—Radio has 36 writers working on the lot. This is a new high, exceeding the previous record by eight. They are working on 31 scripts for production next season.

Radio Gets 28 Stories

Hollywood, June 14.—Radio has purchased 28 story properties since Jan. 1. Of these, 20 are original, two are published novels, and the balance are stage plays.

Jason to Direct Pons

Hollywood, June 14.—Leigh Jason, recently graduated from two-reel comedies at Radio, is scheduled to direct Lily Pons in "Street Girl," which will start Aug. 1. He won the assignment for his work on "Love on a Bet" and on his current picture, "The Bride Walks Out," which stars Barbara Stanwyck and features Gene Raymond, Ned Sparks and Robert Young.

Build Up Nine at Radio

Hollywood, June 14.—Nine young contract players are being built through a series of important supporting parts by Radio towards leads. Lucile Ball, Owen Davis, Jr., Louise Latimer, Smith Ballew, Frances Sage, Barbara Pepper, Betty Grable, Anita Colby and John Arledge are the youngsters who are getting intensive workouts in varying roles.

Mark Sandrich Returns

Hollywood, June 14.—Mark Sandrich is back at Radio from his extended vacation following his direction of "Follow the Fleet," and is preparing "Portrait of a Rebel," in which Katharine Hepburn will be starred. Immediately after, Sandrich will direct "Mother Carey's Chickens," which will star Ginger Rogers with the next Astaire-Rogers film, "Watch Your Step," to follow.

More or Less Personal

Joe Ashby, Denver branch manager, takes on all comers matching coins for sompen.

✚

Fred Brown, Denver, holds the ping pong, golf, pool and bowling championship of his office.

✚

Jack Osserman, Chicago chief, and his gang have been convention hosts so long it's strange to be on the receiving end.

✚

Stan Jacques had the tailors jumping just before he pulled out of Cincy. You should see that new drapery.

✚

Rosey Rosenfeld, Cincinnati, had a yen to fly East, but his pals claim he carried too much weight.

✚

"You all" Joe McKnight is a heman looker.

✚

Bill Ward, Cleveland, is one of those guys who can't read his own writing.

✚

Art Goldsmith's a sucker for Hi-Low-Jack—but 15 cents a game is the limit.

✚

Morris Lefko has a young son who screams the minute an exhibitor approaches.

✚

Johnny Clarke, Chicago, is eligible for the fashion parade.

✚

A new convert to the vice of golf is Walter Derham, home office.

✚

Jim Finley, home office sales department, is columnist for company's house organ. *Flash*. Any funny business and James goes to town.

✚

Harold Hendee, research department, was spotted scanning the antiques, his hobby. Among his precious ones is a whale oil lamp given him at Concord while on research for "Little Women."

General Committeemen Augie Schubart and Mike Poller should have been quintuplets, what with all the territory they have to cover around the clock.

✚

Mike Hoffay is generalissimo of foreign publicity. The sun never sets on Mike.

✚

Debonair Phil Reisman, foreign sales chief, could double for a film star.

✚

Boys are hanging around Joe Heppner of the Metropolitan Photo Service, official photog, to see where he got the models for those blotters.

✚

Salesman Frace has been heard gleaning golf tips from his caddies.

✚

Branch Manager W. S. Jones, Vancouver, B. C., is a pioneer Canadian exhibitor and distributor who knows all the angles and can tell some good ones about the salesman in the Arctic.

✚

They call Mark Plottel the "Little Napoleon of Western Canada."

✚

Salesman George Seach is instigator, conspirator and conniver in the ribbing field.

✚

Prima Donna Stein and Debonair Jack O'Loughlin are representing Frisco's Fashion as well as Film Row.

✚

Two or three drinks and W. William Wolf's Irish accent sounds like the real McCoy. Bill is Frisco's branch chief.

✚

Dick Lange of Pittsburgh mixes a little gout and golf.

✚

Jack Graham, Pittsburgh, has clicked with 91 sales out of 96 possibilities.

✚

"Butch DeFrenne has a "rep" for thoroughness.

68 Starring Vehicles in Para. Lineup

(Continued from page 1)

Present." Jack Benny, earlier down for two, has signed a contract for a third. One is "College Holiday" and a second is "The Big Broadcast of 1937" with Burns and Allen as costars.

John Boles did not appear in the first lineup. He will star in one, probably "The Count of Luxembourg" with Irene Dunne as co-star. Burns and Allen, according to Paramount, step into the stellar division with three: "The Big Broadcast of 1937," as costars with Mary Boland and Charles Ruggles in "Hotel Haywire" and "Follow the Sun." Bob Burns, formerly down for only "The Big Broadcast of 1937," will star in one other as a result of his radio popularity.

Claudette Colbert's series of four remains unchanged and that goes for Gary Cooper as well although one of his four will be produced by Major Prod. Bing Crosby was first down for three, but will star in four. He may not appear in "The Big Broadcast of 1937," however. Marlene Dietrich's brace remains as planned, as does W. C. Fields'. However, Gladys George, scheduled only for "With Banners Blowing," will take top spot in two additional and Cary Grant will star in four instead of only two. Harold Lloyd stays at one, while Carole Lombard, mentioned first for "Spawn of the North" and "Panama Girl," will do these and two more.

Fred MacMurray, down for four, may do a fifth. Adolphe Menjou and Verree Teasdale, slated for one, will star in two. Two for Jack Oakie represent no shift, but George Raft will star in four, as against one announced in Chicago. Mary Boland and Charles Ruggles, as originally reported, stay at two as a co-starring team, but Randolph Scott now will make four, not one. There also will be one Sylvia Sidney and not one Gladys Swarthout, but three. Mae West will do one, "Personal Appearance."

New starring names, therefore, are Edward Arnold, Jean Arthur, John Boles, Irene Dunne, Bob Burns, and Gladys George.

Dual Bills Planned For National Spots

Dual features will be extended to a number of National Theatres' units throughout the country. Provision for two-ply attractions is being taken care of in negotiations under way and deals already closed for next season's output.

Although the new houses adding a second feature are centered in the west, the circuit of some 300-odd houses will not be on a 100 per cent twin bill policy. There are several spots which will not adopt the two-picture programs, at least not for the 1936-37 season.

Leff-Meyers Drop House

Leff & Meyers have dropped the Radio, Bronx, from the circuit.

THE CAMERAMAN **PLUS** CONSOLIDATED MEANS **THIS** TO THE PRODUCER

WILLIAM SEITER

EDWARD CRONJAGER

TRADE REVIEW

"IN PERSON"
(Radio)

Producer..............Pandro S. Berman
Direction..............William Seiter
Original Story...Samuel Hopkins Adams
Screen Play..............Allan Scott
Music and Lyrics: Oscar Levant and Dorothy Fields.
Photography.........Edward Cronjager
Cast: Ginger Rogers, George Brent, Alan Mowbray, Grant Mitchell, Samuel S. Hinds, Joan Breslau, Louis Mason, Spencer Charters, Edgar Kennedy.

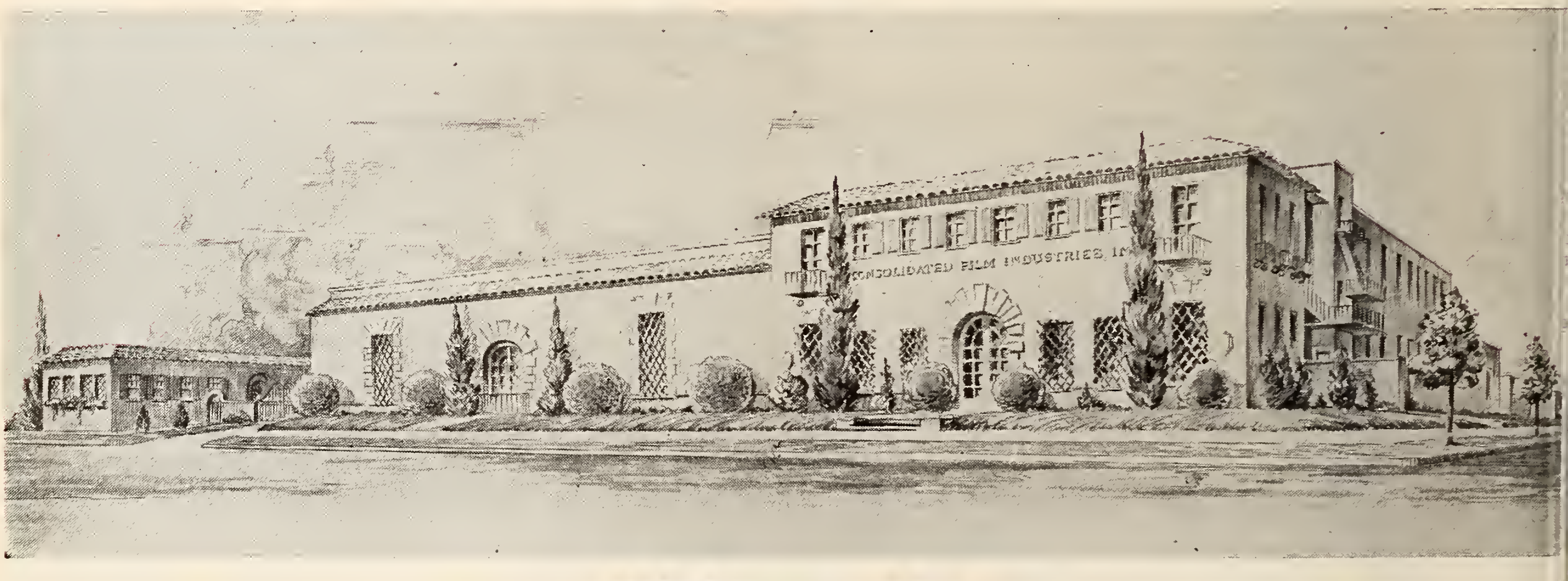
Miss Rogers steps out on her own in this one and steps right into a barrel of fun, lightheartedness and gayety that keeps her happily perched 'way up the ladder of film fan admiration There's elegant music, fine direction and a superb supporting cast headed by George Brent that gives you your money's worth, plus, ladeez and gentlemen, another winnah to the box office from Pan Berman.

We have here a movie star getting over a nervous breakdown caused by too much mobbing by her deah public.

. . . .

Osc[illegible] Fields con[illegible] three excellent song [illegible]ers. You'll be singing and dancing to [illegible] with pleasure in no time at all. Edward Cronjager's photography gives the picture that look you love to see.

AN
RKO
PICTURE
•
PANDRO S. BERMAN
PRODUCER
•
NEGATIVE DEVELOPING
DAILIES, TITLES
AND RELEASE PRINTS
by
CONSOLIDATED



CONSOLIDATED FILM INDUSTRIES, INC.

NEW YORK
1776 Broadway

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933 Seward St.

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MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
In All
Branches

. 39. NO. 141 NEW YORK, TUESDAY, JUNE 16, 1936 TEN CENTS

inance Set, armony Seen Universal

hrane Assures Sales orce Problems Met

nancing arrangements for Univer- new production plans have been leted, harmony has been estab- d between the studio and sales rtments and a policy of non-in- rence with the management has set up by the company's new d of directors and financial in- ts, R. H. Cochrane, Universal dent, told the company's sales at the opening session of Uni- l's national sales convention at Astor yesterday.

chrane, as well as J. Cheever din, chairman of the board; James Grainger, sales manager, and les R. Rogers, vice-president in ge of production, stressed the e of a "new Universal" in their to the sales force, pointing out with its reorganized financial s and studio setup the company geared to take a new place in industry.

ainger opened the convention with statement that the entire sales had been ·called in to hear the pany's plans for launching a "new ersal" because that message and new policies to be adopted "are the entire sales force, not just district and branch managers."

convention is the first in Uni- al history to be attended by the nal sales organization.

ainger, who will devote most of

(Continued on page 22)

" Sales 12% Over ast Year—Grainger

ew season contracts already closed Universal exceed by more than 12 cent those closed by the cor- onding date a year ago, James R. nger, Universal sales manager, the opening session of the com- 's national sales convention at Astor yesterday.

e increase is recorded in sales to circuits and individual theatres, nger said.

e Universal sales manager told field staff that the company's es- shed policy of making promotions within its ranks would be carried into the new season.

ainger informed the men that a p of important pictures, which in- es two Margaret Sullavan starring cles, not delivered this season would ade and delivered during the new n under the now current contracts hich they were sold.

RKO Film Budget Biggest Ever, Leo Spitz Asserts

RKO will spend more money on next season's program than in any year in the history of the company, Leo Spitz, president, and Sam Briskin, vice-president in charge of production, told MOTION PICTURE DAILY yesterday.

The studio setup with Briskin as head man is permanent, Spitz added. Negotiations are under way for an additional producer to join the company, the RKO head stated. If, and when he joins, he will work on the RKO lot, Spitz added.

"We are thinking of roadshowing 'Mary of Scotland' and 'Gunga Din,'" Spitz asserted. The first picture was shown the sales force yesterday in rough form. The latter is now in work. "We will also have the greatest lineup of talent ever," the RKO studio head declared.

Pandro Berman, who plans to produce eight to nine on next season's schedule, stated "Winterset" looks like a roadshow attraction. Burgess Mere-

(Continued on page 16)

Sign 5,000 Houses

Approximately 5,000 theatres already have signed up for RKO'S product next season, Leo Spitz stated yesterday. This figure does not include the circuits, he said.

Television Is No Threat—Sarnoff

By CLARENCE LINZ

WASHINGTON, June 15.—Television will not supersede other forms of entertainment, but will provide a new type of amusement, members of the Federal Communications Commission were told today by David Sarnoff, president of Radio Corp. of America.

Appearing before the commission as one of the first witnesses in the hearings on the engineering problems of the various radio frequency bands, Sarnoff declared that the American public has invested more than three billion dollars in radio receiving apparatus, which is 10 times as much as the investment in broadcasting stations and radio manufacturing plants.

"Technically," he said, "television

(Continued on page 13)

French Trade Still Affected by Strike

PARIS, June 15.—The strike here as it affects the film industry has not reached a settlement. Producers, distributors and exhibitors are holding lengthy meetings with workers and their syndicates. Exchanges and distributors expect the negotiations to lead to the reopening of the studios tomorrow. The laboratories are still closed.

The Paramount has been closed since Friday. The staffs of the Cineac newsreel houses are also still on strike.

Three Majors Talk Ending German Sales

Due to increasing restrictions, which are making it impossible to operate in the country, Twentieth Century-Fox, M-G-M and Paramount are expected to withdraw from Germany shortly, it is understood. The three companies are the only major American distributors operating in Germany at present.

One of the major companies has just completed a survey on conditions in Germany as it affects the film business in general. The report is said to be pessimistic and will recommend the closing of offices, announcement of which is expected to be made within the next few days, it is said.

Not only are American companies barred from taking money out of the country, but new restrictions being imposed are making it so difficult that the only recourse for Twentieth Century-Fox, Paramount and M-G-M is to stop doing business in Germany.

Spain, Italy and now Poland have also put the clamp down on money going out. France is understood to be thinking along the same lines, but as yet nothing has been done. Meanwhile, American distributors are closely watching developments for future action.

Independents Attack Low Cleveland Scale

CLEVELAND, June 15.—Small independent theatre owners who have expressed themselves as opposed to the recently voted Allied move to oust producers from exhibition until they have been relieved of the alleged oppression of independent circuits, have added to their complaints of overbuying and delay in designating playdates, that of excessively low admission prices.

They claim that even with the ad-

(Continued on page 13)

Five Industry Men Sought on Para's Board

Richards, Lynch, Walker, Nathanson, Balaban

N. L. Nathanson, Barney Balaban, E. V. Richards, Frank C. Walker and S. A. Lynch, all ranked among the industry's leading theatre operators, were reported in authoritative quarters yesterday to comprise the complete slate of candidates wanted by the company's proxy committee to fill the five vacancies on the Paramount board on which stockholders will ballot at the annual meeting scheduled for today.

Uncertainty as to whether or not sufficient proxies to supply a quorum would be on hand to make the holding of a meeting possible when the session is called to order at noon today persisted at a late hour yesterday. Paramount officials said the meeting would be held as scheduled if a quorum could be obtained.

The five candidates reputed to be the proxy committee's choice for the

(Continued on page 13)

Para. to Contract For Nine in Europe

Approximately nine pictures will be made by independent producers for Paramount in France, Italy and Spain next season, Fred W. Lange, managing director for Paramount on the Continent, stated yesterday on his arrival on the *Normandie* for his annual vacation here.

Six will be made at the Joinville studios in France, one in Italy and one or two in Spain.

Lange said he expected the French strike to end either today or tomorrow. Paramount closed its theatres, studios and laboratory before a strike could be called.

Business on the Continent is just

(Continued on page 13)

Sears Opens Warner Western Convention

CHICAGO, June 15.—Gradwell L. Sears opened the Warner southern and western sales convention at the Blackstone Hotel here today with a welcome to the district and branch managers present from the territory under his supervision. He introduced Leo Blank, midwest district manager, and Tom Gilliam, who replaced Blank as Chicago branch manager, when the latter was named district head.

After hearing the plans for the later

(Continued on page 13)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 16, 1936 No. 141

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Burkan Estate Goes To His Widow, Son

Nathan Burkan's estate, estimated at $1,500,000, is divided into two trusts, one for Mrs. Marianne Alexander Burkan, the widow, and the other for Nathan Burkan, Jr., according to the terms of the will filed in the Surrogate's Court. Mrs. Burkan's share is to revert to her son upon her death.

Income from the son's trust is to be used for his support and education until he reaches 21. The will was filed by Burkan's associates, Charles Schwartz and Louis D. Froelich, to whom he left his law library and office furnishings. His law books on copyright go to Ascap. Bequests are also made to his physician, Dr. Maxmilian Goldstein and to a niece, Adelaide Burkan.

Selznick, Chaplin Cited

HOLLYWOOD, June 15.—The motion picture division of the League of Nations has awarded to David O. Selznick its 1936 gold medal for his production of "Little Lord Fauntleroy."

At the same time the League's committee confirmed the award of a special gold medal to Charles Chaplin "in honor of the greatest personality of the art of the cinema."

◂ Purely Personal ▸

JOE BERNHARD, relaxing over the week-end from his duties as general manager of Warner theatres, seen riding the trails of the Poconos in and near the Valley Dude Ranch attired in a 10-gallon hat, etc.

•

Here and there in the dining room of the Cinema Club yesterday at luncheon were: EARL WINGART, JACK CONNOLLY, GABRIEL HESS, LOUIS NIZER, LOUIS FRISCH, WILLARD MCKAY, RAY COLLINS, COL. E. A. SCHILLER, SAMUEL RINZLER, LOUIS K. SIDNEY and GUS EDWARDS.

•

DOLORES DEL RIO, WATTERSON ROTHACKER and CONNERY CHAPPELL, the latter film critic of the *London Sunday Despatch*, are due on the *Queen Mary* next Monday.

•

BUSTER KEATON, recently arrived in our midst, will start work in Astoria tomorrow on an Educational production tentatively titled, "The Fourth Alarm."

•

HARRY SHERMAN, producer, and WILLIAM BOYD, star of the "Hopalong Cassidy" series for Paramount, arrived from the coast yesterday.

•

MARGUERITE CHURCHILL (MRS. GEORGE O'BRIEN), arrived from the coast yesterday and will return after the Louis-Schmeling fight.

•

EDWARD GROSS, production manager for SOL LESSER, left by air for the coast yesterday.

•

TOBY and MRS. GRUEN return from that Central American cruise today on the *Santa Rosa*.

•

ROBERT J. O'DONNELL, that big theatre man from the Southwest, is in New York for a spell.

•

BOBBY BREEN reached Gotham from Hollywood yesterday.

•

. . . New Haven

BILL ELDER, Bijou manager, and HELEN COSTELLO of the Poli division office, to be married June 29.

ARTHUR LOCKWOOD the father of a boy.

ABE FISHMAN and MRS. FISHMAN leave for Europe in August, on a tour.

HARRY ZEITEL of Radio will move his family to New Haven instead of weekending it to New York.

J. R. VOGEL was a weekend guest here.

GEORGE REISING'S son, RICHARD, is considering entering Notre Dame.

•

. . . Pittsburgh

SALLY STARR, who has just finished shorts for Paramount in the east, is here visiting her family for a few weeks.

JOE FELDMAN and family have as their house guest the Warner advertising director's sister, MRS. HAROLD BLOOM, from New York.

PEGGY DOUGHERTY, stock actress here, became MRS. AL GRIFFIN, wife of a coal salesman, last week.

KATHERINE FORD, confidential secretary in the Harris Amusement Co. office for the last 20 years, lost both her mother and a sister within four months.

Good Ol' Boston

Boston, June 15.—A new high in villainy on the screen has been attained!

Not once, but at several performances, staid, conservative Beacon Hill folks, this week hissed the dastardly tactics of Basil Rathbone in "Private Number," current showing at the Metropolitan.

It wasn't a gentle hiss, either. Nor was it indulged in by a few of the younger set over the house. It was a 100 per cent hiss.

M-G-M and RCA Are Talking Agreement

HOLLYWOOD, June 15.—Negotiations are in progress here between M-G-M and RCA with a view to the formulation of a sound recording license agreement. No official statement has been issued by either organization.

Judge L. B. Morris, vice-president in charge of legal matters, and E. M. Hartley, manager of the Photophone division of RCA are expected here tomorrow from Manhattan.

It is thought that the swingover may be made at any time since the present Erpi contracts are not exclusive.

Erpi engineers J. S. Ward and Fred Marion are here demonstrating a new horn to M-G-M.

Wolf of Erpi Returns

Sidney K. Wolf, acoustics engineer for Erpi, yesterday returned on the *Normandie* after a five-week trip to Paris, London and Scandinavia where he made a study of sound equipment recording and reproducing in theatres and studios.

Whitford Drake, vice-president of the company, is expected to leave for Europe shortly to confer with officials of Tobis and Klang film and other foreign sound equipment companies on patents.

"Ziegfeld" $16,900 For Its Tenth Week

"The Great Ziegfeld" continues to do capacity business at the Astor. The M-G-M musical garnered $16,900 for the 10th week, ended Sunday. The Capitol, with "Fury," tallied $30,000 for the first week and indications are the second stanza will end with around $20,000.

The Rivoli, on the second week of "The Ex-Mrs. Bradford," grossed around $17,000. The Palace was off with $5,500 for "Sons o' Guns" and "Law in Her Hands." The Rialto, with "Revolt of the Zombies," tallied around $7,000.

Pettey to Coast Office

Tom Pettey, special press representative for the M.P.P.D.A., is en route to Hollywood on a permanent assignment as assitant to Lupton Wilkinson of the Producers Ass'n. Wilkinson has been ill for some time past. Pettey's successor here has not been named yet.

Fields Rallies Slightly

RIVERSIDE, Calif, June 15.—W. C. Fields, gravely ill of pneumonia at the Riverside Community Hospital, was reported today as having rallied very slightly.

Church Council for Further Film Mov

Continued pressure on produ and exhibitors for clean films sought by the Federal Council of Churches of Christ in America, though it is admitted there has b improvement through the Product Code Administration under the sup vision of Joseph I. Breen.

The new action came up in the fo of a report of a sub-committee hea by Right Rev. Frank Du Moulin St. John's Church, Locust Vall L. I., to the council's executive bo

In addition to urging "contin pressure," the report urges "exer of great care in the selection of tures," support of good films, ext sion of better films groups, "wh independent of the industry"; sh ing of more desirable foreign fi and booking of exceptional Ameri films in small communities and neighborhood theatres, and "con film estimates" in daily paper c cisms, "with particular attention to social and moral values of pictures well as to their dramatic and arti merits."

Mrs. Grauman Rites Will Be Held Tod

HOLLYWOOD, June 15.—Funeral s ices for Mrs. Rosa Grauman, mo of Sid Grauman, who died Satur will be held at Forest Lawn Ceme at noon tomorrow. Active pallb ers include Louis B. Mayer, Jack Warner, Al Jolson, Irving Thalb Edward Mannix and William Goet

Many civic and film leaders will as honorary pallbearers, the list cluding Dr. A. H. Giannini, H Chandler, Buron Fitts, Mayor Fr Shaw, Abraham Lehr, Archie M Edgar Selwyn and others.

A Christian Science reading Theodore Chelson will mark the r

G.B. Closes Warner Ohio Circuit De

George W. Weeks, general s manager for G.B., has closed a with Warner theatres for the e G.B. 1936-37 lineup in Ohio.

Deals also have been closed for company's product with the Dic son circuit in Kansas and the R circuit in Baltimore. John L. F coni, Dallas manager, also has cl a deal with the Interstate circuit "It's Love Again."

"Secret Agent" Held

"Secret Agent" will be held ove the Roxy for a second week.

Set Laemmle Progra

An elaborate entertainment prog has been planned for the dinne Carl Laemmle by the amusement sion of the United Palestine Appe the Waldorf-Astoria on June 22. a meeting of the committee in ch yesterday at the Cinema Club, the tertainment committee, headed Louis K. Sidney, reported that a ture of the program will be a recounting the highlights of L mle's film career, including one o first films, "Hiawatha," produce 1909.

Laemmle Due Friday

Carl Laemmle is expected here Chicago on Friday. Laemmle sto off to visit Chicago friends en r here from the coast.

SWING ALONG WITH

20th CENTURY FOX

as it beats even its own great 1935-36 record

IN 1936-37!

What 20th Century-Fox did during the past season is glowing history. *You know it!* But this company is not content to stand on its record. Great as were those hits, dazzling as were the stars heading the casts . . . pictures *already* completed and in production, stories *already* purchased, additional stars *already* signed . . . plus the producing organization that's the talk of show business . . . definitely guarantee a program for next season far more powerful *in every way!*

You *never* started a season with hits like these
AUGUST, SEPTEMBER, OCTOBER releases . . .

SING, BABY, SING

Greater than "Thanks a Million"

with

ALICE FAYE • ADOLPHE MENJOU

TED HEALY, PATSY KELLY, GREGORY RATOFF, RITZ BROTHERS, MICHAEL WHALEN, Paul Stanton, Tony Martin, Douglas Fowley, Virginia Field, Montagu Love. Directed by Sidney Lanfield.

WILL ROGERS • JANET GAYNO

in

STATE FAIR

LEW AYRES, SALLY EILERS, Norman Fos
Louise Dresser, Frank Craven, Victor Jor
and Blue Boy. Story by Phil Stong.
Directed by Henry King. The first
of the Will Rogers pictures to
be re-issued this season.

WARNER BAXTER · MYRNA LOY

in

O MARY—WITH LOVE

with

IAN HUNTER · CLAIRE TREVOR

Jean Dixon

Directed by John Cromwell

HERBERT MARSHALL · RUTH CHATTERTON

in

GIRLS' DORMITORY

introducing a new personality

SIMONE SIMON

With Dixie Dunbar, J. Edward Bromberg, Tyrone Power, Jr., John Qualen, Constance Collier, Shirley Deane. Directed by Irving Cummings.

CHARLIE CHAN
AT THE
RACE TRACK

Starring **WARNER OLAND** with Helen Wood, Alan Dinehart, Thomas Beck, Keye Luke, Gloria Roy, Gavin Muir, G. P. Huntley, Jr., Frankie Darro. Based on the character "Charlie Chan" created by Earl Derr Biggers. Directed by H. Bruce Humberstone.

THE
HOLY LIE

With Claire Trevor, Arline Judge, Jane Darwell, J. Edward Bromberg, Paul Stanton, Astrid Allwyn. Directed by Lewis Seiler.

Fredric **MARCH** Warner **BAXTER**

Lionel

BARRYMORE

in

THE ROAD TO GLORY

With JUNE LANG, GREGORY RATOFF,
Victor Kilian, Paul Stanton, John Qualen,
Julius Tannen, Theodore Von Eltz.
Directed by Howard Hawks.

Harold Bell Wright's

ALIAS BRIAN KENT

A Sol Lesser Production. First
of his outdoor all-star classics.

JANET GAYNOR

(AND TWO MORE STARS)

in

LADIES IN LOVE

Two feminine stars of comparable rank with Miss Gaynor will be signed for this important picture. Directed by E. H. Griffith.

JANE WITHERS

in

PEPPER

IRVIN S. COBB, SLIM SUMMERVILLE, Muriel Robert, Ivan Lebedeff, Dean Jagger, George Humbert. Directed by James Tinling

PIGSKIN PARADE

Mark this down as one of your big fall dates! A FOOTBALL MUSICAL, ablaze with fun, gayety and big-game color . . . timed to cash in when gridiron interest is at fever heat. A notable cast is being chosen to measure up in every way to the high 20th Century-Fox standards for its most important pictures.

THANK YOU, JEEVES

From the celebrated and hilarious Saturday Evening Post stories by P. G. WODEHOUSE. Arthur Treacher, the butler who reached fame in "Curly Top," plays Jeeves.

LORETTA YOUNG
in
RAMONA

The perfect picture for color with color that is perfect

With **DON AMECHE**, Kent Taylor, Pauline Frederick, Jane Darwell, Katherine DeMille, Victor Kilian, John Carradine, Paul Stanton, J. Carroll Naish. 100% Technicolor. Directed by Henry King.

THE JONES FAMILY
in
SEE AMERICA FIRST

With Jed Prouty, Shirley Deane, Spring Byington, Kenneth Howell, June Carlson, George Ernest, Florence Roberts, William Mahan. Directed by James Tinling.

SHIRLEY TEMPLE

in

THE BOWERY PRINCESS

With Frank Morgan, Helen Westley, Robert Kent, Delma Byron, Astrid Allwyn, Berton Churchill, Stepin Fetchit, Paul Stanton, Julius Tannen, John Carradine, Herman Bing, The Hall Johnson Choir. Directed by William A. Seiter.

WILL ROGERS

in

AVID HARUM

ith Louise Dresser, Evelyn Venable, Kent Taylor, Stepin Fetchit. Directed by James Cruze. From Edward Noyes Westcott's novel.

— and these other hits

TO MAKE 1936-1937 YOUR MOST PROFITABLE SEASON!

Following the outstanding product of the first quarter . . . 20th Century-Fox has scheduled a program that will make the rest of the season equally memorable. To mention but a few: **SHIRLEY TEMPLE** in "Sunbonnet Sue," "The Stowaway" and one other; **"ON THE AVENUE,"** a musical smash by Irving Berlin who wrote story, music, lyrics; **"KING OF THE KHYBER RIFLES,"** starring Victor McLaglen in the deathless story of the defense of Khyber Pass; another **DIONNE QUINTUPLET** box-office sensation; **"LLOYD'S OF LONDON,"** epic of British naval power and the birth of the most colorful institution of today; **"THE PEACH EDITION,"** introducing beautiful and famous Sonja Henie, world's champion figure skater; **"MARK OF ZORRO,"** *in music;* **"WHITE HUNTER,"** powerful, sweeping adventure and love-drama in Africa's depths; **"BANJO ON MY KNEE,"** rich-as-earth Southern tale adapted by William Faulkner (author of "Sanctuary") against a background similar to "Tobacco Road"; **"THE LAST SLAVER,"** mighty sea-drama of slave running with a lone ship defying the navies of two nations; **"THE McKINLEY CASE"** (tent. title) strangely engrossing story of the first G-Man; **"WAKE UP AND LIVE,"** the year's most sensational-selling, non-fiction book with a strong appeal to women. *And,* as the past season has so well demonstrated, 20th Century-Fox will invest these and other productions with the smartest of modern showmanship . . . and people the casts with stars that will make your marquee the bright spot in your town.

20th CENTURY FOX

Darryl F. Zanuck

in Charge of Production

ive Industry len Sought on ara's Board

(*Continued from page* 1)
ard vacancies were reported to have en sought in response to demands om influential stockholders for the dition to the Paramount directorate men of recognized industry experi- ce. The need of industry men on e board is also said to have been ged by Joseph P. Kennedy, special viser to Paramount, in his interim port to the board last Friday.

Considerable doubt was expressed to whether any of the five men hose names were advanced for the ard vacancies would agree to becom- g candidates. It was learned on od authority late last week that alker and Lynch definitely had re- sed the proffered posts. Several of- ials who professed to know the at- udes of Nathanson, Balaban and chards said that it was "extremely ubtful" if any of them would ac- pt.

The assumption of these informants that either an alternate slate has en prepared or that the scheduled eeting of stockholders today will be stponed until an acceptable slate has en drafted, even though sufficient oxies to provide a quorum are on nd when the meeting opens.

ndependents Attack Low Cleveland Scale

(*Continued from page* 1)
ntages of product buying and with operation of most of the better sub- quent run houses, having seating pacity of 1,000 or more, they are lding prices down to 15 cents. In- pendent operators of small theatres of small circuits claim this is un- r competition and should be cor- ted.

hree Offices Plan Moves in Salt Lake

Salt Lake City, June 15.—M-G-M, effield-Republic and Twentieth Cen- y-Fox exchanges here are moving o larger quarters. M-G-M is to be artered in new and larger space on extreme east end of Film Row, th the move scheduled for the fall. aurice Saffle is manager.

Sheffield-Republic will move within o weeks into larger quarters imme- tely adjoining the present office. e local Twentieth Century-Fox ice will be considerably enlarged. arles Walker is manager.

Terry Adds to Staff

Paul Terry of Terry Toons has larged his staff of artists by the dition of Dan Gordon, Herb Roth, thur J. Zander and Carl Vincig- rra. The organization is now 60 r cent larger than when Terry rted his reorganization last spring.

unningham a Producer

Hollywood, June 15.—Jack Cun- gham, Paramount writer and late- supervisor in the A. M. Botsford it, has been raised to status of pro- cer by William LeBaron. His first ture will be "Tightwad" from a ry by Paul Gallico.

Para. to Contract For Nine in Europe

(*Continued from page* 1)
fair, the Paramount representative asserted. There is no theatre building of any consequence going on, he said.

As to Germany, Lange said: "We don't know where we're going." Stringent restrictions are making it impractical to operate, he stated. The production moves in Italy and Spain are being made to see if "they will help our situation in those countries."

John W. Hicks, Jr., vice-president in charge of foreign activities, visited Hungary, Austria, Germany, Spain, England and Italy where he held meetings with the local forces. He returned on the same liner after a five-week trip. Roger Clement of the Paramount legal department accompanied Hicks. His purpose for the trip was to adjust contracts, a move which was found necessary because of the change in name of the parent company. Lange expects to remain about a month.

John L. Day, Jr., head of South America for Paramount, who has been here several weeks conferring with home office executives, will sail July 4 on the *Pan American*. He returned Sunday from Chicago where he spent 10 days with his family.

Another passenger on the *Normandie* was Jacques Deval, writer and playwright, en route to Hollywood.

London to Publish Films Act Evidence

London, June 15.—The Board of Trade on June 19 will publish all the evidence before the Moyne Committee studying possible revision of the Films Act, as filed by the Federation of British Industries, the Cinematograph Exhibitors' Ass'n and the technicians' group. The move is seen as answering the criticism that opponents of the recommendations of various interests would have no opportunity to answer them.

No Complaints Over Labor

London, June 15. — Secretary O'Brien of the National Ass'n of Theatrical Employees, which presents its suggestions for Films Act revision to the Statutory Committee June 16, has no complaints about labor conditions in British studios put before the committee, but will support legislation to abolish "quickies." In the theatre field, he declares, refusal of some branches of the C.E.A. to meet unions might lead to trouble shortly.

Will Probe Theatre Threat

London, June 10.—The C.E.A. general council is to discuss charges made by E. J. Hinge, prominent North Country exhibitor, against a leading American distributing company. A salesman, said Hinge recently, held him up with a threat that, unless he took the output, his company would have an opposition theatre built by a British circuit in which it has an interest.

30 Book for Trip Here

London, June 10.—Thirty bookings have already been made for the trip of British exhibitors to New York and Hollywood organized by Arthur Taylor, secretary of the London branch of the Cinematograph Exhibitors' Ass'n. The party sails on the *Queen Mary* on July 22.

Almost Jobless

Hamilton, O., June 15.—Through a political reorganization here, John A. Schwalm, manager of the Rialto, has been elected vice-chairman of the Butler County Democratic Committee. In addition, Schwalm is president of the Jewel Photoplay Co., a director of the Ohio I.T.O., member of the City Council, president of a building and loan company, executive of the Chamber of Commerce, director of the Anthony Wayne Hotel, owner of a local bus terminal building and a summer hotel in Vermont, a real estate operator and a golf enthusiast.

Sears Opens Warner Western Convention

(*Continued from page* 1)
session of the three-day meeting, the convention adjourned for a screening of "Hearts Divided" at the Chicago. Following a luncheon Sears held round-table discussions, centering about plans for selling such specials as "Anthony Adverse" and "The Green Pastures." The group saw the latter film this afternoon, and "White Angel" tonight. "Anthony Adverse" will be viewed tomorrow.

The outline of the Vitaphone short product will be the feature of tomorrow's session. During the afternoon the men will listen in on a telephone conversation between Jack L. Warner on the coast and Sears at the meeting. Major Albert Warner and A. W. Smith, Jr., eastern and Canadian sales head, arrived here today by plane.

Irving Asher on Coast

Hollywood, June 15.—Irving Asher, production head of Warners' Teddington studio, here on a two week visit, sees an early change in the British quota laws. Under the present law, quotas are figured on a footage basis, the law requiring a producer to make 20 per cent of the footage exhibited in Britain, in England. Asher believes that within a year this will be changed so that dollars will be set as a standard. This will permit a producer to make four pictures at $250,000 each instead of ten for $100,000 each. Asher states that if the change is made, Warners will use bigger names and better stories in their British product.

Staub Rejoins Warners

Hollywood, June 15.—Ralph Staub has returned to the Warner lot to produce another Technicolor short. It will be a musical called "Echo Mountain." Fred Lawrence and Rosalind Marquis have the leading roles.

Travis, Hull Assigned

Hollywood, June 15.—June Travis and Warren Hull have been added to "The Case of the Caretaker's Cat" at Warners. Ricardo Cortez and Anita Louise have leading roles. Bryan Foy will produce.

Add to "Eden" Cast

Hollywood, June 15.—Gordon Hart has been added to the cast of "Three in Eden," featuring Ian Hunter and Margaret Lindsay, at Warners. Frank McDonald is the director and Bryan Foy is producing.

Television Is No Threat—Sarnoff

(*Continued from page* 1)
is an accomplished fact, although it is not yet ready commercially.

"The television which is assuming shape in our laboratories will not, as many persons assume without warrant, replace sound broadcasting. The present sound broadcasting service will proceed without interruption. Television must find new functions, new entertainment and new programs.

"As soon as television has been brought to a point of practical service it will be made available to the American people."

The hearings, expected to last probably three weeks, are to be devoted to discussion of technical points, it was stressed by Commissioner Prall, chairman, and will be followed by further hearings at which details of television and other radio services will be considered.

The problems of the film industry in the use of radio communication will be discussed before the close of the present series of hearings by E. H. Hansen, who will represent Twentieth Century-Fox and the Research Council of the Academy.

Assigned "Cave In" Role

Hollywood, June 15.—Priscilla Lyon is added to the cast of "Cave In" at Warners. This film, formerly titled "Daegerman's Courage," features Jean Muir and Barton MacLane under direction of Louis King. Bryan Foy is producing.

Purcell Gets a Lead

Hollywood, June 15.—Richard Purcell will play the title role of "The Shrinking Violet" at Warners. Bryan Foy will produce and William McGann is assigned to direct. Ross Alexander was named for this part some time ago, but his part in "China Clipper" interferes.

Stage Player in Film

Hollywood, June 15.—Warners have signed Peddy Hart of the stage cast of "Three Men on a Horse" to play a part in the picture which starts July 5. Mervyn LeRoy will direct.

Mauch Twins Are Cast

Hollywood, June 15.—Warners will produce "The Prince and the Pauper" with the Mauch twins, Billy and Bobby, in the title roles. Billy is the boy who plays young Anthony Adverse. His brother has not yet appeared on the screen.

Not Selling Dickinson

Kansas City, June 15.—Warners this year are selling away from the Glenn W. Dickinson circuit, which was served last year. The exchange already has closed deals with the Beldorf, Independence; the Orpheum, Parsons; the Varsity, Manhattan, and other Kansas theatres in opposition to Dickinson.

Wolf Area Increased

Cleveland, June 15.—Col. Nat Wolf, Warner zone manager for Ohio, West Virginia and part of Kentucky, has had his territory increased to include Henderson, Owensboro, Princeton and Fulton in Kentucky, and Memphis.

THE ALL-STAR

—with personalities tha

LOWELL THOMAS
News

LEW LEHR
Humor

ED SULLIVAN
Broadway

VYVYAN DONNER
Fashions

LAURENCE STALLINGS
Editor

EDMUND REEK
Camera Editor

RUSSELL MUTH
Europe

MOVIETON

NEWSREEL

put *punch* in the news!

TRUMAN TALLEY
Producer

ED THORGERSON
Sports

SIR MALCOLM CAMPBELL
Great Britain

LOUISE VANCE
Fashions

JIMMIE FIDLER
Hollywood

HARRY LAWRENSON
Foreign

BONNEY POWELL
Far East

NEWS

Distributed by

20th CENTURY FOX

RKO Budget Biggest Ever, Spitz Says

(*Continued from page 1*)

dith and Eduardo Cianello have already been cast for the picture, he said, and efforts are being made to get John Barrymore and several other important players. In addition, Berman will make two Fred Astaire-Ginger Rogers musicals, two with Katharine Hepburn, one of which will be "Quality Street" and the other "Portrait of a Rebel" in addition to a Lily Pons picture which will be "Street Girl." Berman leaves for Hollywood Friday.

The company's lineup next season will comprise 54 features. The figure takes in the six George O'Briens to be produced by George Hirliman, two Joe E. Browns, to be made by David Loew, and three Bobby Breens, which will be produced by Sol Lesser.

There will be a minimum of 22 big pictures, it was stated by an important sales executive yesterday. The announcement will be made to the sales staff today.

Most of yesterday's session at the Waldorf was taken up with a review of the current season's lineup. Ned E. Depinet called the morning session to order and read telegrams from numerous exhibitors throughout the country. He stated that the current season showed an increase of 67½ per cent in contracts over last season. He also spoke of the company's increase in distribution in the foreign field.

Cresson E. Smith, western and southern division sales head; E. L. McEvoy, eastern division sales head; Harry Michaelson, head of short subject sales, addressed the men and told them the company was starting in better shape than ever before.

Jules Levy presented gold and silver medals to "blue ribbon" salesmen, who have sold 90 per cent or more of the possibilities in their territories. Six gold medals were awarded for 100 per cent sales to:

Fred Horn and E. J. Frace, Sioux Falls; C. Boasberg, Buffalo; J. J. Clarke, Chicago; G. R. Giroux, Los Angeles, and W. V. Adwell, Dallas.

Thirty-nine silver medals for 90 to 99 per cent sales went to: F. G. Ross, Boston; B. R. Keller, Portland; W. C. Winters, Minneapolis; S. Gorelick, Chicago; P. D. Fielding, Oklahoma City; C. J. Dressel, Minneapolis; H. F. Goldstein, Boston; E. L. Dyson, Kansas City; J. H. Gruben, Dallas; S. W. Whitehead and J. Rubenstein, Los Angeles; J. B. Brecheen, Dallas; E. J. Epstein, Philadelphia; H. F. Cohen, New Orleans; A. A. Renfro and J. Lewis, Kansas City; J. Graham and E. Lebby, Pittsburgh; H. Melcher, Milwaukee; B. S. Bryan and F. W. Salley, Atlanta; H. W. Landstrom and H. C. Fuller, Salt Lake City; C. L. De Vizia and M. M. Ames, Boston; E. G. Huhnke, O. Hanson and W. J. Foley, Omaha; J. L. Raper, Minneapolis; R. S. Nolan, Chicago; R. L. Brentlinger, Indianapolis; R. E. Pfeiffer, New Orleans; C. D. Burton, Oklahoma City; W. F. De Frenne, St. Louis; G. R. Seach, San Francisco; R. F. Branon, Charlotte; J. A. McKnight, Cincinnati; M. E. Lefko, Cleveland; R. F. Crawford, Des Moines.

Phil Reisman, foreign head, spoke on the progress the company has made abroad and the opening of new offices in Brazil, Austria and Poland.

Spitz, M. H. Aylesworth, Ned E. Depinet, Jules Levy, Briskin, Berman, David Loew, Edward Gross and Roy Disney are scheduled to talk today on the new season's output.

S. Barret McCormick will discuss advertising, publicity and exploitation; Howard Benedict, studio publicity; Leon Bamberger, sales promotion; Lou Gaudreau, accessories.

A party will be given the men by Major Edward Bowes in his Capitol Theatre suite.

Wires expressing confidence in the organization were received from Sam Bendheim, Jr., Richmond, and Morton G. Thalheimer, Richmond; John F. Kumler, Toledo; Mike Rosenberg, Los Angeles; Milt Arthur, Los Angeles; Rick Ricketson, Denver; Charles R. Gilmour, president, Gibraltar Enterprise, Inc.; Harry L. Nace, Phoenix; John Hamrick, Seattle; E. M. Hartley, New York; Abe Blank, Des Moines; Najeeb N. Lawand, Montreal; John Hazza, Calgary, Alta.; Bob McNeil, Santa Cruz, Cal.; George Rotsky, Montreal; Jules and Herb Allen, Toronto; Ken Leach, Calgary; J. J. Fitzgibbons, Toronto; Ray Tubman, Winnipeg; Oscar Hanson, Toronto; Harold and Dan Vield, Minneapolis; B. & F. Theatres, Ltd., Toronto; Samuel H. Levin, San Francisco and others. One of the most interesting was from Vincent Youmans, composer of "Carioca," who is in Colorado Springs recovering from a recent illness.

At six o'clock the convention was guest of W. G. Van Schmus at a cocktail party at the Music Hall. Last night, the delegates saw "Boy Meets Girl" as guests of John Hay Whitney.

Theatre Men Here, Too

All RKO theatre division heads are in town for the Radio convention. They include Cliff Work, San Francisco; Nat Holt, Cleveland; James Brennan, Trenton; James A. Christie, Chicago; Charles Koerner, Boston.

Fred Meyers, New England supervisor, returned over the week-end from a tour of theatres in his division and will leave Thursday for Detroit, Boston, Providence and Syracuse. He expects to be gone about a week.

Mort Singer, RKO theatre partner in the Midwest, is scheduled to arrive from the coast tomorrow.

Charles McDonald, William England and Roy Byron are now in Bermuda on a two weeks' vacation.

Making 3, Releasing 2

Only two of the three Joe E. Brow pictures David Loew will produce fo RKO will be released next season, th producer stated yesterday on his arrival from the coast to attend the company's annual sales meet at the Waldorf. The third film will be amon the first of RKO's 1937-38 release

Depkin, Rappaport Drop In

Bernard Depkin, who operates nin theatres in Virginia, and Izzy Rappaport, operator of the Hippodrome, Baltimore, are in town and yesterda dropped in at the Waldorf where RK is holding its annual sales conventio

"Time" Entertains Tonight

March of Time executives tonigh play host at "21" to 25 RKO sales men, together with their district an branch managers, who led their competitors in sales percentages on th subject.

Attending will be F. G. Ross, M. M Ames, W. H. Gardiner, H. F. Goldstein, R. C. Cropper, Boston; R. S Nolan, S. Gorelick, J. C. Osserman Chicago; R. Kinsler, S. C. Jacques Cincinnati; A. Goldsmith, H. F Greenblatt, Cleveland; J. Lewis, T R. Thompson, Kansas City; S. W Whitehead, G. R. Giroux, J. Rubenstein, N. P. Jacobs, Los Angeles; C J. Dressell, J. L. Raper, L. E. Goldhammer, Minneapolis; L. I. Kutinsky R. S. Wolff, New York; H. W. Tyson, E. J. Epstein, S. Lefko, F. I McNamee, Philadelphia; J. Graham E. Lebby, G. Lefko, Pittsburgh; H. C Fuller, H. W. Landstrom, T. Walsh, Salt Lake City; E. A. Stein G. William Wolf, San Francisco; E W. Boehme, J. F. Burke, E. A. Lamb Seattle.

H. C. Cohen, W. E. Branson, J. F MacIntyre, N. Levy and L. M. Devaney are the district managers wh will be present.

Representing the home office will b M. H. Aylesworth, Ned E. Depine Jules Levy, L. J. Bamberger, Williar Clark, W. E. Dahler, Lou Gaudrea Harry Gittleson, S. Kramer, S. Barrett McCormick, E. L. McEvoy Harry J. Michaelson, L. H. Mille

(*Continued on page 17*)

Photographic interlude at the Radio convention. Left to right: Sam Briskin, Leo Spitz, Ned E. Depinet and Jules Levy.

(*Metropolitan Photo Servi*

The largest sales convention in Radio's history as it assembled for its first session in the Sert Room of the Waldorf-Astoria yesterday morning.

KO Budget Biggest Ever, Spitz Says

(*Continued from page* 16)

:hael G. Poller, A. A. Schubart. F. Sharkey, Cresson E. Smith, Leo tz and Sam Briskin.

'hil Reisman, Ralph Hanbury, ph Doyle, Luis Lezana, Robert llo, Fred Gulbranson and Bert sman constitute the foreign con- ;ent.

March of Time Expanding

Iarch of Time plans an expansion listribution abroad during the com- year, the second of RKO release he reel, and an increase in the pro- tion of special subjects for foreign ntries, according to Roy E. Larsen, ducer of the reel.

special Spanish version is now ased regularly, and it is expected ilar versions will be prepared for nce, Sweden, Germany and Italy.

Pathe Topics Unit to Alaska

'he new season releases of the short es, "Pathe Topics," will include siderable footage from two expe- ons which will invade outlying re- ıs of Alaska, according to Thomas ılmers, editor of the subjects. Popu- science material and old sequences en from film vaults also will form art of the subject matter of the reel the new season.

Van Beuren Series Up

'an Beuren will increase to 13 re- ;es each the two short subject es, "Sports with Bill Corum" and orld on Parade," according to ıedee J. Van Beuren, president. company will produce 32 single subjects for RKO release next son. The "Struggle to Live" series remain at six releases, he said.

George Stevens Busy

Hollywood, June 15. — George vens, now directing the Astaire- gers film, "Never Gonna Dance," two big assignments coming up at lio. "The Big Game" follows the rent picture and immediately after- rd he will direct Katharine Hep- n in "Quality Street," with an aire-Rogers special to follow.

Stephenson, Jones Signed

Hollywood, June 15. — Radio has ıed Henry Stephenson and Gordon es for roles in "Count Pete." Ann hern and Gene Raymond will play top roles and Joseph Santley will ect. Production has started.

Studio Buys "All Scarlet"

Hollywood, June 15.—Radio has ıght "All Scarlet," original by Da- n Runyon. William Sistrom will duce. Cortland Fitzimmons is do- the script. It is likely that ather Angel will play an important e.

Bagley on "Gunga" Detail

Hollywood, June 15.—Major G. O. Bagley, retired British army offi- , has been signed by Radio to act technical advisor on "Gunga Din." ster Cohen is currently writing the ipt from the Kipling poem. Ed- rd Small will produce.

More or Less Personal

The entire convention wore plaid ties by way of inducing atmosphere for the rough print of "Mary of Scotland" which was screened in the ballroom of the Waldorf yesterday.

"What clan?" asked a diligent Motion Picture Daily reporter.

"We don't know, but maybe it's the Clan MacBriskin," was one suggestion.

"At any rate," came another, "we know one thing positively. It's not the Clan McDonough."

✚

W. G. Van Schmus, managing director of the Music Hall, entertained the RKO conventioneers with a cocktail party last evening on the roof of the theatre.

✚

Leonard Goldstein and George O'Brien were luncheon visitors. Both arrived from the coast in the morning and made a dash for the Waldorf. O'Brien had his right hand bandaged from a fall and did all his handshaking with his left. Goldstein said that two of the six which O'Brien is to make for George Hirliman will be in color.

✚

E. L. McEvoy, eastern district manager, is annoyed by a mild case of the hives.

✚

Charles L. Casanave, general manager for National Screen Accessories, attended all sessions yesterday.

✚

Arthur Willi, talent scout, looked over the faces for possible screen material, but says he's still looking around.

✚

Gordon E. Youngman of the legal staff was surrounded by O. C. Doering, a partner of Donovan, Lumbard & Leisure, and A. H. McCausland, A. C. Christensen, Garrett Van Wagner and Walton Arment of Irving Trust, trustees for RKO.

✚

Edward Gross, production manager for Sol Lesser, who is producing three Bobby Breens for the company's release, was in evidence with Hal Horne introducing him to the boys.

✚

William B. Levy, English representative for Walt Disney, heard enough about Detroit and automobiles to last him for some time. At the luncheon table he was flanked by A. J. Mertz, Detroit manager; Garrett Payne and Fred Bonnem, salesmen from the same city.

✚

Bert Gillette, formerly with Disney and who has just finished with A. J. Van Beuren, will rejoin Disney's outfit in August. He sails Saturday on the *Tuscania* for a tour of a month. He sat with Roy Disney at lunch yesterday.

✚

Kay Kamen was another Disneyite attending. He was responsible for every salesman and branch manager getting a Mickey Mouse in his room.

✚

Nate J. Blumberg, who was on hand with all his theatre men, introduced a lot of the men to each other. Nate was feeling pretty good, after the Bar Mitzvah of his son, Lewis, on Saturday. The festivities continued all that day and were resumed on Sunday as well.

Pandro S. Berman, associate producer for Radio, snapped as he arrived from the coast yesterday. With him is Howard S. Benedict, studio publicity director.

✚

Levy says he's going to return to England on the *Normandie* on July 1. Meanwhile, he's conferring daily with Roy Disney.

✚

Barney Pitkin, manager of the New Haven office, is inviting the local boys to the golf tournament which is to be held up his way next month.

✚

Bill Wolf, San Francisco manaager, says he's gained six pounds in the last few weeks. Part of it is due to a recent vacation at Hot Springs.

✚

Bob Wolff, local branch head, managed to keep his men close together at the sessions, screenings and lunch. Frank Dacey, one of the real old timers at the exchange, is present and doing wads of handshaking.

✚

Bob Goldstein joined his brother, Leonard, for a free lunch during sessions.

✚

Harry Cohen, western division manager, has a gag for everyone he meets. He's popular with the boys.

✚

Some disa and datas about the New York branch boys, with Bob Wolff: Max Westebbe is out for the toe and heel championship. Max has enormous gondolas. They're now hailing Lou Kutinsky as the "Kingfish" because of his resemblance. Eddie ("Moe") Carroll is the only Irishman with a Jewish moniker. "Uncle" John Dacey is a life member of the Treasurers' Club. Jack ("Gershwin") Ellis is a writer of unpublished songs. Bernie Kranze has a "rep" for picking talent and losing straw hats. Phil Hodes is the original Annie Oakley kid.

✚

They tell this one on Ely Epstein, Philadelphia's crack salesman. He won't take "no" for an answer. One night when talking to an exhibitor the lights went out and the exhibitor followed to see what was wrong, but Ely kept right on talking to a vacant chair.

✚

Mike Shulman covers the stick towns and for exhibitors in small towns he has been known to milk the cow, churn the butter and diaper the baby.

✚

Among the Beau Brummels put Sam Lefko, Philly, up there with Abou Ben Adhem.

✚

J. J. McFadden, Jr., covers the Pennsylvania coal regions and can talk back to himself in Russian, Polish, Hungarian and Pennsylvania Dutch.

✚

Jim Finey took all the speeches for the record.

✚

Jules Levy got a fan letter the first thing yesterday morning. It was written in French and Levy doesn't know whether it's a gag or not. He's having one of the French representatives interpret it for him.

✚

A. Schubart and Mike Poller handed out the badges as the conventionites checked in for the morning session.

✚

Bill Corum, who keeps the *New York Journal* readers well informed on sports, will give the boys the lowdown on the Louis-Schmeling fight today.

✚

Bert Reisman is checking up on Don Hancock. When in Cuba recently, Don put a lily in the hands of several local boys under the weather and when they discovered the gag there were no kind words for A. J. Van Beuren's representative.

✚

Several of the boys visited the French Casino Sunday night. Comments on the show were heard all around convention headquarters yesterday, so much so that a number of the out-of-towners have already made plans to attend the night club before going home.

Cooperate, But Not Merge, Says Whitney

Hollywood, June 15.—John Hay Whitney, president of Pioneer Prod., stated upon his arrival here today that his visit is in no way concerned with a reported merger of Pioneer and Selznick International.

Amplifying John Wharton's remarks as published last Wednesday, Whitney said that he will devote his efforts to the evolving of a plan for closer physical coordination between the companies. The objective would be an interchange of story properties and personnel with the holdings of each so distributed as to work for the common welfare of both.

Since the individuality of each organization is to be retained, a mutual agreement will be proposed whereby stories owned by either company will be produced by the one best equipped to handle the production.

O'Brien in "Daniel Boone"

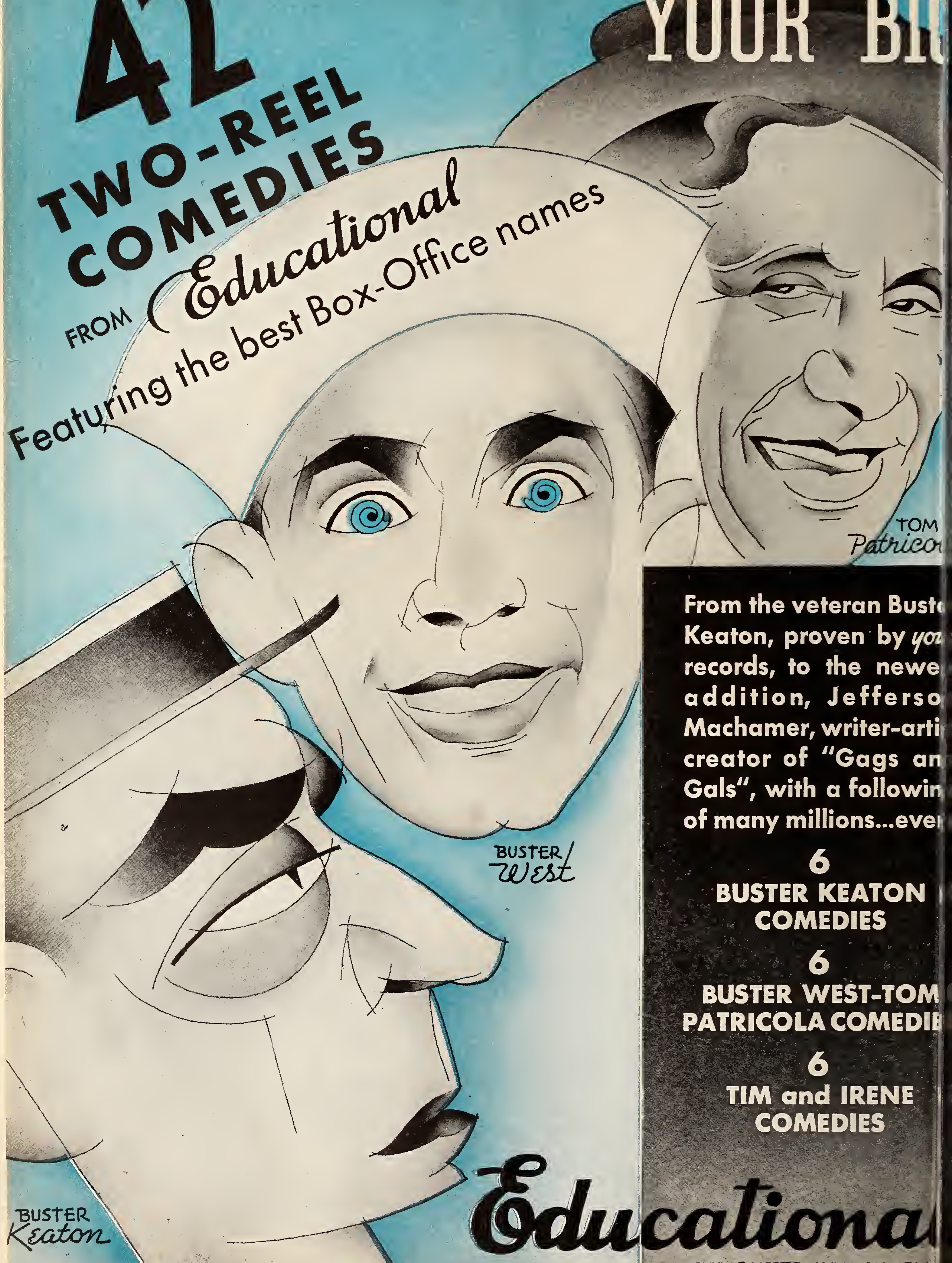
Hollywood, June 15. — George Hirliman has signed Daniel Jarrett to a term writing contract. His first assignment is "Daniel Boone" which will be George O'Brien's first for the producer. David Howard, who directs the O'Brien pictures, has finished his work for Sol Lesser and has reported to Hirliman to assist in writing the script.

42 TWO-REEL COMEDIES

FROM *Educational*

Featuring the best Box-Office names

YOUR BI



From the veteran Bust Keaton, proven by *you* records, to the newe addition, Jefferso Machamer, writer-arti creator of "Gags an Gals", with a followin of many millions...eve

6
BUSTER KEATON COMEDIES

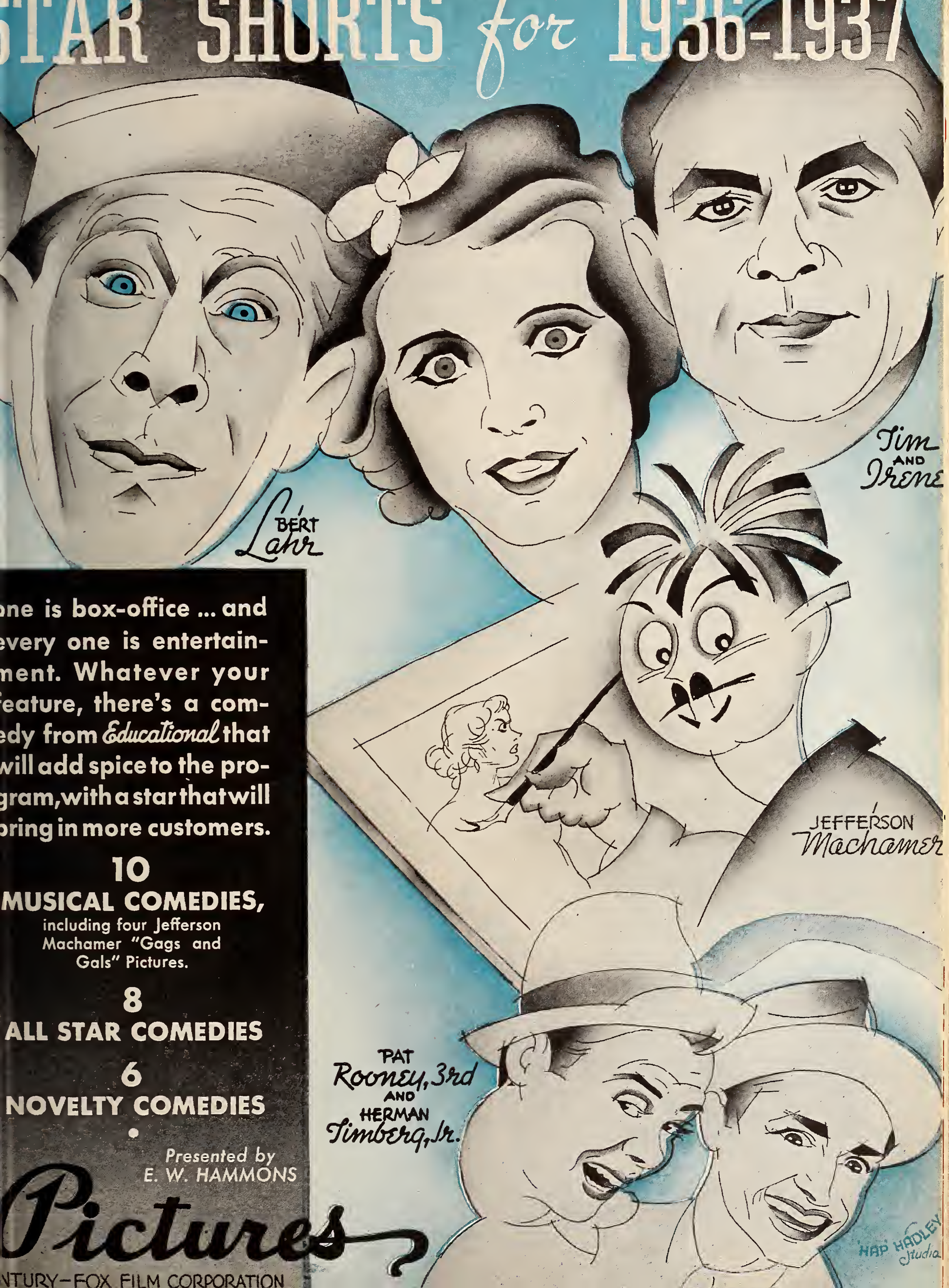
6
BUSTER WEST-TOM PATRICOLA COMEDIE

6
TIM and IRENE COMEDIES

Educationa

DISTRIBUTED IN U.S.A. BY

STAR SHORTS *for* 1936-1937


BERT Lahr
Tim AND Irene
JEFFERSON Machamer
PAT Rooney, 3rd AND HERMAN Timberg, Jr.
HAP HADLEY Studio

one is box-office ... and every one is entertainment. Whatever your feature, there's a comedy from *Educational* that will add spice to the program, with a star that will bring in more customers.

10
MUSICAL COMEDIES,
including four Jefferson Machamer "Gags and Gals" Pictures.

8
ALL STAR COMEDIES

6
NOVELTY COMEDIES

•

Presented by
E. W. HAMMONS

Pictures

NTURY–FOX FILM CORPORATION

Quick and Powerful—the Punch-Packing Short Short Stories of the Screen

58

ONE-REEL PICTURES

Everything you need for the "cocktails" on your programs.

6

ADVENTURES of the NEWSREEL CAMERAMAN

Produced by
Truman Talley
Edited by
Lew Lehr

20TH Century-Fox

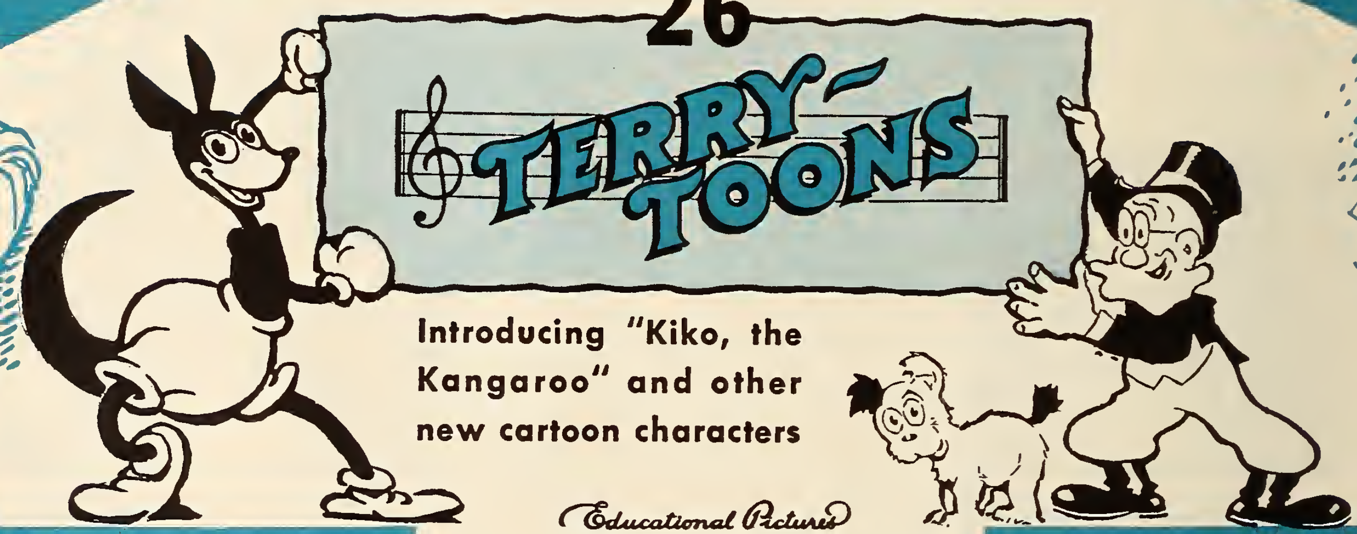
10

SONG A
COMEDY HIT

Featuring popula
stars of screen, stage
and radio

Educational Pictures

26



Introducing "Kiko, the Kangaroo" and other new cartoon characters

Educational Pictures

6

Along the ROAD to ROMANCE on the MAGIC CARPET of Movietone

Produced by
Truman Talley
Edited by
Lew Lehr
Narrated by
Ed Thorgersen

20TH Century-Fox

20th CENTURY FOX

Educational Pictures
"THE SPICE OF THE PROGRAM"

Distributed by
20th Century-Fox Film Corporation

10

TREASURE CHEST Productions

Gems of novelty, beauty, thrills and human interest

Educational Pictures

Short Subjects

'Nut Guilty"

'itaphone)

This one strikes a new note in short ubject material. Edgar Bergen, the entriloquist, and his dummy "Charley IcCarthy," act out some good, novel omedy scenes. The piece revolves round "Boys Day at City Hall." Charley" plays judge for the day nd delivers himself of some "learned" pinions and decisions. Pondering a ivorce case with a pretty defendant, e is scared out of his wits when the usband comes in and pulls a gun on ie court. Timely intervention by Charley's" friends with inkballs saves ie day. The familiar vaudeville anics of Bergen are good entertainient. Reviewed without production ode seal. Running time, 10 mins. G."

'Cities of North Africa"

Harold Auten)

There is a strong, but well-coated avor of educational value in the subect. One of the Screen Traveler eries, which is the work of Andre e la Varre, producer and camerman, provides brief but comprehensive limpses of three of the most imporint cities in North Africa, Tunis, lgiers and Rabat. Each the key ty of a French protectorate, the ties are vital jumping-off spots for rench rule in the not always tranuil area of Africa dominated from 'aris. Reviewed without production ode seal. Running time, 11 mins. G."

'The Peppery Salt"

Columbia)

Only fair comedy results as Andy lyde, a "would-be" old sailor, finds ie "ship" which has been left him is nly a sandwich stand on the dock. Vhen it becomes fastened to a ship, ndy goes with it out to sea and disovers it is the hideout of the gang 'hich has kidnaped his former boss's aughter. Rigged out in his full adiral's uniform, he goes to the rescue, nd through no fault of his own, saves ie girl. A fair number with a few ughs. Production Code Seal No. 186. Running time, 18 mins. "G."

Rail Birds"

Educational)

The efforts of Tom Howard and eorge Shelton are good for some ughs in this short. They try to aid a outhern "colonel" who is in debt to bank by betting his money on asorted horses which are touted at them. 'hey lose, but also win out in the nd when the tout is caught and oughs up theirs and other victims' ioney, to them. They save the day or the colonel, his daughter is able marry and they come out ahead. 'here are some effective race track nd humorous sallies and a collection f typical Howard-Shelton situations 'hich have their moments. Producon Code Seal No. 0990. Running me, 17½ mins. "G."

Young Goes to Cohen

Hollywood, June 15.—Waldemar 'oung's two-year writing contract, ist signed with Paramount, has been 'ansferred and assigned to Major 'rod. Young is on vacation, but will eturn in October to write the first ary Cooper story for Emanuel ohen's new company.

Looking 'Em Over

"Seven Brave Men"

(Amkino)

This latest importation from Russia is more nearly a pictorial record than a dramatic narrative, concerned as it is with the adventures of a group of explorers in the wastes above the Arctic Circle. It is lifted somewhat out of the average plane of most of the importations from the Soviet state-controlled industry, in that it is characterized by some excellent photography and occasional drama, recording the fight of the group against the elements which at one point very nearly overwhelmed them.

Aside from citing the heroism and hardiness of the group, it has rather less of propaganda for Russia than most of the importations from that country. In Russian, the dialogue is explained by subtitles for those lacking a knowledge of the language. A subtitle to the film reading "And One Woman," refers to the rather unusual circumstance of a woman as the only feminine member of the expedition, the doctor. A somewhat insignificant romance is interwoven in the mutual love of the expedition's leader and the woman, which culminates in her approved request to remain with the few of the original group who will stay at the base camp.

The film's highlights are the air trip to the rescue of an injured Eskimo, the avalanche which sweeps away the dog team of two of the group, and their fight back to their camp, without food or skiis.

Reviewed without production code seal. Running time, 92 minutes. "G."

Penn. 10-Month Tax Reaches $2,662,794

Harrisburg, June 15.—Admission tax receipts from theatres and other amusement places in the state, which went into effect in July, 1935, are exceeding expectations, the total for the fiscal year to May 31 reveal. Total collections for the 10-month period were $2,662,794, which compares with estimates of $3,000,000 for the full year. May collections were $301,634.50, or at the rate of $3,619,614 annually.

The bill pending before the current special session, calling for a new tax of 1½ cents per foot on film approved by the censor board, is still in committee. The measure is being held in reserve, with several others, to be brought out in the event of failure of the legislature to agree on a relief taxation program from other sources sufficient to take care of relief needs until next February, when the regular session convenes.

Roach's Writers Busy

Hollywood, June 15.—Jack Jevne, Hal Roach scenario editor, has his staff working on four features and 12 one-reel scripts for "Our Gang." The Roach studio is currently closed, but will go back into production between July 6 and July 13.

First picture to face the cameras will be an "Our Gang," which will be directed by Gordon Douglas, former assistant to Gus Meins. Next will be a new Laurel & Hardy feature as yet untitled. Later, Meins will start "Girls Go West," a Patsy Kelly-Lyda Roberti feature, Edward Sedgewick will start "Forty-fourth Floor," with Jack Haley, and Fred Newmeyer will begin the first Spanky MacFarland feature, "Colonel Spanky."

Form Partnership

Hollywood, June 15.—Murray Ellman and Al Feinman have formed an agency partnership here. Ellman was associated with the William Morris Agency and Feinman recently resigned from M-G-M.

Horwitz Tries New Stunt on Giveaways

Houston, June 15.—Will Horwitz continues to enliven the days for his "homefolks" with original publicity blurbs and bubbles.

Horwitz' four subsequent run theatres, including the swanky little Uptown and popular Texan, connected by an under-street tunnel, are called the "Horwitz Homefolks Theatres."

Horwitz plastered his lobbies with signs condemning "tin horn gamblers" when the Interstate theatres started Bank Night, but within a week had started two Bank Nights weekly instead of the Interstate's one. After four weeks, he closed his Bank Nights, announcing that such games of chance had ruined theatre business in Houston, and he had "promised the people of Houston he would not be mixed up again in lottery schemes."

The free lottery is the newest development. A few weeks ago Horwitz asked a reporter: "Have you ever owned a dog? Did you ever feed him raw meat? And then did you ever take him off the meat diet and feed him beans and potatoes? That's what Bank Night is doing—whetting the appetite of theatre goers for something for nothing until you can't feed them just a good show and satisfy them."

Holds District Meeting

Pittsburgh, June 15.—Harry Goldstein, district sales manager for Paramount, had four of his exchange chiefs in Pittsburgh over the weekend for a two-day conference at the William Penn Hotel. Present were John Himmelein, Cleveland; Duke Clark, Columbus; J. J. Oulahan, Cincinnati, and Dave Kimmelman, Pittsburgh.

Austell Is Transferred

Spartanburg, S. C., June 15.—D. B. Austell, for the past two years manager of the Strand, has been transferred to Concord, N. C., as manager of the Paramount.

Variety Club

Cleveland

Cleveland, June 15.—According to a bulletin just released by Harry J. Wessel, chief barker, the third annual picnic of Tent No. 3 is set for July 20, at Tom Reilly's Pleasure Isle, across the river in Kentucky. Reilly is owner of the Rialto.

The annual golf tournament is in the offing, according to the same bulletin. Rumor has it that Jim Grady and Joe Oulahan, who were tops last year, expect to hang up some new records this year. In fact, they admit it, and don't have to prove it.

The tent went on summer schedule this week in so far as the steward's hours are concerned.

Michael Greenburg, a partner in the Bard Amusement Co., Los Angeles, has been approved for membership.

Omaha

Omaha, June 15.—Tent No. 16 began its second year in its new and elaborate quarters in the Fontenelle hotel, moving there from the Paxton hotel, with a housewarming party for members and wives and friends. Practically the entire membership was present.

The new quarters are believed to be among the more elaborate Variety tents in the country. Formal dedication will be held the night of June 27 with a supper-dance.

20th-Fox Signs Writers

Hollywood, June 15.—W. Scott Darling and David Silverstein have joined the Twentieth Century-Fox writing department. Darling has been assigned to work on "Murder at the Opera" which will be next in the "Charlie Chan" series. Silverstein is collaborating on the script of "15 Maiden Lane" with Paul Burger, author of the original story.

Wall Street

Eastman Heads Board Gains

	High	Low	Close	Net Change
Columbia, vtc ..	34¾	34¾	34¾	— ¼
Consolidated Film	4⅞	4⅞	4⅞	+ ⅛
Consolidated, pfd.	16½	16¼	16¼	— ⅛
Eastman Kodak.	168½	165	168½	+3¾
Eastman, pfd ...	164	164	164	+ ½
Loew's, Inc.	107	107	107	+ ⅝
Paramount	8¼	8	8	— ⅜
Paramount 1 pfd.	64	64	64	+ ½
Paramount 2 pfd.	9⅜	9⅛	9⅜	+ ¼
RKO	5¾	5⅝	5⅝	+ ⅛
20th Century-Fox.	27	26½	26½	.....
20th Century, pfd.	35½	35½	35½	.....
Warner Bros.	10	9¾	9¾	— ⅛

Technicolor Gains on Curb

	High	Low	Close	Net Change
Sentry Safety....	11/16	11/16	11/16	.....
Sonotone	2⅞	2⅝	2⅝	— ⅛
Technicolor	28⅞	28⅛	28⅞	+ ¾
Trans-Lux	4¾	4¼	4¼	.....

GTE Bonds Up Fractionally

	High	Low	Close	Net Change
General Theatre Equip. 6s '40....	26¼	25⅞	26¼	+ ⅝
General Theatre Equip. 6s '40 ctf	26¼	25½	26¼	+ ⅝
Keith B. F. 6s '46	93	93	93	.....
Loew's 6s '41 ww deb rights	97¼	97	97	— ⅛
Paramount Pict. 6s '55	89	88⅝	88¾	— ¼
RKO 6s '41 pp..	63	63	63	— ½
Warner Bros. 6s '39 wd	94	93¾	94	.....

(Quotations at close of June 15)

Universal Sales Parleys Get Under Way at Astor

On the dais, left to right: Sidney Singerman, Eddie Bonns, Frank J. A. McCarthy, Phil D. Cochrane, Charles B. Paine, Willard S. McKay, Robert H. Cochrane, James R. Grainger, J. Cheever Cowdin, Charles R. Rogers and E. T. Gomersall.

Finances Are Set, Cochrane Tells "U"

(*Continued from page* 1)

tomorrow's session to discussions of new sales policy and the new product, introduced Cochrane.

"For the first time in the history of the company," Cochrane said, "we are properly financed so that we can give you the kind of pictures you have been hungry for . . .and plenty of them."

After stating that there was "complete harmony and understanding between the studio and sales department," the Universal president praised the work done by Rogers in reorganizing and strengthening the studio and production staff and paid tribute to the ability of William Koenig, studio manager.

"Studio morale has increased 100 per cent," Cochrane said. "Rogers reorganized the studio exactly as you would have if you were in his place," he told the sales force.

"Our relations with all of the other studios have been improved, and this will have a fine effect on our future as we can get cooperation such as we have never had before."

Cowdin was credited by Cochrane with the success of Universal's new financing program and the men were told that Universal's new board of directors, a majority of whom are not industry men, "has no intention of doing what other financial men did in other companies. They are going to let motion picture men run this motion picture company and they are going to back us because they have confidence in us," Cochrane said. "They are in for life. They are not taking a 'flier' in the market."

"I accepted the presidency of the new company," he added, "because of these things and because I know we have a bright future. When the company was sold I did not sell any of my stock. I left everything in the new company — practically everything I have made in 30 years of work. I wouldn't have done it without a mighty good reason."

In closing, Cochrane complimented the sales organization on its performance during the past season.

Cowdin, introduced by Cochrane, placed his stamp of approval on the latter's statements concerning the Universal board's policy of non-interference with management and the company's financing arrangements. He related that the purchase of control of Universal by his company, Standard Capital, came about through his association with men who knew the film business and whose policy was to "find men and give them the power and the money to run their company."

He said that he believed successful operation of a film company depended upon four basic factors—the top executive and his staff, the sales manager and his organization, th production organization and a financia policy. Examining Universal, Cowdin said he found the executive sta headed by Cochrane and the sales or ganization by Grainger to be second t none in the industry.

"But," he added, "I found a produc tion situation which was impossible which required new personnel and reorganization from top to bottom.

Cowdin said that with the acquis tion of Rogers the production prob lem has been solved and that the ne financing has given Universal a soun financial policy. With the strength the executive and sales department Universal is ready to take its ne place in the industry, he said, and deliver pictures which exhibitors ar the company want.

Rogers, who followed Cowdin, to the convention that he would do h talking today. The studio head scheduled to make known the ne production plans to the sales force, ar his talk may take up the larger pa of today's sessions. In a brief tal however, Rogers recalled his own da as a salesman and sales executive.

Grainger will have the floor f most of tomorrow's session, outlini new season sales policies to the me The convention is scheduled to clo Thursday noon after a meeting of di trict and branch managers.

POWER to U
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•TOP QUALITY SHORTS•
•MENTONE MUSICALS•
•OSWALD CARTOONS •GOING PLACES
•STRANGER THAN FICTION•
Tim
OUT O
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(*Cosmo-Sileo*)

Long shot of part, but by no means, all of the Universal men paying strict attention to the rostrum as their convention got under way in the North Ballroom of the Hotel Astor yesterday afternoon.

Ryskind Gets "Hippodrome"

Hollywood, June 15.—Morrie Ry kind has been named producer "Hippodrome" at Universal. Ral Murphy, who will direct, wrote t original with Garrett Fort and R. Burnside.

Rogers in from Coast

Charles R. Rogers, vice-preside in charge of Universal production, a rived in New York yesterday for t company's sales convention at t Astor.

Reduces Prices in K. C.

Kansas City, June 15.—T Tower, downtown independent firs run operated by Barney Joffee a William Reinke, has reduced admi sions for the summer from 25 cen to 35 cents to a straight 25 cents. T house probably will return to the o schedule the middle of August or t first of September, according to Joffe Other downtown first runs may ma some adjustment in prices to me the change.

Among the New "U" Boys

P. D. COCHRANE, WILLARD MCKAY, EDDIE BONNS, F. J. MCCARTHY, PAUL GULICK, ANDY SHARICK and CHARLES E. FORD were among the "U" home office men who took bows at the opening session in the Astor yesterday.

+

BUDD ROGERS, a member of the Universal board and brother of CHARLES R., was spotted at the meeting.

+

J. CHEEVER COWDIN, attending his first film sales convention, drew plenty of applause and hearty laughter with what was, of course, his first convention message.

+

CHARLES R. ROGERS recalled that the last sales convention he had attended was held in the same room at the Astor. He presided over that one as general sales manager of Selznick Pictures at a time when that company had just lost a bevy of its first flight stars. He told the meeting the departing ones were "all on the decline, anyhow," and proudly read off a list of unknowns who would replace them.

+

ANDY SHARICK shook so many hands as the delegates gathered he looked like a complete reception committee.

+

WILLIAM KELLY arrived with a hat full of Boston jokes but found it difficult to gather an audience willing to listen.

+

DAVE MILLER, Cleveland manager, staged a one-man show on the train coming in, delivering his complete repertoire of impersonations.

+

MORRIS JOSEPH is celebrating his 21st anniversary as New Haven branch manager and had to interrupt his anniversary sales drive to attend the convention.

+

PAUL KRIEGER, Cincinnati branch manager, nearly had to interrupt another anniversary to attend. He celebrated his 25th wedding anniversary last Saturday.

+

JIMMY HOBBS of Charlotte likes the Broadway view from the convention meeting room on the eighth floor of the Astor.

+

NATE SAUBER, manager of the Buffalo branch, can't wait to get back and start selling the new season lineup.

+

HENRY HERBEL of Chicago still ranks high on the sales organization's list of well-dressed men.

+

JOE WEIL was busy making the delegates comfortable.

+

JOE GARRISON, St. Louis branch manager, and WILLIAM BENJAMIN, Kansas City manager, played pencil golf all the way in. Both lost their amateur standing.

+

PAUL GULICK was hours renewing old acquaintances.

+

FRANK MANTZKE, Minneapolis branch manager, was less impressed when he learned there were other offices in Rockefeller Center besides Universal's.

JACK CAMP, recently appointed branch manager at Milwaukee, is attending his first convention in that capacity.

+

CHARLES PAINE, NATE MANHEIM, CHARLEY LEONARD and SAM SEDRAN got big hands when introduced to the first session by JIMMY GRAINGER.

+

BARNEY ROSE, San Francisco branch manager, is trying to pick a name for a late July blessed event.

+

J. C. FELDMAN, manager at Salt Lake City, was met in Chicago by about $280 worth of good news.

+

H. C. GIBSON of Dallas and H. H. HULL of Indianapolis were both forced to miss the convention because of illness.

+

PAUL TESSIER is requisitioning extra contracts for the New Orleans exchange in anticipation of a big season.

+

EDDIE OLSMITH, Dallas manager, is in again with a new picture of his youngest.

+

JOHN EZELL of Atlanta swears that what they say about Dixie is true.

Para. Gets NBC Serial

HOLLYWOOD, June 15.—Paramount has purchased screen rights to "One Man's Family," an NBC radio serial. Under the terms of the sale the broadcasting company will turn over the complete cast of the radio play. Production will start in August, and the picture will be made as a special. Carleton Morse, the author, will come to Hollywood to write the script.

Remake for British Cut

HOLLYWOOD, June 15.—Republic will spend two days retaking scenes in "The Leavenworth Case," for British release. In the story, a doctor is made a murderer and the British censor refused to pass the film unless this was changed. The picture was completed four months ago and has been shown in the United States.

Hersholt Back at M-G-M

HOLLYWOOD, June 15.—Jean Hersholt, who has been on loan to Twentieth Century-Fox has returned to M-G-M where he will play in "His Brother's Wife." Robert Taylor and Barbara Stanwyck will also be in the cast and W. S. Van Dyke will direct. Lawrence Weingarten is the producer.

Theatre Firm Bankrupt

OKLAHOMA CITY, June 15.—The Rivoli Theatre Corp., owned and managed by A. M. Avery, Blackwell, Okla., has filed a voluntary bankruptcy petition in Federal court here. Assets were listed at $7,500 and liabilities at $6,590.

Musical for Dietrich

HOLLYWOOD, June 15.—Marlene Dietrich's next for Paramount will be a musical comedy which Ernst Lubitsch will direct. Lubitsch is currently reading scripts to pick the story, but has not yet made a selection.

"Boat" Hits Big $25,700 In the 'Loop'

CHICAGO, June 15.—"Show Boat" was outstanding in a quiet week here. It ran the Palace gross up to $25,700 in nine days. Normal for seven days is $19,000. Paul Haakon and a revue were on the stage.

"Bullets or Ballots" pulled $12,500 at the Roosevelt, above the line by $1,500. "Sons o' Guns" was slightly over the line on a take of $6,000.

Total first run business was $126,900. Average is $126,000.

Estimated takings:

Week Ending June 11:

"BULLETS OR BALLOTS" (W. B.)
ROOSEVELT—(1,591), 30c-40c-60c, 7 days, 2nd week. **Gross:** $12,500. (Average, $11,000)

"SHOW BOAT" (Univ.)
PALACE—(2,509), 25c-35c-60c, 9 days, Stage: Paul Haakon and Revue. **Gross:** $25,700. (Average, $19,000)

"THE KING STEPS OUT" (Col.)
CHICAGO—(4,000), 35c-50c-68c, 7 days. Stage: Harriet Hoctor and revue. **Gross:** $30,000. (Average, $32,000)

"AND SO THEY WERE MARRIED" (Col.)
ORIENTAL—(3,490), 25c-40c, 7 days. Stage: Major Bowes Amateurs Unit No. 3. **Gross:** $15,000. (Average, $15,000)

"SONS O' GUNS" (W. B.)
GARRICK—(900), 30c-40c-60c, 7 days. **Gross:** $6,000. (Average, $5,500)

Week Ending June 12:

"TROUBLE FOR TWO" (M-G-M)
UNITED ARTISTS—(1,700), 30c-40c-60c, 7 days. **Gross:** $14,000. (Average, $15,000)

"BULLETS OR BALLOTS" (F.N.)
UNITED ARTISTS—(945), 30c-35c-40c days. **Gross:** $6,000. (Average, $5,000)

"HALF ANGEL" (20th-Fox)
APOLLO—(1,400), 30c-40c-60c, 3 days. **Gross:** $1,500. (Average, $4,500)

"THE GARDEN MURDER CASE" (M-G-M)
STATE-LAKE—(2,776), 20c-30c-35c, 7 days. Stage: Verne Buck and Girl revue. **Gross:** $13,200. (Average, $13,000)

Week Ending June 13:

"THE GREAT ZIEGFELD" (M-G-M)
ERLANGER—(1,200), 50c-75c-$1-$1.50, 7 days, 9th week, 2 shows daily. **Gross:** $9,000. (Average, $11,000)

"Boat" Portland's Top for 2d Week

PORTLAND, ORE., June 15.—"Show Boat," in its second week at the Paramount, grossed another $9,000, over par by $4,000.

"Mr. Deeds Goes to Town," with "'Till We Meet Again," was held for a fifth week at the Blue Mouse, securing $2,000, over par by $300.

Rain was persistent.

Total first run business was $32,000. Average is $24,700.

Estimated takings for the week ending June 7:

"FURY" (M-G-M)
"NOBODY'S FOOL" (Univ.)
BROADWAY—(1,912), 30c-35c-40c, 7 days. **Gross:** $5,000. (Average, $5,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"TILL WE MEET AGAIN" (Para.)
BLUE MOUSE—(1,700), 30c-35c-40c, days, 5th downtown week. **Gross:** $2,000. (Average, $1,700.

"LAUGHING IRISH EYES" (Republic)
"DESERT GOLD" (Para.)
MAYFAIR—(1,700), 30c-35c-40c, 7 days. **Gross:** $4,000. (Average, $3,000)

"EX-MRS. BRADFORD" (Radio)
"THE FIRST BABY" (20th-Fox)
ORPHEUM—(1,700), 30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $5,000)

"SHOW BOAT" (Univ.)
PARAMOUNT—(3,008), 30c-35c-40c, 7 days, 2nd week. **Gross:** $9,000. (Average, $5,000)

RELEASED TODAY!
COAST TO COAST!
T-MEN
Storm the nation's theatres in Columbia's "spectacular", "exciting", "unusual" smash hit
"COUNTERFEIT"
A COLUMBIA PICTURE

"Bullets" on Dual Boston's Best Grosser

BOSTON, June 15.—In a week of dull grosses "Bullets or Ballots," on a dual with "The Sky Parade" at the Paramount went $2,000 over normal for a take of $9,000. Playing day and date at the Fenway, the same bill was $1,400 up with a take of $6,000.

"The Case Against Mrs. Ames," with Ted Lewis and his band on the stage at the Metropolitan, garnered $23,000, over the line by $1,000. "Show Boat" took $7,000 in its third week at Keith's Memorial.

Total first run business was $66,000. Average is $68,500.

Estimated takings for the week ending June 11:

"BULLETS OR BALLOTS" (F. N.)
"THE SKY PARADE" (Paramount)
FENWAY—(1,382), 30c-50c, 7 days. **Gross:** $6,000. (Average, $4,600)
"SHOW BOAT" (Universal)
KEITH'S MEMORIAL—(2,907), 25c-65c, 7 days, 3rd week. **Gross:** $7,000. (Average, $12,000)
"TROUBLE FOR TWO" (M-G-M)
"DEVIL'S SQUADRON" (Col.)
LOEW'S ORPHEUM—(2,970), 25c-55c, 7 days. **Gross:** $9,000. (Average, $13,000)
"TROUBLE FOR TWO" (M-G-M)
"DEVIL'S SQUADRON" (Col.)
LOEW'S STATE—(3,537), 25c-55c, 7 days. Gross: $8,000. (Average, $12,000)
"CASE AGAINST MRS. AMES" (Para.)
METROPOLITAN — (4,332), 35c-65c, 7 days. Stage: Ted Lewis and show. **Gross:** $23,000. (Average, $22,000)
"BULLETS OR BALLOTS" (F. N.)
"THE SKY PARADE" (Para.)
PARAMOUNT—(1,793), 25c-55c, 7 days. **Gross:** $9,000. (Average, $7,000)
"THE HARVESTER" (Republic)
"ABDUL THE DAMNED" (British)
RKO BOSTON—(3,246), 25c-55c, 7 days. **Gross:** $4,000. (Average, $11,000)

"King" on Dual Is Providence Leader

PROVIDENCE, June 15.—The Strand with "The King Steps Out" and "Devil's Squadron" was top house for the week and the only theatre to exceed par. The pictures grossed $7,400. The usual take is $6,500.

The Majestic took in $5,100 with "Human Cargo" and "Murder By An Aristocrat," down $1,900. "Little Miss Nobody" and Major Bowes' Amateurs brought in $5,500 at Fay's, under by $1,500, and the unusual "Things to Come" and "Brilliant Marriage" garnered $4,500 at the RKO Albee. The usual take is $7,000. Loew's with "Three Wise Guys" and "Half Angel" was down $4,000, bringing in $8,000.

Total first run business was $30,500. Average is $39,500.

Estimated takings for the week ending June 11:

"THE KING STEPS OUT" (Col.)
"DEVIL'S SQUADRON" (Col.)
STRAND—(2,300), 15c-40c, 7 days. **Gross:** $7,400. (Average, $6,500)
"HUMAN CARGO" (20th-Fox)
"MURDER BY AN ARISTOCRAT" (F. N.)
MAJESTIC—(2,400), 15c-40c, 7 days. **Gross:** $5,100. (Average, $7,000)
"LITTLE MISS NOBODY" (20th-Fox)
FAYS—(1,600), 15c-40c, 7 days. Stage: Major Bowes Amateurs. **Gross:** $5,500. (Average, $7,000)
"THINGS TO COME" (U. A.)
"BRILLIANT MARRIAGE" (Invincible)
RKO ALBEE—(2,300), 15c-40c, 7 days. **Gross:** $4,500. (Average, $7,000)
"THREE WISE GUYS" (M-G-M)
"HALF ANGEL" (20th-Fox)
LOEW'S STATE—(3,800), 15c-40c, 7 days. **Gross:** $8,000. (Average, $12,000)

"Married" Is Top in Slump At Cleveland

CLEVELAND, June 15.—The Republican national convention knocked the spots out of downtown first run business. With thousands of visitors in town, theatre grosses dropped to a new low for the season.

"And So They Were Married," with a stage show headed by N. T. G. and his Radio show, the RKO Palace was the only house to go over the top and that only to the tune of $500, marking up a gross of $15,500.

"Gentle Julia," playing four days at the Allen, and "The Farmer in the Dell" for three days, made an average $3,000 total at the Allen.

"Bullets or Ballots," playing a second week at Warners' Hippodrome, came within $500 of the $8,000 average. The picture doubled average business its first week.

"Sins of Man" dropped $3,000 below par to an $8,000 take at Loew's State, while "Fatal Lady" needed $1,000 to reach the theatre's average of $4,000.

Total first run business was $37,550. Average is $42,000.

Estimated takings for the week ending June 12:

"GENTLE JULIA" (20th-Fox) 4 days
"THE FARMER IN THE DELL" (Radio) 3 days
ALLEN — (3,300), 30c-35c-42c, 7 days. **Gross:** $3,000. (Average, $3,000)
"SINS OF MAN" (20th-Fox)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $8,000. (Average, $12,000)
"THE FATAL LADY" (Para.)
LOEW'S STILLMAN—(1,900), 25c-35c, 7 days. **Gross:** $3,000. (Average, $4,000)
"AND SO THEY WERE MARRIED" (Col.)
RKO PALACE — (3,100), 30c-42c-60c, 7 days. Stage: N.T.G. and his radio show, with Rita Rio and Slate Bros. Gross: $15,500. (Average, $15,000)
"BULLETS OR BALLOTS" (F. N.)
WARNERS' HIPPODROME — (3,800), 30c-35c-42c, 7 days. 2nd week. **Gross:** $7,500. (Average, $8,000)

New Color Process Reported Invented

CHICAGO, June 15.—Telco, new process for films in color is said to have been evolved here by two young men, Robert Hoyt and Leon Ungar, whose experiments presumably were financed in part by an unnamed Hollywood studio.

The claim is made that the new process will save both time and money in the production of films in color.

Promote Wally Westmore

HOLLYWOOD, June 15.—Wally Westmore has been placed in complete charge of the makeup and hairdressing departments at Paramount. Lenore Sabine has been appointed head hair dresser. The Westmore brothers supervise makeup and hair dressing at Paramount, Radio and Warners.

"Devil Sissy" Cast Full

HOLLYWOOD, June 15.—M-G-M has completed the cast of "The Devil Is a Sissy." The latest additions are Gene and Kathleen Lockhart, Etienne Giradot and Mary Doran. Freddie Bartholomew, Jackie Cooper and Mickey Rooney also are in the cast. Rowland Brown will direct.

"Number" a Denver Draw with $8,500

DENVER, June 15.—"Private Number" turned out to be a hit. After several standouts and steady business in between during the week the take at the Denver reached $8,500, up by $1,500, and the film was moved to the Aladdin for a second week downtown.

"The King Steps Out" continued strong by getting $2,500 at the Broadway, after a week each at the Denver and Aladdin. This was $1,000 over par. "Things to Come" was a surprise at the Paramount, going to $5,500, up by $2,500. "Fury" and "Let's Sing Again," on a dual at the Orpheum, started well, but dipped later and finished $500 under the line.

Total first run business was $30,500. Average is $27,250. Estimated takings for the week ending June 11:

"AND SO THEY WERE MARRIED" (Columbus)
ALADDIN—(1,500), 25c-40c-50c, 7 days. **Gross:** $3,500. (Average, $2,750)
"THE KING STEPS OUT" (Col.)
BROADWAY—(1,500), 25c-40c, 7 days, following a week each at the Denver and Aladdin. **Gross:** $2,500. (Average, $1,500)
"THE HARVESTER" (Republic)
"AFFAIRS OF SUSAN" (Universal)
CENTER—(1,500), 15c-25c,35c, 4 doys. (House used for revivals rest of week). **Gross:** $1,000. (Average, for four days, $1,500)
"EARLY TO BED" (Para.)
DENHAM—(1,500), 25c-35c-40c, 7 days. **Gross:** $4,000. (Average, $4,500)
"PRIVATE NUMBER" (20th-Fox)
DENVER—(2,500), 25c-35c-50c, 7 days. **Gross:** $8,500. (Average, $7,000)
"FURY" (M-G-M)
"LET'S SING AGAIN" (Radio)
ORPHEUM—(2,600), 25c-35c-40c, 7 days. **Gross:** $5,500. (Average, $6,000)
"THINGS TO COME" (U. A.)
PARAMOUNT—(2,000), 25c-40c, 7 days. **Gross:** $5,500. (Average, $3,000)

"Bullets" on Dual $6,500, New Haven

NEW HAVEN, June 15.—"Bullets or Ballots" and "It's Love Again" at the Roger Sherman stole all the noise this week, as other first runs all went under par. The $6,500 gross was over average business by $1,800.

The Poli went $1,500 under the usual take of $7,000 with "The Ex-Mrs. Bradford" and "Panic on the Air." "Charlie Chan at the Circus" on the College dual with "Lady of Secrets" missed the $2,800 average by $800; while the Paramount shot down to almost half its normal $4,800 with "Fatal Lady" and "Nobody's Fool."

Total first run business was $16,500. Average is $19,300.

Estimated takings for the week ending June 12:

"CHARLIE CHAN AT THE CIRCUS" (20th-Fox)
"LADY OF SECRETS" (Col.)
COLLEGE—(1,499), 25c-35c, 7 days. **Gross:** $2,000. (Average, $2,800)
"FATAL LADY" (Para.)
"NOBODY'S FOOL" (Univ.)
PARAMOUNT—(2,348), 35c-50c, 7 days. **Gross:** $2,500. (Average, $4,800)
"THE EX-MRS. BRADFORD" (Radio)
"PANIC ON THE AIR" (Col.)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $5,500. (Average, $7,000)
"BULLETS OR BALLOTS" (F.N.)
"IT'S LOVE AGAIN" (G.B.)
ROGER SHERMAN—(2,200), 35c-50c, 7 days. **Gross:** $6,500. (Average, $4,700)

Judell to Coast

CHICAGO, June 15.—Ben Judell is moving to the coast permanently the end of August. He will retain his four exchanges in Chicago, Milwaukee, St. Louis and Indianapolis and make trips here every two months.

"King Steps" Detroit Hit; Gets $25,500

DETROIT, June 15.—"The King Steps Out" hit the high spots at the Fox by piling up $25,500, over normal by $5,500.

At the same time "Fury" went into big money at the Michigan, $24,200 which was $4,200 to the good. "Show Boat" held up to $5,300 in its third week at the Adams.

Total first run business was $67,500 Average is $60,000.

Estimated takings for the week ending June 11:

"SHOWBOAT" (Univ.)
ADAMS—(1,770), 10c-40c, 7 days, 3rd week. **Gross:** $5,300. (Average, $5,000)
"THE KING STEPS OUT" (Col.)
FOX—(5,100), 15c-75c, 7 days. Stage, vaudeville. **Gross:** $25,500. (Average, $20,000)
"FURY" (M-G-M)
MICHIGAN—(4,100), 15c-75c, 7 days. Stage, vaudeville. **Gross:** $24,200. (Average, $20,000)
"BORDER FLIGHT" (Para.)
"PALM SPRINGS" (Para.)
STATE—(3,000), 10c-40c, 7 days. **Gross:** $3,900. (Average, $5,000)
"FATAL LADY" (Para.)
UNITED ARTISTS—(2,070), 15c-65c, 7 days. **Gross:** $8,600. (Average, $10,000)

"Yankee" Revival Oklahoma's Leader

OKLAHOMA CITY, June 15.—"A Connecticut Yankee" demonstrated the continued popularity of Will Rogers in this state. It went $1,300 over normal for a take of $3,300 in eight days at the Capitol in spite of heavy competition.

At the Criterion "The Unguarded Hour," with a musical stage show and a pit orchestra, took $6,100, over par by $1,100. Other houses failed to stand up.

Total first run business was $13,450. Average is $13,500.

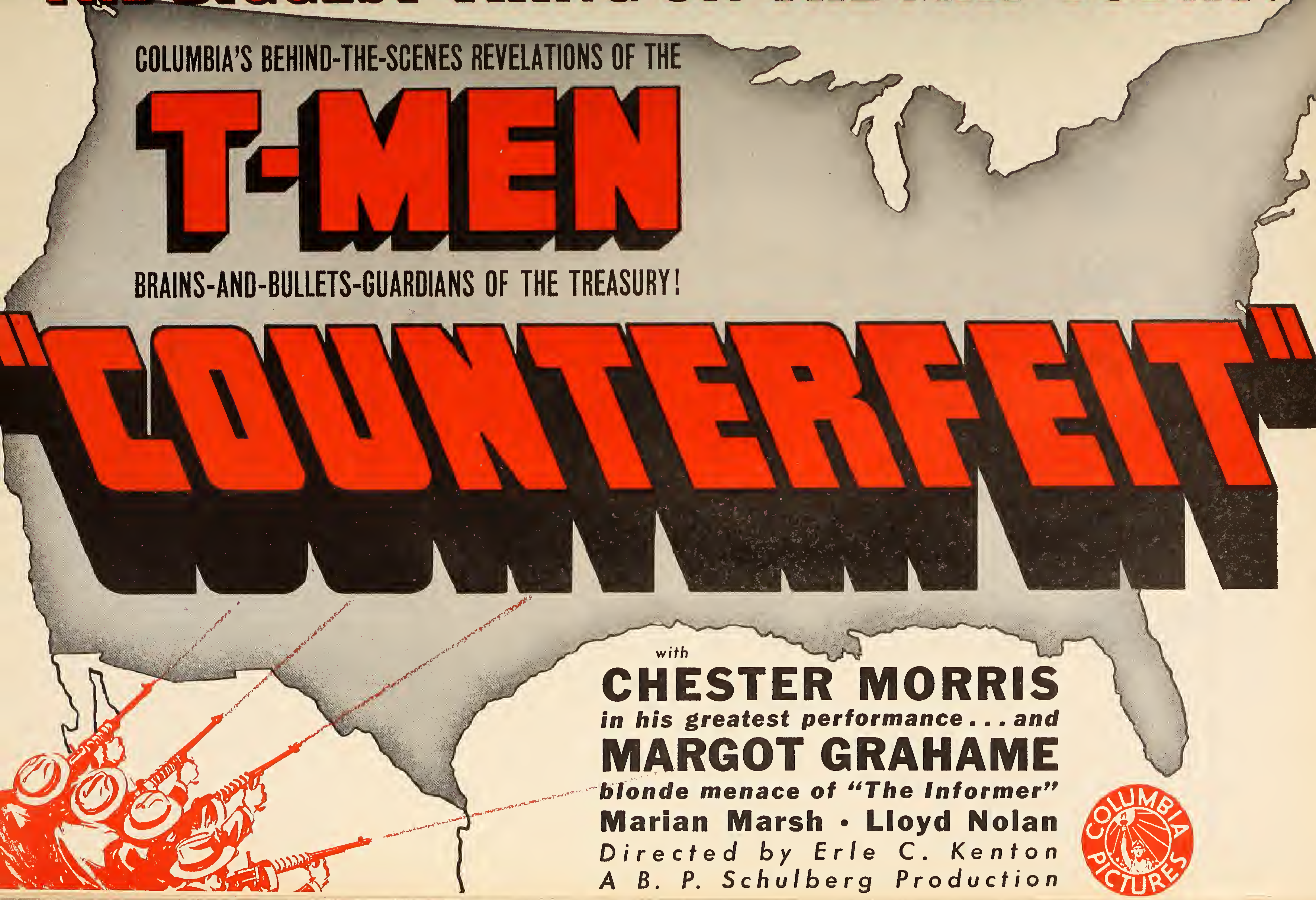
Estimated takings for the week ending June 13:

"UNGUARDED HOUR" (M-G-M)
CRITERION — (1,700), 10c-20c-36c-55c, 7 days. **Gross:** $6,100. Revusical on stage, Don Richards, m. c., and his orchestra in pit. Two stage shows daily. (Average, $5,000)
"FURY" (M-G-M)
MIDWEST—(1,500), 10c-20c-26c-36c-56c, 5 days. **Gross:** $2,000. (Average, $4,000)
"A CONNECTICUT YANKEE" (20th-Fox)
CAPITOL — (1,200), 10c-20c-26c-41c, 8 days. **Gross:** $3,300. (Return engagement in city. (Average, $2,000)
"SPECIAL INVESTIGATOR" (Radio)
LIBERTY — (1,500), 10c-20c-26c-36c, 4 days. **Gross:** $1,600. (Average, for week, $2,500)
"HERE COMES TROUBLE" (20th-Fox)
LIBERTY — (1,500), 10c-20c-26c-36c, 3 days. **Gross:** $450. (Average, for week, $2,500)

Yeager Made a Ranger

DENVER, June 15.—During the convention of Affiliated Enterprises, Inc., Bank Night owners, Charles U. Yeager, president, was made a Texas Ranger by special commission brought by Claude Ezell, sales manager. The convention, which lasted three days, was highlighted by a luncheon at a local hotel, attended by more than 200 salesmen, exhibitors and distributors, and a day's outing at Colorado Springs. At the luncheon it was revealed that over 4,000 theatres are now using the Bank Night scheme.

THE BIGGEST THING ON THE MAP TODAY!



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in his greatest performance . . . and

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₹KO Lists 26 Star Films in Its Total 54

x Will Be O'Briens; 88 Shorts Releases

nnouncing its anticipated 54 fea-es for next season yesterday, lio's product analysis lists plans 26 starring vehicles which include George O'Brien action films. In ne instances, detail was outlined. the main, it was not aside from ring designations.

n the short subject division, the edule will embrace 88 releases and issues, as usual, of Pathe News. ails are listed elsewhere in this ion. The big shot here is Walt ney who is now completing his ited Artists contract and joins lio about Jan. 1.

he starring vehicles outlined in-le one solo vehicle for Fred As-e and one co-starring Ginger Rog- two Hepburns, one solo vehicle Miss Rogers, one co-starring her Jack Oakie, one Lily Pons, two bara Stanwycks, but one co-star-g Herbert Marshall, one Robert nat, one Joan Bennett-Fred Stone, John Boles, one Charles Boyer, Joe E. Browns, two Wheeler-

(*Continued on page* 14)

udio Harmonious, Briskin Tells Men

Iarmony reigns at the RKO stu-s, Samuel J. Briskin, vice-president charge of production, yesterday told company's sales force. He praised producers working on the lot and l high hopes for the company next son.

Briskin added that it took five nths to reorganize the studio set- and emphasized the staffs are red to hit on all four. He also nplimented the work of Pandro

(*Continued on page* 14)

ncoln Anti-Trust Suit Is Dismissed

INCOLN, NEB., June 16.—The In-endent Theatre Circuit's anti-trust against Lincoln theatres and ma- distributors, was dismissed with- prejudice in Federal Court today he direction of the plaintiffs. The nplaint charged conspiracy in re-

(*Continued on page* 7)

Three Industry Men Made Members of Para. Board

'U' Men Wildly Enthused by Rogers' Plans; 42 Scheduled

Universal's product announcement which, as expected, will include 42 features, was presented to the sales convention at the Astor yesterday by Charles R. Rogers, vice-president in charge of production. In addition to the features there will be 65 single reelers, four serials, made up of 52 two-reel episodes, and 104 issues of the newsreel. There also will be a special thrill picture by the producer of "Camera Thrills," Charles E. Ford.

"Madame Curie," a story by Eve Curie, daughter of the famous co-discoverer of radium, with Irene Dunne starred, will be one of the important

(*Continued on page* 6)

Charles R. Rogers, production head of Universal, yesterday virtually "took his hair down" at the company's sales convention. In the same spirit of frankness which characterized the speeches of R. H. Cochrane and J. Cheever Cowdin on Monday, Rogers gave the lowdown on his troubles in reorganizing the studio and by that frankness evoked enthusiasm wilder than company veterans later declared had ever prevailed before at a similar gathering.

"It is like coming back home to me at Universal City again," he said. "As an independent producer, I made some

(*Continued on page* 6)

Vitaphone to Release 140 Next Season

CHICAGO, June 16.—Vitaphone, short subject unit of Warners, will produce a total of 140 shorts for the 1936-37 season, the western sales convention at the Blackstone Hotel will be told tomorrow by Sam Sax, production executive at the Brooklyn Vitaphone studio, and Norman H. Moray, in charge of shorts and trailers.

The total of 140 will be divided into 36 two-reelers and 104 one-reelers, an increase of 10 subjects over the totals for the previous three years. The shorts output for the current season included 52 two-reelers and 78 singles. Of the new season group, 100 will be made under the supervision of Sax at the Brooklyn plant. Six will be produced at the coast studio, as well as 34 cartoons by Leon Schlesinger.

The new season's schedule will include eight different series, as follows: 36 two-reel "Broadway Brevity" musicals and comedies, 18 one-reel "Melody Master" band numbers, 13 one-reel "Vitaphone Novelties," 13

(*Continued on page* 10)

Television as New Field for Film Foreseen

By CLARENCE LINZ

WASHINGTON, June 16.—Promises that film producers will have a new market in television were made to the Federal Communications Commission today by James M. Skinner, president of the Philadelphia Storage Battery Co. (Philco Radios) and chairman of the special committee on television of the Radio Mfrs. Ass'n.

"It is likely that television will depend to a very large degree on film producers for films for television broadcasting," Skinner said. "The required technique is the same."

Skinner told the commission, which is holding hearings on the engineering problems of frequency allocation, that television will not supersede either motion pictures or sound broadcasting, pointing out that picture radio requires a tiring concentration which is not involved in sound broadcasting.

"Television and films should not, in the opinion of the manufacturers, be serious competitors," he declared. "Television will never supplant the

(*Continued on page* 7)

Queries on Otterson and Kennedy Status Stir Up a Storm

By SHERWIN A. KANE

Three industry figures—Neil F. Agnew, vice-president of Paramount in charge of distribution, and E. V. Richards and Barney Balaban, Paramount theatre operators—were among the five new directors elected yesterday to the board of Paramount at a stormy annual meeting of the company's stockholders which sought to bring the relative positions in the company of Joseph P. Kennedy, John E. Otterson and Adolph Zukor into the open.

The two additional directors elected are Paul McClintock, vice-president of the drug firm of Sterling Products, Inc., and A. Conger Goodyear, president of the N. Y. Museum of Modern Art, and an officer of southern railroad and paper companies. No specific information on what stock or financial interest in Paramount they represented could be obtained.

Agnew was elected for a one-year term expiring July 1, 1937, and the other four were elected for two-year terms expiring July 1, 1938. They fill vacancies on the board created by the expired terms of John E. Otterson, Paramount president, and John Golden, director; the resignations of George J. Schaefer and Charles E. Richardson, and the death of Gerald Brooks.

In addition to the four new directors members of the board are Harry O.

(*Continued on page* 12)

Nathan Burkan Law Firm Is Reorganized

The law firm of the late Nathan Burkan was reorganized yesterday under the name of Schwartz and Frohlich. It will continue to occupy the same office quarters.

Heading the new firm are Charles Schwartz and Louis D. Frohlich, associates of Burkan for the past 20 years and partners in the firm for many years past. The firm will represent among other clients, Columbia Pictures, Samuel Goldwyn, Winfield Sheehan, Al Jolson and Ascap. The firm, in association with Max D. Steuer, is also representing John E. Otterson in current Paramount affairs.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 17, 1936 No. 142

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: 4 Golden Square, London, W. 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative; Tokyo Bureau: 880 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Corrientes 2495. *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Laemmle to Appear In Film at Banquet

Carl Laemmle will become a screen actor for the first time to help the preparation of a film showing the highlights of his career. The film will be screened at the dinner in his honor to be given by the amusement division of the United Palestine Appeal Monday night at the Waldorf-Astoria.

Highlights of Laemmle's career will be incorporated in the film and parts of his first picture, "Hiawatha," will be shown, as will clips from "Show Boat." A special committee in charge of the arrangements includes Louis K. Sidney, Harry Hershfield and Gus Edwards.

Proceeds of the dinner will go to the United Palestine Appeal fund.

Wilkinson Out of P. A.

HOLLYWOOD, June 16.—Lupton Wilkinson has resigned his post as head of publicity for the Producers Ass'n, as of June 1, but is remaining for the time being to transfer his work to Tom Pettey of the publicity department of the M.P.P.D.A., who has been named to succeed him. Wilkinson resigned because of ill health. A successor to Pettey in the New York post has been selected and will take over the work about July 1.

Insiders' Outlook

By RED KANN

THE right for champions of the film to thrust out chins with pride and aggressiveness does not end with "Fury." The discussion of the other day about the manner in which Hollywood is putting forward, far forward, its best foot goes beyond. Not yet in release, but a potent piece of evidence to strengthen this argument, is "The White Angel." We have seen it privately and now we propose doing something about it publicly. . . .

▼

In the middle of the 19th century, there was a war. Like all wars, some nations were arrayed on one side, some on the other. England, for reasons which make no difference here, joined up with Turkey and France against Russia and the fracas was fought out in the Crimea, that bulk of land which sticks out and away from the rest of Russia into the Black Sea. In London, scandal was brewing over the inadequacies of the city's district hospitals. The nurses were incompetent, dirty and drunk, often. In that early Victorian era when womanhood was supposed to be dutiful and quiescent, there was one woman, Florence Nightingale, who was not. Aimless social functions were of no interest to her; she wanted a career. . . .

▼

Fired by the relief which cried for action in the hospital reports submitted to her father, this English woman determined the time had come. How she launched upon the unprecedented move of supplying the army in the Crimea with skilled women nurses, the opposition which she encountered and overcame and her subsequent success in interesting the Queen in the continuation and perpetuation of the work—this is the story. Unlike "Fury," a distinguished contemporary effort along wholly different lines, "The White Angel" is not angry and virulent in its conception or in its telling. It is an almost placid and calm depiction of a highly dramatic and purposeful life, placid and calm by the very virtue of its fixed determination. At the same time, it is told with intelligence, sympathy and warmth and with that identical distinction which made of "The Story of Louis Pasteur" such a noteworthy film. . . .

▼

We saw "The White Angel" a few days back. Since then in mentally reviewing its high merits, we have been endeavoring to determine how it compares with "Pasteur." The answer is still in the jury room, but it doesn't make much difference. Certainly, this new Warner attraction is as good, if not better. If it merely were to repose in the same aura, that, too, would be sufficient to say for it. Kay Francis, as Florence Nightingale, here is given the opportunity to try her abilities on a serious, semi-exalted kind of role. It must be said that the results stamp her as an actress of distinction and that's a statement, now that it is down, which surprises us for having made it. . . .

▼

Excellent throughout its length, nevertheless four sequences have taken major possession of our reactions as outstanding. One, the valiant disembarkation of Miss Nightingale and her band of nurses from the steamer in the pouring rain at Scutari. Two, Miss Francis' emotional reactions, in a semi-closeup, of the scene of filth as she first walks into the hospital. There is no dialogue; there is nothing aside from her face on the screen, but the drama which that shot conveys is unmistakable in its penetration and power. Third is a long and, aside from a musical background, silent sequence of Miss Francis as she walks the miles of corridors personally and alone, inspecting the condition and the comfort of each of her hundreds of patients. It was from this that came Henry Wadsworth Longfellow's inspiration for the famous poem, "The Lady with the Lamp." Fourth, toward the close when Miss Francis rehearses her speech which is her plea to Victoria for the establishment of nursing schools before the Queen's portrait, never realizing that in the room is the sovereign already listening sympathetically to that plea. . . .

▼

"The White Angel" is a picture of significance. It will hold old friends of motion pictures and make new ones. It is a further demonstration that Hollywood, this time represented by Warners, has the brains and the tools to record on celluloid the worthwhile which scoffers have maintained they could find only in the theatre. Product like this makes incomprehensible the statement attributed in the *Osservatore Romano,* daily newspaper of The Vatican, to Cardinal Dougherty of Philadelphia that three-fourths of the film output continues "an instrument of corruption." Hollywood's artistic and box-office efforts may be, and are, of variable quality, but the good taste and the respect for decency and morality which have prevailed since 1934 when the Production Code of Ethics began to bite hard present their own challenge and, we think, furnish their own answer to the statement credited, perhaps erroneously, to the Catholic prelate, as all who have at all observed the scene are aware. Maybe the Philadelphia cardinal, who was sweeping in his denunciation of films at the outset of the Legion of Decency campaign, has just decided that that's his story and he's going to stick to it. . . .

Five of Montreal Theatres in Pool

MONTREAL, June 16.—Local operating control of the five leading theatres here has been brought about b the unification of interests previousl vested in Famous Players Canadian Corp. and Consolidated Theatres, Ltd. the latter a Montreal enterprise.

In one of the biggest theatre deal in many months, the direction of th Palace, Capitol and Imperial, operated from the Toronto headquarter of Famous Players, is being transferred to Consolidated Theatres to b grouped with the Princess and Hi Majesty's, which are owned by Consolidated.

The only large Montreal house no affected by the new arrangement i Loew's, which will continue to b operated by Mansfield Theatres, Ltd Under the new setup, all product o leading producers in both the Unite States and England wili be availabl to any of the five houses in the ne group on a first run basis, accordin to J. J. Fitzgibbons of Toronto, representing Famous Players.

The reorganization here follows similar shakeup in the theatre situation in Winnipeg, when Famous Players purchased the Tivoli and Osborne from Raymond Kershaw for reported price of $175,000. after whic the theatres were transferred t Western Theatres, Ltd., headed by Miles.

Rites for Mrs. Frankel

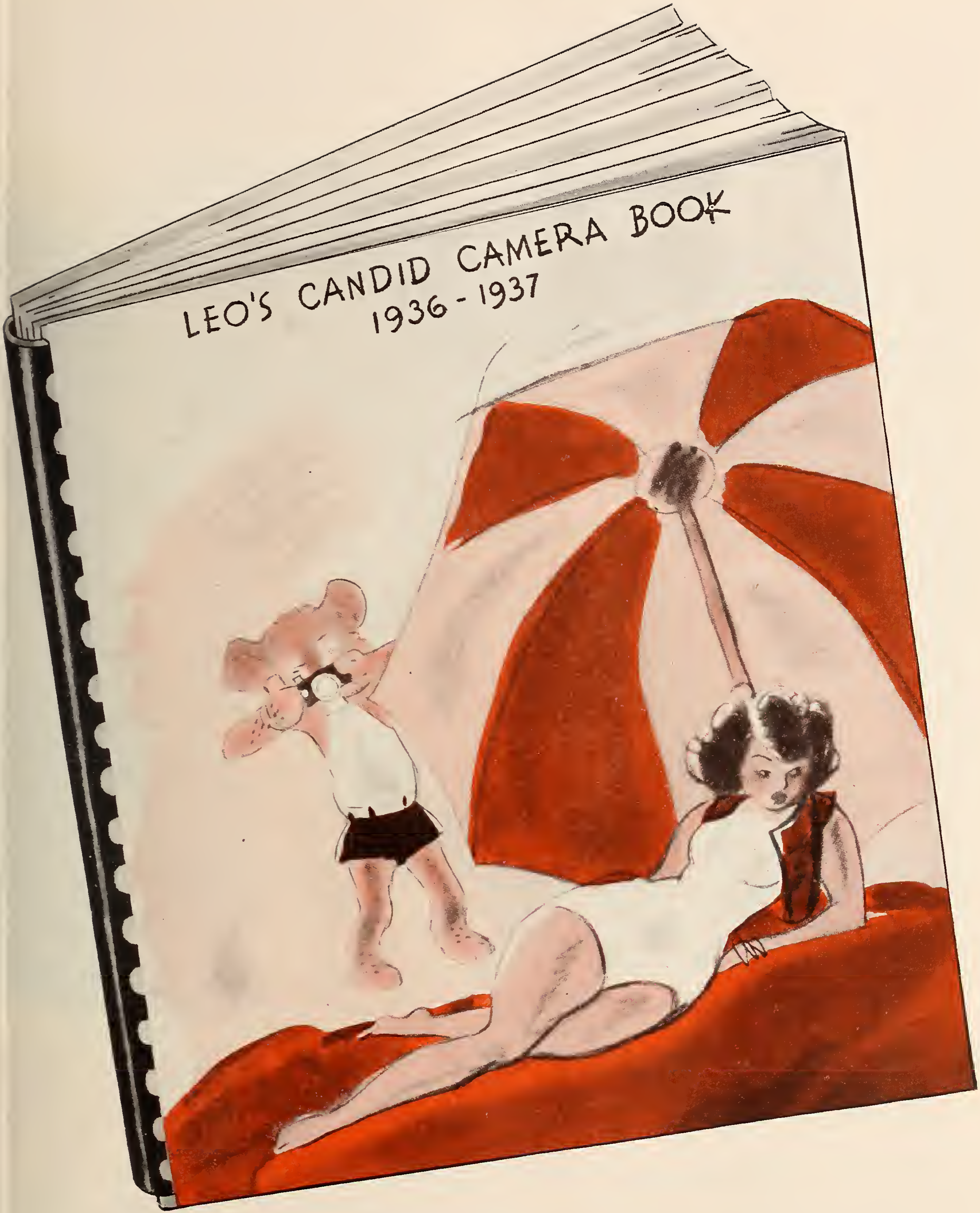
CINCINNATI, June 16.—Funeral services were held yesterday for Mr Milly Frankel, mother of Raymon G. and Julius Frankel, theatre operators. In addition to her two sons, sh is survived by Mrs. Moses Wilchen whose husband operates the Hippodrome and other houses in Covington Ky., across the river from here.

Tubman Dies in Canada

OTTAWA, June 16.—Russell A. Tubman, 31, manager of a theatre in Por Colborne until 1933, when he retire because of ill health, is dead here afte a long illness. He was a brother T. Ray Tubman, western district manager of Famous Players Canadian Winnipeg.

Tampa Trailers in Use

TAMPA, June 16.—Trailers publicizing Tampa's cigar industry are bein shown in 80 theatres in 22 Florid towns, in connection with Ybor Cit Chamber of Commerce campaign t boost Father's Day sales.



LEO'S CANDID CAMERA BOOK
1936 - 1937

YOUR BANK-BOOK!

The most eagerly-awaited Announcement in Years

WARNER BROS. TRIUMPHANTLY CA
HEROIC DRAMA, WITH THE LI

Another Life That Triumphed Over Scandal and Persecution, To Heal Men's Bodies and Inspire the First Gallant Legions of the Red Cross!

●

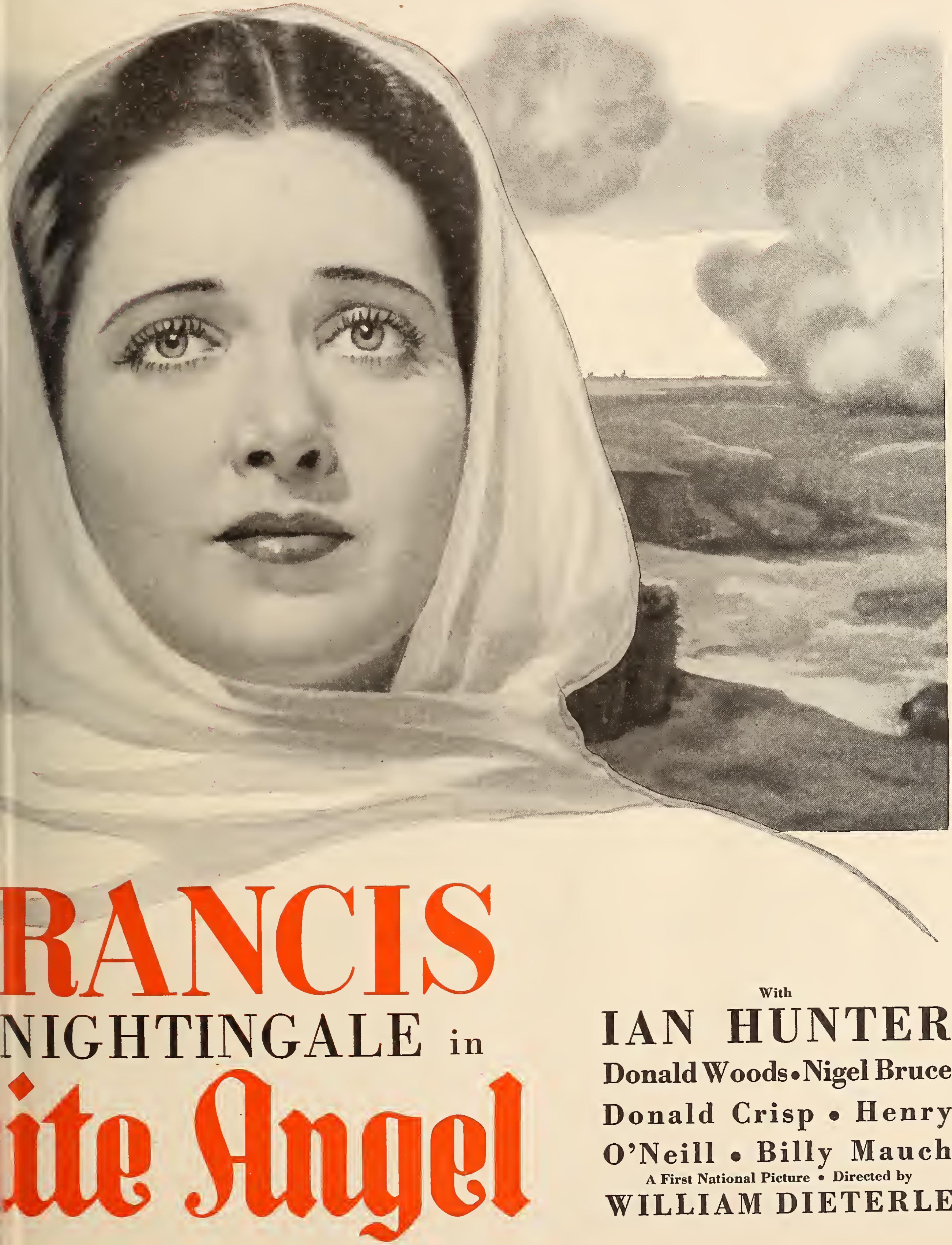
In "The Story of Louis Pasteur", Warner Bros. have been credited with opening up a wholly new and finer field of profitable motion picture production. ¶ On July 4th we shall release our second venture in that field. ¶ Since its central character is a woman, and even more widely known and loved than Pasteur, we believe that it will have a still greater appeal than its predecessor. ¶ The same enthusiasm and cooperation which you so splendidly displayed in the promotion of "Pasteur", will insure your success with-

KAY

as FLORE

The

ON THE 'PASTEUR' CYCLE OF
RY OF HUMANITY'S GREATEST HEROINE



RANCIS
NIGHTINGALE in
ite Angel

With
IAN HUNTER
Donald Woods • Nigel Bruce
Donald Crisp • Henry
O'Neill • Billy Mauch
A First National Picture • Directed by
WILLIAM DIETERLE

Rogers' Talk Enthuses 'U' Sales Force

(*Continued from page* 1)

lucky pictures there and I have always felt that that lot was always lucky for me.

"When I came on the Universal lot this time, I found only two real producers, Edward Grainger and Eph Asher—few personalities and extra low morale. The only thing to do was to reorganize. Since we intend to build a real first line company, I determined to reorganize thoroughly and build from the bottom. I wanted to give everyone on the lot a chance to prove himself and I have done that. I am glad to say that there are a number of people on our lot today who have proven themselves and I am very glad to retain them. Nevertheless, you must realize that it is necessary to run a studio with the head and not with the heart.

Lauds Koenig

"In starting the reorganization, I was fortunate to secure William Koenig to take executive charge of the studio. There is not a man in Hollywood who enjoys a finer reputation for ability and integrity than William Koenig. I was equally fortunate to secure Rufus Le Maire. Le Maire has dicovered and built up many of the greatest personalities in the studios of M-G-M, Warners and Twentieth Century-Fox.

"Every company in Hollywood would have grabbed at the opportunity to sign Jim Normanly. I had the nerve to ask Giannini for him, and Giannani let me have him. That I consider financial showmanship. He is the financial genius of the films. His acquisition proved that our reorganization aimed only to secure the top men for each department. We have carried this same plan throughout the entire organization.

"In building up our producing staff we now have the following capable producers in all of whom I have the greatest confidence: Eph Asher and Edward Grainger you know all about. I have just signed a new long-term contract with Asher and we already had a contract with Grainger. Bob Presnell who made 'British Agent' and a number of Warner pictures, is now with us on long-term contract. Lou Brock who made 'Flying Down to Rio' and who was responsible for the teaming of Fred Astaire and Ginger Rogers, is also under long-term contract. His first production will be 'Everybody Sings.' Morrie Ryskind, I consider one of the greatest writers of dialogue and scripts in Hollywood. His first production will be 'Hippodrome.'

Pasternak and Paul Cited

"When I came to to Universal, I found a young producer named Joe Pasternak. I liked his ideas. His first picture will be 'Three Wise Girls.'

"For a long time, I have known Val Paul as an associate producer. I feel that the time has come to make him a producer. His first production is "Yellowstone.'

"Among the directors we have for next season are James Whale, who will make two of our big productions. We have a seven-year contract with Walter Lang who gave us 'Love Before Breakfast' this year. We have a three-year contract with Anton Litvack. He is by universal consent the leading director in Europe. We have a seven-year contract with Ralph Murphy, who made 'Seventy Thousand Witnesses' and 'Collegiate.' We have a long-term contract with Edward Buzzell. He will do a number of the romantic comedy type of pictures for us.

Other Directors in Mind

"I also wanted a young producer who had a fresh mind and an original outlook and I chose for a certain type of picture, Arthur Lubin. Herman Koster, who directed the Pasternak pictures in Europe, is also with us. There are two other directors that I am very anxious to get. Circumstances do not permit me to mention them now.

"No organization is complete without the best of photography, the best of sound. We have signed on long-term contract Hal Mohr, Merritt Gerstadt, and Joe Valentine. Universal was always deficient in both its sound and music departments. To improve sound, we have engaged Homer Tasher. We were fortunate to secure Charles Previn to take charge of our music department. He directed innumerable stage shows for Klaw and Erlanger, Ziegfeld, Dillingham, and the Shuberts. One of his chief aids is a young European composer named Franz Grothe. His first work will be heard in 'My Man Godfrey.'

"We have also entirely reorganized the story department, both east and west. Betty Roberts, formerly of RKO, is in charge of the story department at the coast, and Elsa Neuberger in the east. We have divorced the story and talent departments. Le Maire will be responsible for talent in the west and Harry Evans will have charge of securing talent in the east.

Rich in Young Stars

"When it comes to players, we are not as well off, as many of the companies, because most of the important personalities in this business are already tied up. However, we have a large and growing stock company of young players, many of whom may develop into the stars of tomorrow. We are doing our utmost to build them, to develop their personalities, and make them valuable as sales assets. One of these is Doris Nolan who made a hit in the Broadway show, 'The Night of June 16.' Another is Jeanne Dante who is still playing in 'Call It a Day' at the Morosco. Just before I left Hollywood we signed Walter Pidgeon. He is a Gary Cooper type. Louis Hayward is another. I signed him the next morning after I saw his performance in 'Anthony Adverse.' We have a young singer with a voice, named Ella Logan, who has been a hit on the radio and has much of the Joan Blondell quality. We have cast her in 'Everybody Sings.' She is under joint contract to Universal and Samuel Goldwyn.

Dunn's Start Impressive

Another young player who has made quite a hit in Hollywood already, although he has not been in a picture, is Jack Dunn, the skating partner of Sonja Henie. We have cast him for a role in 'Hippodrome.' Other new players are Elisha Cook, Jr., Ann Preston, Henry Hunter, Maxine Reiner, Mary Alice Rice, Gloria Holden, Nan Gray, Jean Rogers, Marla Shelton, Diana Gibson, John King, Walter Koy, Michael Loring, William Hall, and we have our players like Margaret Sullavan, Jane Wyatt, Binnie Barnes, Edward Arnold, Edmund Lowe, Edward Everett Horton, Karloff, Cesar Romero, Andy Devine, Little Billy Berud, Henry Armetta, and a new personality in David Oliver, the newsreel camera man who has very recently, turned comedian.

"I know these stars can be built. I have made a number of stars as a producer and I feel that it is possible to make a number of stars from this list of players. This is a big business. Big personalities grow over night. Last year's beginners are this year's drawing cards. That is one thing that makes moving picture business so tremendously interesting."

"27 Ready"

Rogers told the convention 27 shooting scripts are in readiness and said the number was the greatest in Hollywood in proportion to the number of pictures other studios plan to make. The production schedule, he declared, will be followed in this order: "As Good as Married," "A Fool for Blondes," "Three Smart Girls," "Everybody Sings," "Flying Hostess," "Rich and Reckless," "Class Prophecy," "Lesson in Society" and "Four Days' Wonder."

James R. Grainger will be the convention star today, the final session. Tonight will be the beefsteak dinner at the N. Y. Athletic Club.

What They're Down For

Star and featured player assignments in Universal's 1936-37 *lineup as broken down from the company's product announcement, divulged yesterday:*

EDWARD ARNOLD—Starred in one unnamed.

BINNIE BARNES—Featured in "A Fool for Blondes."

JOAN BENNETT—Co-starred with Joel McCrea in "Two In a Crowd."

JEANNE DANTE—Featured in "Three Smart Girls."

IRENE DUNNE—Starred in "Madame Curie."

HENRY FONDA—Starred in "Reno In the Fall."

LOUIS HAYWARD—Co-featured with Doris Nolan in "Hello, Beautiful."

BUCK JONES—Starred in six unnamed westerns and also in the serial, "The Phantom Rider."

BORIS KARLOFF—Starred in "The Man in the Cab."

EDMUND LOWE—Featured in "Rich and Reckless"

JOEL MCCREA—Co-starred with Joan Bennett in "Two In a Crowd."

VICTOR MCLAGLEN—Starred in "A Fool for Blondes."

DORIS NOLAN—Co-featured with Louis Hayyard in "Hello, Beautiful."

JANE WYATT—Featured in "Flying Hostess."

Directors

RALPH MURPHY—"Hippodrome."

JAMES WHALE—One unnamed.

'U' Schedules 42 Features Four Seria

(*Continued from page* 1)

features on the list. Miss Dunr
now in Paris, the conventioneers
told, discussing the story with
Curie.

Jerome Kern, composer of
"Show Boat" music, will hav
musical called "Melody Lady," w
will be adapted from an Earl
Biggers story. Herbert Fields
written the screenplay and Dor
Fields will do the music.

A second musical on a large
will be "Hippodrome." R. H. E
side, producer of the Hippod
spectacles of a few years back, is
ing as technical adviser on the
for Garrett Fort, and Ralph Mu
director. Morrie Ryskind will s
vise.

Led By "Two in a Crowd"

Joan Bennett and Joel Mc
have already completed a co-sta
vehicle, "Two in a Crowd," the
vention was informed. This
directed by Alfred E. Green. It
be the first on the new season lis

Rachel Field's novel, "Time O
Mind," will be a special.

Among other productions liste
"As Good As Married" by No
Krasna; "Everybody Sings,"
musical with songs by Frank Lo
and Irving Actman which Lou B
will produce; "A Fool for Blo
based on Owen Francis' *Li*
Magazine story "Big" starring V
McLaglen with Binnie Barnes
tured; "Reno in the Fall" by C
Norton, intended for Henry Fo
"Flying Hostess," which will fe
Jane Wyatt; "My Children," the
of the Dionne family, by L
Barker and Samuel Ornitz;
Man in the Cab," a mystery no
intended for Karloff; "The Luc
Girl in the World" adapted by
bert Fields from Ann Jordan's *L*
Home Journal story "Kitchen I
leges"; "Children of Broad
which Harry Clork has adapted
a story by N. Coates Web
"Hello Beautiful," which will fe
Doris Nolan of "The Night of
ary 16th" stage cast, and Louis
ward, who made a name for hi
in the Theatre Guild produ
"Point Valaine"; Clarence Budi
Kelland's novel, "Roxana"; "
Smart Girls" by Adele Coma
which will feature Jeanne Dant
present child lead of "Call It a
at the Morosco Theatre; "
Prophecy" from the *McCall Mag*
story by Eleanor Griffin; "Cali
Straight Ahead," an automobile
by Byron Morgan; A. A. M
latest novel, "Four Days' Won
Jack London's story, "Son
Champion"; and "Rich and Rec
by Roy and Marjorie Chanslor
will feature Edmund Lowe.

Whale Set for One Unnam

There will also be a James
production, the subject of whic
not as yet been agreed upon, a
ward Arnold production yet to l
cided, and a number of other

(*Continued on page* 7)

MOTION PICTURE
DAILY

U" Schedules 42; Four Serials Set

(Continued from page 6)

ers, including six Buck Jones west- features.

The number of Oswald Cartoons been increased from 13 to 26. ere will be 13 Mentone musicals, l this season they will be com- ssed into single instead of two-reel ojects. There will be 13 "Going ices" with Lowell Thomas; and 13 tranger Than Fiction." A two-reel ill subject will be entitled "You n't Get Away With It."

The four serials are headed by Buck nes in "The Phantom Rider," and lude three cartoon adventure strips, ce Drummond," "Uncle Jim" and ecret Agent X-9."

ourt Winds Up Fox Met Reorganization

Federal Judge Julian W. Mack yes- day signed an order discharging ing Trust Co. as trustee of Fox etropolitan Playhouses on the peti- n of Milton C. Weisman, as trustee Fox Theatres Corp., which owned of the stock of Fox Met.

The court's action completely re- oves Fox Met from Federal court risdiction after almost five years of ceivership and reorganization pro- edings. The company's reorganiza- n plan was approved by the court t summer, transferring the lease- lds and other assets to Metropolitan ayhouses, which is controlled by seph M. Schenck's United Artists eatre Circuit. The metropolitan cuit is operated by Skouras and isch & Rinzler.

The Fox Met proceedings are the st to be wholly concluded under the w Section 77-B of the Federal bank- ptcy laws.

hree New Theatres nderway in Toronto

Toronto, June 16.—Several new eatres are being erected in Toronto d its suburbs while several old uses are being rebuilt. In the Lea- le section, work has started on a 0-seat theatre, A. Greenspon being building contractor. The Allenby under construction on Danforth e. and a new house is going up on thurst St.

Two theatres are being recon- ucted by Kaplan and Sprachman. ne is the Park on Lansdowne Ave., independent house, which is being de over at a cost of $45,000. When is reopened, it will operate as the nsdowne. W. A. Baillie, owner of Cum-Bac, Dovercourt Road, for ny years, is spending $25,000 on the largement and improvement.

wo Harris Managers Shifted by Circuit

Pittsburgh, June 16.—Two more fts have just been made in the nagerial staff of the Harris Amuse- nt Co. Morty Henderson will re- ve other house managers all over circuit during the vacation period l his post at the William Penn will filled by John Morin.

Morin moves from the Palace on amond St. and his place there has n assigned to John Finley, former ef of staff at the Alvin.

Among the New "U" Boys

Charles Rogers was describing a story, "And, by the way, Bob, that is one of the stories for which we paid $50 for a *Saturday Evening Post* suggestion. We have already spent $6,000 developing this story."

R. H. Cochrane: "Well, why are you looking at me?"

✚

W. P. Kelly, Boston, sported the convention's prize haberdashery.

✚

E. S. Olsmith and the Texas boys cheered every time Binnie Barnes' name was mentioned. Down South they refer to Binnie as "Texas" Binnie Barnes' and they would be willing to pay her a bonus if she would visit there some time or other.

✚

After the convention was over, Joe Weil gave every delegate a copy of four of the novels which Universal is going to make next year. The sight in the Astor lobby with sports like Harry Graham, Herbell of Chicago and Dave Miller of Cleveland, running around with a young library under their arms was an eye-opener. They looked O. K. under the wing of Floyd Brown of Indianapolis, however.

✚

Herman Stern, manager of the non-theatrical department, was introduced along with Eugene Cox, James Jordon and Charles E. Ford, editor of Universal Newsreel.

✚

Rogers paid a high compliment to his secretary, Bill Pierce, when he introduced him as the author of "Night Key" and the man he expected to become another Thalberg in the Universal organization.

✚

Every time that Rogers' voice would give out, Jimmy Grainger reached across and took his manuscript and "subbed" for him until the voice returned.

J. Cheever Cowdin sat through the second day of the convention without saying a word except to tell Rogers at one point to "make 'em funnier." You should have heard the story he told the boys the first day.

✚

Harry Evans finally arrived at the convention and sat on the dais. George Cochrane had been pacing the lobby for hours waiting for him. Harry certainly covers ground fast.

✚

R. H. Cochrane certainly wanted them to know that it wasn't a "dirty shirt" drama. "Dirty shirt" dramas are out this year with Universal.

✚

Bob O'Donnell, big time exhibitor from Texas, got up in convention, and told all salesmen present, as well as officials of the company, that theatre owners are interested in seeing new Universal make excellent pictures because all theatres of the country have a spot where they can play them. He finished his talk by pledging his support, stating, "I have a great deal of confidence in the new Universal and I will make a deal which will include all our 120 theatres in Texas."

✚

Rogers, talking in a quiet conversational tone, using no melodramatic whoop-'em-up, stirred confidence and awakened enthusiastic fire in every man of the sales staff. He said he was going to make pictures that entertain the public, with a definite appeal in each one.

✚

A certain exhibitor was mentioned and Rogers asked, "Is that fellow still buying film?" The reply was, "Yes, and he's tougher than ever to sell." Then Rogers added, "Next time you see him, be sure to give him my regards." The topper was, "He'll want us to give him a whole lot more than your regards."

Autry Pact Upheld; Actor Restrained

Hollywood, June 16.—Federal Judge James handed down a decision today favoring Republic Pictures and upholding the order of a superior court in restraining Gene Autry from working at any other studio or making any personal or radio appearance until the completion of his contract with Republic.

The contract is for five years dating from July 1 of last year.

Adela St. John Weds

Harrison, N. Y., June 16.—Adela Rogers St. John, screen writer and magazine author, was married here yesterday to Francis P. O'Toole, of New York, an executive of United Air Lines. It is Mrs. St. John's third marriage.

Robert Gibbs, Jr., Quits

Middletown, O., June 16.—Robert Gibbs, Jr., has resigned as assistant manager of the Paramount, a Southio unit, to join his father in a local plumbing concern. He is succeeded by William D. Yackle, manager of the Strand.

Grand Nat'l. Stock Issue May Be Public

Washington, June 16.—Any part of the 400,000 shares of Grand National common stock not taken up by stockholders under an option plan will be offered publicly by the underwriters, the Securities and Exchange Commission disclosed today from a registration statement of the company. The 400,000 shares are to be offered first at $1.75 per share to common stockholders on the basis of two shares for each share held.

The underwriters are Robinson, Miller & Co., Fairfield Associates, Charles H. Jones & Co., Cohn Bros., and Hartley Rogers & Co., New York, and O'Brien, Potter & Co., Buffalo. The proceeds from the sale of the stock are to be applied to the acquisition of branches in various cities in this and other countries.

Hulling Stays with G. N.

Los Angeles, June 16.—Mel Hulling, former partner in the operation of Far West Exchanges which were taken over by Grand National, will remain at that office in charge of all G. N. branches in the West.

Television as New Field for Film Foreseen

(Continued from page 1)

movies. Of course, it may be argued that some people may stay home to see a news or sporting event, or a play, rather than go to the movies, but, as in the case of radio broadcasting, the stimulation of the public mind to greater interest in wider fields should encourage their greater attendance in person at the movies, sporting events, or theatre.

"Furthermore, the gregarious instinct of the human race to gather in crowds is fundamental and will never be changed by television or anything else.

"It is wholly unlikely that television will be used anything like the number of hours per day that sound radio is used," Skinner explained. "Television in too large doses would be tiring."

Recommendations for assignments of specific frequencies to various services, made public today by the commission, include a suggestion from Twentieth Century-Fox for the provision of four frequencies in different short wave bands for motion picture use. In its recommendations, the company was said to have pointed out that four widely separated frequencies would permit simultaneous use of a number of units. The use of radio, it was also said, has proven to be of value in keeping film companies in touch with units in remote locations.

Lincoln Anti-Trust Suit Is Dismissed

(Continued from page 1)

straint of trade. Court costs will be carried by the plaintiffs.

The case on which a hearing had twice been postponed due to a crowded docket, was brought by Cal Bard and G. L. Hooper against J. H. Cooper, Lincoln Theatres Corp., Robert Livingston, manager of the Capitol and major distributors. Paul Good and Loren Laughlin, attorneys, represented the plaintiffs.

Set Conn. Golf Plans

New Haven, June 16.—Final plans for the Connecticut M. P. T. O. gold tournament at the Racebrook Country Club July 14, just completed, call for a nine-hole qualifying round in the morning and an 18-hole match round in the afternoon. The complete fee is $5, including luncheon, dinner and entertainment.

Canada Manager Shifted

Toronto, June 16.—Charles Straw has been transferred from the Royal at Fort William, Ont., to the Capitol at Calgary, Alberta, by Famous Players Canadian.

Bolivar Hyde Candidate

Lakeland, Fla., June 16.—Bolivar Hyde, Jr., manager of two local theatres, will be a candidate for the City Commission in the fall.

BLAZING DRAMA
that will start tongues wagging!
A SENSATIONAL TOPIC
hammered home with merciless candor!
YOUNG-BLOODED ROMANCE
that will make the whole family sigh!

Par

FULL SPEED AHEAD W

ole!

"UNIVERSAL'S 'PAROLE' SWELL JOB . . . As a lively, newsy subject, it heralds a production program of controversial themes that will make Universal worthy of close attention"! — Hollywood Reporter

"Fast-moving melodrama; replete with good charactertizations, excitement, new twists and new faces. IT NEVER LAGS"! — Motion Picture Daily

"TIMELY ENTERTAINMENT WHICH CARRIES A PUNCH AND MOVES AT A SWIFT PACE"! — Film Daily

THE NEW UNIVERSAL!

Vitaphone to Release 140 Next Season

(Continued from page 1)

one-reel "Vitaphone Vaudeville" reels, 13 one-reel "Pictorial Review" subjects, to be produced with the cooperation of the *Pictorial Review Magazine;* 18 "Merry Melody" cartoons in three-tone Technicolor, 16 black and white "Looney Tunes" cartoons. E. M. Newman will inaugurate a new series of 13 travelogues in color, "Color-Tour Adventures." The six two-reelers to be made at the coast studio will be "Broadway Brevities" musicals in Technicolor.

The two-reelers also will include four "Broadway Headliners," four "Variety Frolics," collegiate musicals; eight "Presentation Revues," musical revues; 10 comedies, including six "Joe Polooka" numbers based on the cartoon strip by Ham Fisher, featuring Shemp Howard, and four comedies featuring Ken Murray and Sassafras.

Large Group Signed

The players already signed to appear in the musical subjects include:

Georgie Price, Bernice Claire, Lou Holtz, Regis Toomey, Hal LeRoy, Georges Metaxa, Donald Novis, the Preisser Sisters, Fifi D'Orsay, George Tapps, Irene Delroy, Countess Albani, Loretta Lee, the Radio Ramblers, Billy and Beverly Bemis, Jean Sargent, Irene Bordoni, George Campo, Rodney McLennon, Al White, Jr., Evan Evans, John Fogarty, Dale Winthrop, Florence and Bob Robinson, Joe Kinney, Stanley Bros., Marcia Wayne, Buster West, Lucille Page, Selma Marlowe, Starnes and Annavan, Georgetti Bros., three Taka Sisters, Marley and Elsa, Diane Denis, Lois and Jean Sterner, Aarons and Broderick, Four Comets, Virginia Verrill, Frank Libuse, Bartlett Simmons, Brown, Rich, and Hall, Alphonse Berg, Geraldine and Joe, Nina Olivette and Boys, Jerry Goff and Jack Kerr, and the Berkes County Boys featuring Paul Robinson.

Included in the "Melody Masters" series of bands are:

Roger Wolfe Kahn, Leon Navara, Emil Coleman, Clyde Lucas, Harry Reser, The Rimacs, Nick Lucas, Jack Denny, Dave Apollon, Jimmy Lunceford, Jacques Fray, George Hall, Jan Rubini, Phil Spitalny, Tommy Dorsey, Henry King, Clyde McCoy, Cab Calloway, Jan Garber, Abe Lyman, Don Bestor, Al Goodman, Dave Rubinoff, Louisiana Kings and Peter Van Steeden.

Travel Series Set

The "Color-Tour" travel series in color by E. M. Newman follows the "Our Own United States" group of the current season. R. W. Roos and Gerald Marfleet, cameramen, have already filmed considerable material for the new series. Well known radio announcers will supply the off-screen dialogue.

The "Vitaphone Novelties" will feature, among others, the Radio Ramblers, Edgar Bergen, Charles Ahearn and Mr. and Mrs. Jesse Crawford. "Whale Ho," "Check Your Cash" and "Logging Along" have been completed.

The 18 "Merry Melody" color cartoons represent an increase of five over the current season, and the 16 "Looney Tunes" an increase of three over the current schedule.

The feminine market will be the particular aim of the "Pictorial Review" series. Each reel will be composed of five units: Hollywood recipes, unusual jobs of women, women in sports, internationally known women featured in *Pictorial Review Magazine* and a Hollywood fashion parade in Technicolor.

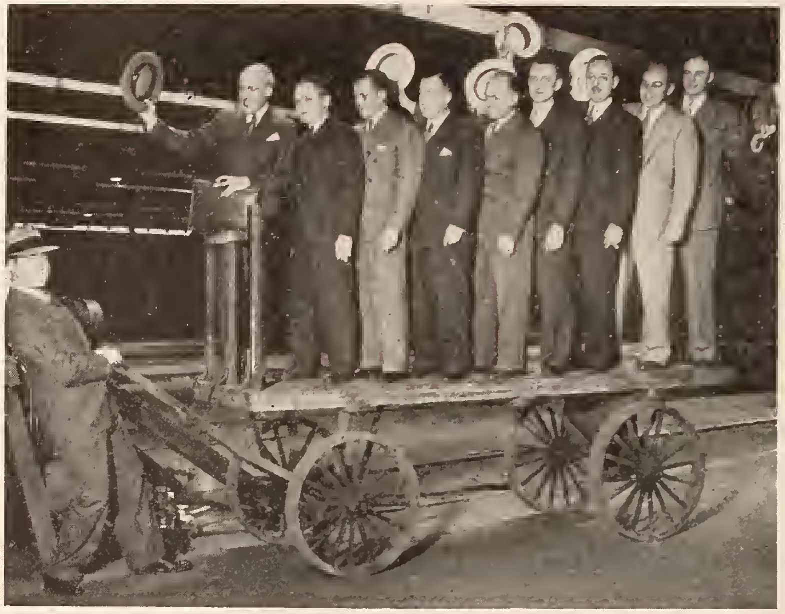
Each subject in the "Vitaphone Vaudeville" series will feature a group of vaudeville turns.

More than 100 players already have been signed for Vitaphone shorts, with others to be signed during the season.

It was indicated to the convention today that the Vitaphone studio already has completed the first three-months' schedule for 1936-37. A total of 24 subjects are in the cutting rooms, 11 two-reelers and 13 singles.

Sears Opening Warner Western Convention

Chicago—The presiding officer at the Warner convention: Gradwell L. Sears. With him here, left to right, are Jack Brow western district manager; Leo Blank, newly appointed midwestern district manager; S. Charles Einfeld, director of advertis and publicity; Fred Jack, southern district manager, and Norman H. Moray, Vitaphone sales manager.



Chicago—This is how part of the Warner group greeted this city. Gradwell L. Sears, for once at least, is doing the pushing while his sales sidekicks appear to take it in a big way. On the truck, left to right are Norman H. Moray, Leo Blank, I. F. Dolid, H. M. Doherty, Joe Kelly, Rudy Hagen, Arthur Sachson, Jack Brower and Al Schwalberg.

Hear Jack Warner via Phone

CHICAGO, June 16.—The feature of the second day of the Warner western and southern sales convention at the Blackstone Hotel today was an address by Jack L. Warner, vice-president in charge of production, heard from the coast by telephone and over loudspeakers. He declared film prestige has made a "notable advance" during the past year, and that that advance will be maintained during the coming season.

In the course of his telephonic address Warner told the convention the studio planned a special based on the story of the Wright brothers, pioneers in aviation. "The studio has struck its stride," he declared at one point, adding "The Charge of the Light Brigade" made "Captain Blood" look "like a quickie." "The Gold Diggers," "Three Men on a Horse" and "Green Lights" will go into production in July.

From this end, Major Albert Warner, replying to Jack, declared the product coming through was so good it ought to be released over an 18 month period instead of 12.

The company plans to increase its newspaper and trade paper advertising budget by 40 per cent next season, S. Charles Einfeld said in his talk. A. H. Blank, midwestern circuit operator, attended and made brief comment, as did exhibitors from Chicago and Milwaukee. E. B. Hatrick of Cosmopolitan was another speaker. He pledged continued support of the Hearst newspapers and added Cosmopolitan was well satisfied with its Warner deal.

During the day the sales force attended a screening of "Anthony Adverse." Informal business discussions of company policies and the new s son product will occupy the men morrow, when the highlight of meeting will be the outline of 1936-37 short product lineup by N man H. Moray, in charge of sh and trailers. The three-day sess will officially end tomorrow, altho Gradwell L. Sears, in charge of w ern and southern sales, will hold i vidual conferences with district branch managers on Thursday.

Norman H. Moray, Vitaphone s manager, tonight screened one sub from each of his new series.

Warners Close Canada Deal

CHICAGO, June 16.—The en Warner feature output and Vitaph short product lineup for 1936-37 h been sold to the United Amusen Corp., of Montreal, the conven was told here today. The deal for circuit's 19 theatres was closed Robert Mochrie, assistant eastern Canadian sales manager, and M. Isman, Montreal branch manager. Warners, and George Ganeta managing director of the circuit.

Delay KMTA Meetin

KANSAS CITY, June 16.—The nual convention of the K. M. T. has been postponed from June 23 24 to June 30 and July 1, one w later, in order that exhibitors in area may hear Ed Kuykendall, pr dent of the MPTOA, who will in the Middle West at that time. convention will be held at the Var Club rooms.

Daughter to Berlins

Mrs. Irving Berlin, the former E Mackay, is the mother of a daug born Monday night at the Doct Hospital. The baby weighed e pounds, two ounces. Mrs. Berli reported as doing well. The infan her third daughter.

Bolte to Build Uptow

John C. Bolte, who operates theatres in the Bronx with Spring Cocalis, will build a new 600-seat h at Columbus Ave. and 84th St. theatre will cost around $75,000.

Eliot Keen Found

Eliot Keen, editor of *Silver Scr* reported missing by his wife s Saturday, was located late yester in a city hospital on Welfare Isl

REPUBLIC PICTURES

TWO ANNIVERSARY SPECIALS

TWO YEARS BEFORE THE MAST
Famous Novel by Richard Henry Dana

THE PRESIDENT'S MYSTERY STORY
Novel suggested by President Roosevelt, by Six Famous Authors

THE JUBILEE SIX

ARMY GIRL
Red Book Serial by Maj. Chas. L. Clifford, U. S. A.

PORTIA ON TRIAL
Cosmopolitan Magazine Story by Faith Baldwin

HAPPY-GO-LUCKY
A Musical Extravaganza

FOLLOW YOUR HEART
Starring Marion Talley, Music by Victor Schertzinger

JOIN THE MARINES
A sequel to "Leathernecks"

HEARTS IN BONDAGE
An Epic of Civil War Days with an all-star cast

4 EPICS in NATURAL COLOR

LIVES OF A TEXAS RANGER • THE PAINTED STALLION
IN OLD MONTEREY • THE VANISHING WEST

2 GENE AUTRY SPECIALS ★ 6 GENE AUTRY MUSICAL WESTERNS

Featuring Headline Radio, Stage, and Screen Personalities From All Over The Country

8 Greater Westerns based on Wm. Colt MacDonald's "The Three Mesquiteers" Novels

4 Republic Serials made by Nat Levine, King of Serial Makers

24 GILT EDGE PACEMAKERS

★

1. DOWN TO THE SEA . . . By Wm. Ullman, Jr.
2. THE COUNTRY GENTLEMAN — A "State Fair" type of story
3. GANGS OF NEW YORK . By Herbert Asbury
4. STEAMBOAT MARY with Skipworth and Moran
5. LEGION OF THE DAMNED . By Robert DuSoe
6. THE BROADCASTING MYSTERY . . . A Radio Story
7. BETWEEN TWO LOVES . By Gerald Beaumont
8. NAVY BLUES . . Intimate scenes of navy life
9. BACHELOR GIRL . . . By Mrs. Wallace Reid
10. SKY HOSTESS — A story of the air lanes
11. ISLE OF LOST MEN . By Alan Vaughn Elston
12. WHY WORRY . with Skipworth and Moran
13. TWO MEN AND A WOMAN . By Frank R. Adams
14. SPECIAL ORDER . . . . . By Octavus Roy Cohen
15. THE BELOVED BRUTE . . . By Owen Francis
16. BULLDOG EDITION . . . . . A Newspaper Story
17. THE AFFAIRS OF CAPPY RICKS . By Peter B. Kyne
18. THE KENTUCKY HANDICAP — A romantic story of the turf
19. SWIFT LIGHTNING . By James Oliver Curwood
20. THE CHINESE ORANGE MYSTERY . By Ellery Queen
21. DANGEROUS PLEASURE . Auto Racing Story
22. MISSING MEN . A Story of the Secret Service
23. A MRS. WALLACE REID EXPLOITATION SPECIAL — A bollyhoo box-office builder
24. CALL OF THE PRIMITIVE . . By Peter B. Kyne

FRANKIE & JOHNNIE . . . An Exploitation Special

Film Men Get Positions on Para. Board

(*Continued from page 1*)

King, Stephen Callaghan, Duncan G. Harris, John D. Hertz, Charles A. McCulloch, H. A. Fortington, Maurice Newton, Floyd B. Odlum, Adolph Zukor, Harvey D. Gibson, and Stanton Griffis.

Querying of Paramount officers and directors by stockholders began in spirited fashion soon after the meeting, which was scheduled to begin at noon, finally readied itself for the election of directors at 3:10 P. M. Delays in starting the meeting were occasioned first by the unexpectedly large attendance of stockholders which crowded the meeting out of the 12th floor projection room in the Paramount Bldg. Reassembling the more than 150 in attendance in the 11th floor office well, Otterson, who presided, called the meeting to order at 12:30 P. M. Proxies were called for and when tabulated by 1:15, it was announced that no quorum was present, but that additional proxies were on the way and the meeting would be adjourned to three o'clock. At that time a tabulation showed that stock entitled to 3,685,358 votes, out of a total of 7,200,395 votes was represented, giving a quorum.

Callaghan the Nominator

Callaghan, on behalf of the company proxy committee, made the five nominations. Saul Rogers, attorney, sought information concerning the qualifications of McClintock and Goodyear, provoking the first of many clashes between the stockholders and the company officials.

Insisting that Callaghan should know all about the two candidates "because you placed them in nomination," Rogers finally nettled Callaghan to the point where he refused to answer further questions, declaring "I'm not going to be cross-examined by you."

Rogers had been identified earlier as the possible leader of a small independent proxy movement. He stated at the meeting that he represented 15,000 shares of stock. He placed no names in nomination for the board vacancies and, inasmuch as the principal rival proxy contest reported to have been started by H. A. Fortington several weeks ago, was abandoned last week, no organized opposition to the company's nominees was presented.

Board Criticism Develops

Rogers' queries concerning the nominees rapidly developed into criticism of the board and its membership during the past year and this was taken up by numerous stockholders.

The retention of Kennedy, its terms, purpose and result, was the subject of numerous queries put to the officials by the stockholders. It was brought out that Kennedy is to be compensated for his services on a basis to be decided by the board when his survey of the company has been completed. It was denied by Griffis, who, despite the fact that he is a comparative newcomer to the board, was projected into the role of spokesman for the company, that Kennedy has been given an option on Paramount securities.

Griffis, prompted at times by Edwin L. Weisl, attorney for Floyd Odlum of Atlas Corp., said that "Kennedy is staying with the company as long as he gives good service" and added that he was brought in to Paramount to advise the board on means of restoring the company's earning power.

Asks If Kennedy Is "Front Man"

"Why isn't Otterson giving that advice?" a stockholder wanted to know. "Do we pay double for Kennedy and Otterson doing the same job?" another asked. Still another wanted to know if Kennedy wasn't only a "front man," referring to the former S. E. C. head's recent success in averting a Washington hearing on Paramount affairs scheduled by the Sabath Congressional Committee.

"It seems to me," this stockholder pursued, "Kennedy is being paid for answering questions that Walter Wanger, whom you just let go, could have answered for you. Or that any Hollywood star could answer, for that matter."

No attempt was made to answer questions in this vein, which led Rogers to charge the officials with "evasions" on several occasions. Resuming his seat after one unsuccessful attempt to obtain an answer, he said "I am yielding at this time, but there will be another day of reckoning."

Another stockholder was impelled at one point to remark that "It seems that the mighty captains of industry on our board can't answer some very simple questions that all of the company's stockholders would like to know."

Griffis Calls Report Confidential

Griffis ended the Kennedy discussion by stating that the latter's report was considered to be of a confidential nature at this time and, reiterating that Kennedy was retained only for the purpose of aiding in restoring the company's earning power, he said "If we have six presidents and 74 directors we'll keep on trying to get men who can do that for the company and you stockholders."

The questioning turned to Otterson's status. Griffis was asked if Otterson was being continued as president and Weisl, who had been prompting Griffis from a distance, moved over to take a seat beside him at this point. After a whispered consultation between the two Griffis replied, "I can't speak for the entire board."

He was next asked if there had been any discussions by the board of a settlement of Otterson's contract, which has four years to run at $150,000 per year. Griffis declined to answer the question directly, saying that the questioned related to the business of the board as a whole.

Rogers jumped to his feet at this point and said, "If any payment in settlement of that contract is made this company will be held accountable."

Zukor's name was projected into the meeting by a stockholder who wanted to know if the Paramount founder had been consulted on the new board nominees and what he thought of their qualifications.

"We want men like Zukor back at the head of this company—a man we can depend on," the stockholder said.

Many Demand Zukor

Another, identified after the meeting as Edgar E. Wolf, rose to say that he "hopes Zukor will shortly become the head of Paramount." He was followed by another stockholder who says that Zukor "should be back at the helm."

Efforts to adjourn the meeting at 4:15 were defeated by an overwhelming oral vote and the discussion and criticism continued for another 45 minutes. During the closing minutes several unsuccessful efforts were made by stockholders to elicit some definite information from the officials concerning the contents of the Kennedy report.

A first meeting of the newly constituted Paramount board is tentatively scheduled for today, but may be postponed.

Otterson Off Directorate; Directs Inquiries to Board

John E. Otterson, Paramount president, was eliminated from the company's board of directors when his name was not placed in nomination for reelection with the expiration of his initial term at yesterday's annual meeting of Paramount stockholders.

Questioned as to the significance of the development, Otterson stated simply, "I was not a candidate for reelection."

Asked whether his absence from the board would affect his official position as president of the company, he replied "I think a statement on that should come from the board."

Stockholders who put similar questions to members of the board during the meeting failed to elicit direct answers.

Para. Dickering with S. & C.

Paramount is negotiating a two-year product deal with Jack W. Springer and Sam Cocalis for 60 theatres in the Greater New York area. The arrangement not only covers the houses jointly operated by the two exhibitors, but also their individual units.

Prudential also is dickering for Paramount's lineup next season. Milt Kusell, New York state district manager for the distributor, and Henry Mandell are handling the deal with Joseph Seider, head of the circuit.

Katz Authorized to Sue Para.

Judge Alfred C. Coxe yesterday in Federal Court ruled that Sam Katz, former Paramount theatre department executive, is entitled to bring suit against the company and its successor, Paramount Pictures, Inc. The suit is based on an employment contract under which Katz was retained for three years beginning in 1932 at a weekly salary of $2,500 plus the right to acquire Paramount Publix stock from time to time at prevailing prices.

Judge Coxe rejected a special master's report which recommended the suit be dismissed.

Australia Unit Asks Aid in Rental Figh

By CLIFF HOLT

MELBOURNE, May 19 (*By Airmai via London*).—Members of th N.S.W. Exhibitors' Ass'n have decided to ask the assistance of th Government to settle their disput with distributors, despite the fact tha two politically-conducted film inquirie in the past eight years have brough negative results. The Government ha indicated an unwillingness to interfere, but the exhibitor group appear determined to instigate another political inquiry.

At the monthly meeting of the exhibitor organization, resolutions wer passed to inform the Government o its change of policy on the Quota Ac on the section dealing with the distributor quota, to seek an ad valoren instead of footage duty, to ask distributors to waive the minimum admission charge in contracts, to obtai legal advice on the action to be take against members who refuse to abid by the organization's decisions.

The resolutions are seen as indicating a definitely antagonistic attitud toward distributors.

29 of 37 Films in Argentina from U. S

BUENOS AIRES, June 8 (*By Airmail*).—Of the 37 features released i this city in May, 29 were from th United States. The total compares t 52 for April, and is 12 less than i May of 1935. The list, by country c origin, includes: England and Germany, two each; Italy, Spain an Argentine, one each.

During the months, the America films which were held for more tha one week included: "Desire," " Midsummer Night's Dream," "Mutin on the Bounty" and "A Night at th Opera."

Equity Sets Referendum

The Council of Actors' Equity at meeting yesterday ordered a referendum by mail on the proposed amendment to the constitution calling for weeks of work and two years of membership as the qualification for junic members to become senior member The action was taken following consideration of a petition signed by mor than 150 resident members. The referendum is to begin not later tha Sept. 15, the voting to end Oct. 16.

Payne Goes to Dallas

OKLAHOMA CITY, June 16.—R. Payne, recently resigned as manag of the Universal exchange, has le for Dallas to join the Griffith Real Co., a subsidiary of the Griffi Amusement Co., which is operating an expansion department for the circuit.

Eight Theatres Close

Eight theatres in the local exchang area have been darkened within th past week. They are the Roy Brooklyn; Victory, Manhatta Europa, New Brunswick; Cameo, O sining; Lewis, Newark; U. S., Bron Opera House, Bayonne; Radio, Bron

Fire Damages Theatre

DRUMRIGHT, Okla., June 16.—Damage estimated at $15,000 was caus to the Strand Theatre and Hotel he by a fire which burned for six hou

en Starting, Six Finished on Coast

Hollywood, June 16.—As 10 new lms went into work last week while x finished, production schedules ineased from 34 to 38 pictures. About dozen were released by editing deartments for preview purposes, so iat the total number of productions work dropped off proportionately. ndicative of the production rush that ill ensue during the summer months, 5 stories are listed to go before the ameras within the next few weeks.

Warners with eight, M-G-M with even and Paramount with a like umber accounted for more than half the production activity. New picures to start were "Old Hutch," Picadilly Jim" and "His Brother's Vife," M-G-M; "Polo Joe" and Draegerman's Courage," Warners; The Fighter" and "There Goes the ride," Columbia; "Boss Rider of un Creek," Universal; "Dodsworth," oldwyn, and "The Gentleman from ouisiana," Republic.

Pictures finishing were: "Rhythm n the Range" and "Yours for the sking," Paramount; "I Gave My Ieart," Warners; "Suzy," M-G-M; Mister Cinderella," Hal Roach; M'liss," Radio, and "The Last of the

Allied to Meet Friday

Allied of New Jersey will hold its ext meeting Friday at the Berkeleyarteret, Asbury Park, when Lee ewbury, president, will give the embers a report on the national conention in Cleveland. Local plans in ne with the national convention will promulgated at the session.

Ampa Awards at Club

Showing of the annual Ampa adertising awards opened yesterday at e Cinema Club and created quite a t of interest.

Wall Street

Most Stocks Gain Substantially

	High	Low	Close	Net Change
olumbia, vtc	35	34½	35	+ ¼
olumbia, pfd	44	44	44	+1¼
onsolidated	4¾	4¾	4¾	— ⅛
onsolidated, pfd.	37¼	36½	37¼	+ ¾
astman Kodak..	167½	167	167½	—1
.-A.-O., pfd	91	91	91	+2¼
oew's, Inc.	45⅛	44⅞	45	.....
aramount	8½	7⅞	8½	+ ⅝
aramount 1 pfd.	66	65	66	+2
aramount 2 pfd.	9⅝	9⅜	9⅝	+ ¼
athe Film	7¼	7⅛	7¼	+ ⅛
KO	5¾	5⅝	5¾	+ ⅛
th Century-Fox.	26½	26⅛	26⅛	— ⅜
th Century, pfd.	36	35¼	36	+ ½
niversal, pfd	101¾	100	100	—2
arner Bros.	10	9¾	9⅞	+ ⅛

Sonotone Up, Others Off

	High	Low	Close	Net Change
onotone	2¾	2¾	2¾	+ ⅛
echnicolor	29⅝	28⅛	28⅛	— ¾
rans-Lux	4¼	3⅞	4	— ¼

Bonds Advance Fractionally

	High	Low	Close	Net Change
eneral Theatre Equip. 6s '40 ...	26¼	26	26¼	.....
eneral Theatre Equip. 6s '40 ctf	26½	26	26½	+ ¼
eith B. F. 6s '46	93½	93½	93½	+ ½
oew's 6s '41 ww deb rights	97	97	97	.....
aramount B'way 3s '55	59	58⅛	59	+ ½
aramount Pict. 6s '55	89¼	88½	89¼	+ ½
KO 6s '41 pp....	63⅜	63	63	.....
arner Bros. 6s '39 wd	93⅞	93½	93⅞	— ⅛

(Quotations at close of June 16)

Overseas Previews

"The Interrupted Honeymoon"

(British Lion)

London, June 10.—A very bright, though very British, version of a stage farce, with considerable story value of the clever-nonsensical sort, incident definitely humorous and varied and, as a high spot, some very skilfully done comic-crazy flying.

It is good entertainment for those who can understand it, the question being just how many American audiences will get the flavor of Claude Hulbert's performance. In British evaluation, it is first rate.

Out-Allistering Claude Allister in dude characterization, Hulbert is a bridegroom whose congenital fatuousness gets him into trouble during his wedding trip in Paris with an hotel proprietor who quite inaccurately thinks himself a wronged husband. A self-starting plane carries the innocent Britisher and the infuriated Frenchman, bent on a duel, into further complications in London due to the fact that the bridegroom has lent his apartment to a friend who has made it the center of a web of, mostly feminine, intrigue.

The pronounced English is the only thing against a really amusing light item.

Running time, 73 minutes. "A."

"One Good Turn"

(Joe Rock-A.B.F.D.)

London, June 10.—Leslie Fuller, typical British low comedian, here has Georgie Harris, from the "halls," as his chief support in a slapstick farce in which they are coffee-stand proprietors who become involved in the plans of a swindling theatrical manager to defraud a widow of her savings. Apart from recovering the money, they butt in on the stage show, making big reputations as comedians.

Pretty crude in its methods and appeal, it has its brightest moments in scenes in which the coffee-stand horse, booted for silence, is smuggled into a bedroom. The back-stage atmosphere has some appeal.

Running time, 70 minutes. "G." ALLAN

"Poppy," this morning's opener at the Paramount, was previewed by wire from Hollywood on June 6.

"Dancing Pirate," another picture opening this morning, but at the Rivoli, was reviewed from Hollywood by wire on May 7.

"Sins of Man," which was reviewed from Hollywood on May 6th, also opens this morning at the Radio City Music Hall.

No Standees Allowed In Frisco Bay Area

No standees are permitted in theatres or their lobbies in the San Francisco Bay area due to stringent regulations invoked by fire departments in the last week, Cliff Work, western division manager for RKO theatres, stated yesterday.

Where there are no seats available, patrons must stand in line in the street, according to Work.

Not one new theatre has been constructed in the area during the past year, the RKO executive said. About 30 theatres have been reopened in the last 12 months, 10 of which are in San Francisco. All together there are operating 180 theatres in the bay area, Work estimated. He leaves for San Francisco Friday.

Cocalis-Loew Talk Deal

Negotiations are under way between Sam Cocalis and Loew's whereby the major circuit will purchase a half interest and operate the Marble Hill, Bronx, and Park Hill, Yonkers.

Previously a deal had been on to include the Interboro, but this failed to materialize.

Goldwyn Signs Amateur

Andrew Leeds, whose only screen work has been amateur films, has been signed by Samuel Goldwyn for "Come and Get It."

Photophone Expands Staff on the Coast

Hollywood, June 16.—Expansion of RCA Photophone's west coast staff and technical facilities is under way here under the direction of Edwin M. Hartley, head of the Photophone division, and Lawrence B. Morris, vice-president and general counsel of RCA Mfg. Co. The two arrived from Camden, N. J., today, to confer on the expansion plans with James E. Francis, west coast manager. They expect to be here for about six weeks.

Photophone's Hollywood expansion follows the recent closing of 10-year recording license agreements with Twentieth Century-Fox and Columbia. Negotiations with major studios are also under way.

Start New Bronx House

Excavation will be started today at 166th St. and Ogden, Bronx, to make way for the new de luxe house Sam Cocalis plans for the site. Contracts for the theatre have been signed by Cocalis with William I. Hohauser.

With Dave Rosenzweig, Cocalis has taken over the Williston, Mineola, L. I. The two exhibitors recently acquired the Mineola, in the same town.

"Fury" Gets Third Week

"Fury" is being held for a third week at the Capitol.

Walkathon Measure Rejected in Mass.

Boston, June 16.—With the Senate's turning down of a bill to ban the holding of Walkathons and other endurance contests, Massachusetts theatre interests have again lost their fight against such competition. The bill was given two readings in the legislature.

Though legislation on parimutuals was favored during the session, the Senate refused to increase the tax on parimutual dog racing but increased the levies on incomes and gasoline.

"Postman" Suit Filed

A suit for $100,000 damages charging copyright infringement was filed in N. Y. Supreme Court yesterday by Casino de Paree Prod., Inc., against Warners over the manuscript of "The Postman Always Rings Twice." The complaint recites that the plaintiff exhibited the play "The Postman Always Rings Twice" last year and subsequently the defendants produced the picture "The Doorman's Opera," which made use of the material in the play allegedly owned by the plaintiff.

The defendants have entered a denial of the charges and assert that the manuscript of their play was written by A. Darian Otvos and Joseph J. Bennett and rights to the play were properly held by the defendant. The plaintiff asked for an injunction to restrain the defendant from further exhibiting "The Doorman's Opera." The motion will be heard on Friday.

Morton Here on Sales

M. C. Morton, sales director of Twickenham Film Distributors, Ltd., London, who arrived in New York on the *Normandie,* is here to negotiate the American distribution of "Broken Blossoms" and "She Shall Have Music." Morton is stopping at the Waldorf-Astoria and expects to be in New York about two weeks.

Award Franklin $2,500

A verdict for $2,500 was handed down yesterday in N. Y. Supreme Court by Justice Peter J. Schmuck in connection with the breach of contract suit brought by Sidney Franklin, bullfighter, against the Bray Pictures Corp.

"CLOISTERED"
Now Playing 5th Week
in
NEW YORK
55th St. PLAYHOUSE, N. Y. C.

"NEVER BEFORE HAS SUCH A PICTURE BEEN PERMITTED TO BE FILMED."

"UNBELIEVABLE, YET AUTHENTIC."

Bookings now available.
BEST FILM CO.
723 7th Ave., N.Y.C. BR 9-6458

RKO Lists 26 Star Films in Its Total 54

(*Continued from page 1*)

Woolseys, three Bobby Breens and the O'Briens.

Aside from these players, the company listed as stars Herbert Marshall, who is definitely listed for only one co-starring vehicle with Miss Stanwyck, Joe Penner, Gene Raymond, and Ann Sothern. No assignments for the latter two, however, were designated.

Star's Assignments Listed

The detail, as released, follows:

Fred Astaire will be starred individually in one special production and co-starred with Ginger Rogers in another.

Katharine Hepburn will be starred in two in each of which she will be supported by a top-ranking star. First of the pair will be "Portrait of a Rebel." Mark Sandrich will direct.

Ginger Rogers will be starred alone in Kate Douglas Wiggin's story, "Mother Carey's Chickens."

Miss Rogers will co-star with Jack Oakie in a musical. Oakie is also slated for other productions.

Lily Pons will be starred in "Street Girl." This will be produced by Pandro Berman and recounts the adventures of a singer who, alone and stranded on Broadway, leads a struggling swing band to fortune.

Barbara Stanwyck in two pictures. The first will be adapted from George Kelly's play, "Behold the Bridegroom," in which she will co-star with Herbert Marshall, who, according to present plans, will also co-star with other stars at Radio. Robert Sisk will produce the initial Stanwyck story.

Robert Donat will be starred in one Reliance production under supervision of Edward Small. Small also will picturize the Kipling classic, "Gunga Din" and "Son of Monte Cristo."

Joan Bennett and Fred Stone will be co-starred in "By the Dawn's Early Light," an original by Gene Markey, with adaptation by Horace Jackson.

John Boles will be starred in one or more.

Charles Boyer will be starred in one; no detail.

Joe E. Brown will be starred in two comedies under production management of David Loew.

Lew Brown is now preparing a musical special. Tentatively cast are Joe Penner, Helen Broderick, Victor Moore, Parkyakarkus, Harriet Hilliard and Baby Patsy Lee Parsons.

Bert Wheeler and Robert Woolsey will continue to co-star in two features.

Edward Arnold will play the lead in "The Robber Barons."

Burgess Meredith will transport to the screen his role in "Winterset," Pulitzer Prize winner by Maxwell Anderson.

Bobby Breen will be starred by Sol Lesser in three.

George O'Brien will star in six produced by George Hirliman.

"Mirage," an adventure of the air-lanes, will be produced upon "a spectacular scale with a fitting cast."

RKO Men Receive Gifts

Pens, pencils and a special merchandising book by Walt Disney, watches by Sol Lesser, moccasins by George O'Brien and wallets by Pathe News were distributed to all RKO convention men after the morning session yesterday.

Smith Discusses Television

Courtland Smith, president of Pathe News, yesterday told the RKO convention he does not regard television as playing an important part in the dissemination of news for the time being.

"In its present state, television news pictures cannot be transmitted more than 25 miles and therefore national and international dispensation of pictorial events will have to be continued through mediums existing today," he said.

Looking ahead when the development will require a replacement of radio sets, Smith held "the presentation of news in the home will in no way detract from the business of the theatre."

What They're Down For

Star and featured player assignments, as far as a breakdown of Radio's lineup for 1936-37 goes, follow:

Edward Arnold—"The Robber Barons."
Fred Astaire—Starred in one unnamed; co-starred with Ginger Rogers in "I Won't Dance" and one unnamed.
Joan Bennett—Co-starred with Fred Stone in "By the Dawn's Early Light."
John Boles—Starred in one or more unnamed.
Charles Boyer—Starred in one unnamed.
Bobby Breen—Starred in three unnamed.
Helen Broderick—One unnamed musical.
Joe E. Brown—Starred in two unnamed.
Robert Donat—Starred in one unnamed.
Katharine Hepburn—Starred in "Portrait of a Rebel" and one unnamed.
Harriet Hilliard—One unnamed musical.
Herbert Marshall—Co-starred with Barbara Stanwyck in "Behold the Bridegroom."
Burgess Meredith—"Winterset."
Victor Moore—One unnamed musical.
George O'Brien—Six unnamed adventure stories.
Parkyakarkus—One unnamed musical.
Baby Patsy Lee Parsons—One unnamed musical.
Joe Penner—One unnamed musical.
Lily Pons—Starred in "Street Girl."
Ginger Rogers—Starred in "Mother Carey's Chickens"; co-starred with Fred Astaire in "I Won't Dance" and one unnamed; also co-starred with Jack Oakie in one unnamed.
Barbara Stanwyck—Co-starred with Herbert Marshall in "Behold the Bridegroom" and one unnamed.
Fred Stone—Co-starred with Joan Bennett in "By the Dawn's Early Light."
Wheeler & Woolsey—Starred in two unnamed.

Directors

Mark Sandrich—"Portrait of a Rebel."

Hal Horne to Radio; To Become Producer

Hal Horne, well-known advertising and publicity man and formerly in charge of that department at United Artists, joins Radio in an executive capacity, his duties designating him as an assistant to Samuel J. Briskin, vice-president in charge of production, as well as a producer. He leaves for Hollywood with Briskin the end of the week.

Horne said yesterday he will retain his interests in the Blackstone Agency, which handles publicity in the East for Walter Wanger Prod. and the Bobby Breen series which Sol Lesser will make for Radio distribution. Ned E. Depinet told the Radio convention of Horne's appointment at yesterday's morning session at the Waldorf.

Leo Spitz, who on Monday had referred to a new producer about to join Radio, informed Motion Picture Daily yesterday Horne was not the man to whom he had referred.

Time Distributes Books

Advance copies of the current week's issue of *Time* and "Three Hours a Year," a book published by *Time* and giving the history of the March of Time, *Fortune* and *Time*, were distributed to the RKO conventioneers yesterday.

To Present "Top Hat" Award

The Arthur Murray Medal for the best dance film of the year, awarded to "Top Hat," will be presented to Ned E. Depinet, president of RKO, during the third day of the sales meeting today. The judges for the award, founded as an annual presentation this spring, included Whitney Bolton, Kate Cameron, Regina Crewe, Don Herold, Eileen Creelman, Laurence Reid, Irene Thirer and Russell Patterson.

Colbert in One

Claudette Colbert will appear in one picture for RKO, Sam Briskin announced yesterday.

RKO Will Have 192 Shorts in 1936-37

RKO will release a total of 192 short subjects during the season of 1936-37, including 88 one and two-reelers and 104 issues of Pathe News. The 88 will comprise 36 two-reel comedies, 13 March of Time issues, 13 Bill Corum Sports Reviews, 13 World on Parade, six Struggle to Live and seven Pathe Topics.

The total of 32 included in the Sports Reviews, World on Parade and Struggle to Live will be produced by Van Beuren. Although they are not included in the announced total, RKO is expected to release at least 12 Walt Disney Mickey Mouse and Silly Symphonies cartoons before the close of next season. The cartoons go to RKO at the completion of the current United Artists contract.

The 36 two-reelers, which will be produced on the coast under the supervision of Lee Marcus, will be divided into six series of six shorts each: Edgar Kennedy, Headliner, Radio Musical, Superba, Radio Flash and Smart Set. Leon Erol probably will be featured in the Superba group, while the Radio Flash and Smart Set units will feature personalities, including Jack Norton, Lucille Ball, Maxine Jennings, Jane Hamilton, Bud Jamison, Edgar Deering, Edith Craig, Billy Gilbert, Vivian Oakland and Edward Kenne.

The Sports with Bill Corum group and the World on Parade series have been increased to 13 subjects each. The latter will feature Alois Havrilla, radio announcer, who will handle the narration. H. L. and Stacy Woodward are the associate producers of the Struggle to Live series.

Revive Silverstone Report as U. A. Head

Reviving an old report, *The New York Times* yesterday rumored the designation of Maurice Silverstone, U. A. head in England, as president of the parent company here.

George J. Schaefer, vice-president in charge of distribution, could not be reached for a statement all of yesterday. His office reported him in a continuously sustained conference.

Hollywood, June 16.—United Artists producers here today denied the Silverstone report. He leaves here Friday for New York and London.

Studio Harmonious, Briskin Tells Men

(*Continued from page 1*)

Berman, Edward Small and Cliff Reid. About 30 of the new season's output now are in various stages of preparation, he stated.

"We are definitely going to spend more money on our production budget than ever before," he informed the men. Briskin also announced the promotion of Robert F. Sisk, who has been associate producer with Cliff Reid, to full-fledged title of producer. He added that Sisk "was coming along in fine shape."

David Loew briefly discussed the two Joe E. Brown pictures he will produce on the 1936-37 program. He said he hopes to bring new stars to the RKO roster.

Roy Disney, business manager for his brother, Walt, told the men that the organization plans to make a minimum of 12 shorts and a feature yearly. He also said that "Snow White and the Seven Dwarfs" will not be ready until the latter part of 1937. He invited the salesmen and other sales executives to the Disney studios next year in the event the company decides to hold its annual sales meetings on the coast.

Disney spoke at length on the merchandising of Walt Disney licensees, stating that last year the manufacturers of toys and other articles did a gross business throughout the world amounting to $35,000,000.

Horne Talks Bobby Breen

Hal Horne, acting in the capacity of representative for Sol Lesser, discussed the business "Let's Sing Again," the first Bobby Breen picture, garnered at the Roxy where it had a two-week run. Bobby was called upon to make a speech. He had to stand on the dais and when he got through telling the men how glad he was to meet everyone, he jumped off the table without assistance. He was applauded generously.

Courtland Smith, president, and Jack Connolly, general manager of Pathe News, discussed the strides made by the newsreel and the scoops in the last year.

George O'Brien, who will star in six outdoor films to be produced by George Hirliman for RKO, talked about "Daniel Boone," the first of the sextet. This will be in black and white.

Bill Corum, sports writer for *The New York Journal* and commentator for the Sports Review, produced by A. J. Van Beuren, promised to make his subjects better next year than in the past.

Depinet outlined the features and short subject lineup, which was followed by a discussion by Jules Levy on sales angles. C. Barret McCormick gave a short analysis on the contemplated publicity, exploitation and advertising campaigns.

Today, the final day of the meetings, will be highlighted by talks by Merlin H. Aylesworth, chairman of the board, and Leo Spitz, president. Levy will invite discussions from the floor on the new lineup and also announce the winners of the Cresson E. Smith-E. L. McEvoy drive. Gifts will be presented with the announcements.

Winding up the convention tonight will be a banquet in the grand ballroom of the Waldorf where a special show will be put on by March of Time.

adio Roster ncludes 61 Name Players

LLYWOOD, June 16.—The produc- roster of Radio, upon which the any will draw for next season's ict, includes 10 associate pro- s, 11 directors and 61 stars and red players.

e 10 associate producers, under upervision of Samuel J. Briskin, president in charge of production, le: Pandro S. Berman, Edward l, Robert Sisk, Cliff Reid, Ed- Kaufman, Lee Marcus, Zion s, Lew Brown, William Sistrom Ernest Pagano. All except Small Brown have been with Radio dur- ne current season.

e 11 directors are: John Ford, Sandrich, George Stevens, ge Nicholls, Jr., Stephen Roberts, am Seiter, Leigh Janson, Albert ll, David Burton, Charles Vidor Fred Guiol. Jean Yarborough Les Goodwins will handle the ion of Radio's comedy shorts, the supervision of Lee Marcus, is in charge of shorts as well as an associate producer.

61 Players Listed

ading the list of 61 name players will appear in the 1936-37 ict of Radio are Katharine Hep- Fred Astaire, Ginger Rogers Lily Pons. A number of new rs have been added for next n. The complete list, in addition e four named, includes:

pert Marshall, Ann Sothern, Barbara yck, Joe Penner, Fred Stone, John Charles Boyer, Joan Bennett, Ed- Arnold, Jack Oakie, Robert Donat, E. Brown, George O'Brien, Bobby , Victor Moore, Burgess Meredith, Dudley, Harriet Hoctor, Georges a, Frances Sage, Joan Davis, Owen Jr., Frank M. Thomas, Sr., Harry Louise Latimer, Harriet Hilliard, akarkas, Jessie Ralph, Barbara Pep- Alan Curtis, Anita Colby, Anne Shir- Gene Raymond, Bert Wheeler and Woolsey, Preston Foster, Eric Blore, Broderick, James Gleason, Helen ran, Margot Grahame, Walter Abel, er Angel, John Beal, Margaret Cal- Moroni Olsen, John Arledge, Lu- Ball, Maureen Delaney, Erik Rhodes, Grable, Jane Hamilton, Maxine Jen- Ray Mayer, Helen Parrish, Willie and Helen Westley.

ien Artists Bill Reported Favorably

ASHINGTON, June 16.—A favor- report on legislation to restrict entry into this country of alien s and other artists was ordered by the House Committee on igration and Naturalization after sentatives of singers had argued ne bill.

e measure was introduced by esentative Dickstein of New , chairman of the committee. Due e approaching end of the session, ver, it is not anticipated that any will be taken to enact the bill aw this year.

o Honor Hershfield

ere will be a midnight supper to- for Harry Hershfield by the York Newspaper columnists at inema Club in honor of his be- g associate editor of *New York,* publication.

More or Less Personal

Abe Balaban, who says he's a man of leisure since he retired from exhibition out Chicago way, dropped in for a chat with Leo Spitz during the morning and afternoon sessions yesterday. He also states he'll be in town for a while and hasn't decided whether to return to Switzerland.

+

Mort Singer, RKO theatre partner in the midwest, arrived yesterday from the coast, a day ahead of schedule. He says now that his gout is gone he's back on the golf links regularly. He also is telling the world about the marriage of his son, Mort, Jr., on the coast June 8.

+

Bobby Breen, star of "Let's Sing Again," exuded plenty of charm and personality as he was introduced to the various field men. His sister, Sally, is with him. He plans to return to the coast Friday.

+

Malcolm Kingsbury, George S. Leisure, William Mallard, Gordon E. Youngman and Robert Dan, lawyers all, were on deck for yesterday's excitement. Bill Savage and Harry Pimpstein had so much work they couldn't attend.

David Loew, producer of Joe E. Brown features, has his say. To the left, Leo Spitz. To the right in the shadows, Jules Levy.

Ben Solomon, Sol Lesser's eastern representative, and Edward Gross, production manager, were paired for lunch, during which they managed to discuss a little business.

+

Lowell Calvert is the only Pioneer representative on hand. And he attends all the business sessions.

+

Leigh Jason, who will direct Lily Pons in "Street Girl," was another unexpected visitor. He dropped in to see Pandro Berman for a minute and left. Jason will head west Friday. In the interim he's conferring with the singer on her next picture for RKO.

+

C. D. Burton of Oklahoma City can be distinguished from the rest of the boys by his Palm Beach suit. Sam Briskin has a light grey outfit, but it doesn't stand out as much as Burton's summer dress.

Samuel Briskin, head of production, addressing the Radio sales convention yesterday.

Pandro S. Berman, who is busier than a bee making honey appeared during the screening of the rushes of several scenes from "I Won't Dance." The scenes shown include Astaire playing and singing "The Way You Look Tonight" and "Pick Yourself Up," which is followed by a dance routine by Fred Astaire and Ginger Rogers. Plenty of applause greeted the rushes after the exhibition.

+

Hal Horne passed out the cigars after Ned E. Depinet announced that Horne would join the company as a producer. Horne later said that the reason the story hadn't gotten out sooner was that he had made an agreement with himself to keep it a dark secret.

+

Mark Plotte is a ribber in his own way. At the Cort Monday night, he unintentionally dug an elbow into the ribs of Bill Horn.

+

Jim Finey is doing a swell job taking down the various speeches and comments from the floor.

+

Roy Larsen of March of Time cut short his 15th Harvard reunion to catch the convention yesterday. Al Sindlinger managed to get in from Pittsburgh just in time for the opening talks.

Roy Disney at the speakers' platform. Phil Reisman in the background. Also Briskin and Spitz.

+

Leon Bamberger has flooded the Waldorf with a number of his sales promotion ideas. He gets his reactions by tabbing the various men during sessions.

+

Emmett Cashman, special representative, brought along the missus from the midwest. Both are New Yorkers looking over familiar spots.

+

Herb MacIntyre is sporting a fancy five and dime watch presented by Cress Ely Smith as a booby prize for March of Time sales. The Woolworth time piece was nicely embedded in a Tiffany box.

+

Joe Heppner is the official photographer. He's all over the place as soon as the business meetings break up.

+

Leland Heyward, representing Katharine Hepburn, paid the convention a surprise visit. He took a squint of "Mary of Scotland," now being edited for a Music Hall showing in August.

+

Courtland Smith is contemplating a trip to Europe. He said he's not sure when he's going, but it may be sometime next month.

+

Ned Depinet was reminded time and again by the men that this is the greatest convention ever held by the company. And are the boys enthusiastic?

+

Rutgers Neilson in his modest way refuses to take a bow for the splendid job he's doing on the publicity end. He says it's all in the day's work. Irving Shiffrin is lending able assistance.

+

Barret McCormick and Howard Benedict haven't much time to talk things over, but yesterday stole a minute or two for a private conclave.

+

Jules Levy is trying to figure out a way to add a couple of hours to the normal day. So far Father Time and Levy can't agree and it looks like the matter will have to be put over until next year.

+

Harry Ross and Claude Saunders of Ross Federal Service greeted the boys as they exited from the morning round. Saunders returned late last week from a trip to Minneapolis, Des Moines, Kansas City and Chicago.

+

Harry Gittleson, who edits *Flash,* the house organ, had his hands full getting pictures of the various groups.

+

Jack Ellis, who wrote a number of songs for the convention, was congratulated on all sides for his lyrics for "I'll Never Let You Go." Fred Astaire and Dave Dreyer collaborated on the music.

+

March of Time, which hosted the conventioneers at "21" last night, will put on the show tonight at the banquet which will wind up the three-day meet.

THE SALUTE OF THE AMUSEMENT WORLD TO A PIONEER IN THE MOTION PICTURE INDUSTRY

Announcing a

TESTIMONIAL DINNER

in honor of

CARL LAEMMLE

Monday Evening, June 22nd, at 7 P.M.

at the Waldorf-Astoria

WILL H. HAYS, Chairman

Eddie Cantor
Louis Nizer
Louis K. Sidney
(co-chairmen)

Auspices: Amusement Division, United Palestine Appeal

Reservations: $25.00 per couple

EXTRAORDINARY ENTERTAINMENT PROGRAM

"Carl Laemmle has displayed in his career of many decades: integrity in his understanding of the responsibilities of the motion picture, devotion to the ideals on which America has grown, loyalty to the people from which he has sprung.

"On his retirement from the industry to whose development he contributed greatly, we, his friends, Christian and Jew alike, wish to honor him for what he has been and what he has done."—WILL H. HAYS.

- -

USE THIS COUPON FOR RESERVATIONS

MR. WILL H. HAYS, Chairman,
Testimonial Dinner to Carl Laemmle,
111 Fifth Avenue, New York City

Dear Mr. Hays:

Enclosed please find check in the amount of $................., for which you will please make .... reser
tions for the Dinner in honor of Carl Laemmle, on Monday evening, June 22nd, at the Waldorf-Astoria.

NAME ....

ADDRESS ....

(Please make checks payable to the United Palestine Appeal)

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ew National roup Seen in ocal Boards

nciliation Idea May End Trade Bodies

new national field organization he industry comparable to, if not ally supplanting Film Boards of le, is viewed as the natural out- th of the local conciliation ds which nine national distribu- have advised the M. P. T. O. A. will aid in establishing.

permanent business secretary will equired for each local board which tablished and indications are that e initial boards function with any ee of success they will ultimately xtended to all 31 exchange cen-

It is believed that the perma- secretaries of the boards will be n from the ranks of present and er Film Board secretaries, much hey were for the local clearance zoning and grievance boards under RA code.

e operating costs of the boards d be borne entirely by distribu- companies, largely because no en- ble means of apportioning as- nents among exhibitors can be de- . The boards probably will be p one or two at a time and only ties where a majority of the local bitors request them. It is be- d that it might require six to nine

((Continued on page 4)

oneer-Selznick Still Seen Merging

OLLYWOOD, June 17.—The impres- persists that Pioneer and Selz- International will combine before departure of John Hay Whitney that the combination will release unit through United Artists with y of the pictures in color.

e reports have Selznick as slated emain in the top spot.

itish Standard Contract Dropped

By BRUCE ALLAN

NDON, June 10. — The standard ract, drafted by a joint committee the Cinematograph Exhibitors' n. and the Kinematograph Rent- Society, but rejected by the gen- council of the C. E. A., is now y to be dropped. Amendments ested to the K.R.S. by the C.E.A. cil have been declared inaccept-

(Continued on page 6)

No Merger Is Aylesworth's Word to Staff

Insists RKO Will Stay In Convention Talk

Definitely discounting rumors that RKO would merge with any other company, Merlin H. Aylesworth, chairman of the board, yesterday told the sales force at its convention that there was no truth to the stories in circulation.

"Last year at the Chicago convention I told you men that the company was not going to merge with Paramount, M-G-M, United Artists or any other company and the same holds true now," he said.

Aylesworth's talk took less than eight minutes, following which he rushed off to his office.

"Yesterday," he stated, "a report came through the grapevine system, not NBC, that I was in and Leo Spitz was out. Then I heard that I was out and Spitz was in.

"As a result, I got together with Spitz and we spent a few hours trying to get to the bottom of the stories

(Continued on page 12)

Spitz Sees RKO in Industry Forefront

With the various departments functioning at top speed, RKO now is definitely on the verge of taking the leadership in the industry, Leo Spitz, president, told the convention forces yesterday. He lavishly praised the heads of various affiliated companies for the fine work they have accomplished in the past year and held that RKO is going places next season.

Admitting he was reluctant to accept the presidency when it was offered him and drop his lucrative legal

(Continued on page 13)

Fox Met Directors Elect Spitz Today

Because Leo Spitz was unable to attend a meeting scheduled yesterday, the board of directors of Metropolitan Playhouses will hold its monthly session today.

Spitz yesterday afternoon spoke to the RKO convention forces. He will be named a member of the Metropolitan board to represent RKO's 20 per cent interest in the circuit, a post which was vacated when Herbert Bayard Swope resigned from the RKO directorate.

New Setup Soon

RKO will be reorganized under 77B by January, or sooner, Leo Spitz, president, told the company's sales force yesterday shortly before the three-day sales meet ended at the Waldorf Astoria.

The parent company today, he said, has upwards of $7,000,000 in the treasury as compared to a depleted exchequer three and a half years ago.

"U" Brings Sales Convention to End

The business sessions of the first sales convention of the new Universal ended yesterday afternoon with an expression of enthusiasm in reply to the closing remarks of James R. Grainger, general sales manager, relative to the selling of the new season's product.

Harry Brandt, president of the I. T. O. A., told the convention, "I have the feeling Universal has straightened out its financial affairs and that it is going ahead." He paid tribute to Charles R. Rogers, vice-president in charge of production.

Grainger discussed at length, in a

(Continued on page 5)

Walthall, Veteran Of Pictures, Dies

HOLLYWOOD, June 17.—Henry B. Walthall, for years one of the most noted of the stars of the silent screen, who entered the world of the screen via the stage and the old Biograph studio, and reached his greatest height of popularity with "The Birth of a Nation," died here today of a chronic ailment. He was 55. Funeral arrangements are being made by the Masonic Lodge of which he was member.

He was rushed to the hospital three

(Continued on page 5)

Warners Sign Deal For RCA Equipment

Warners have closed with the Photophone Division of the RCA Mfg. Co. for use of RCA high fidelity recording equipment at the coast and Brooklyn Vitaphone studios. The contract follows similar deals made last week with Twentieth Century-Fox and Columbia. All three contracts are for 10 years.

Royalties will be based on the run-

((Continued on page 4)

Kennedy Out Of Paramount Soon, Report

Failure to Act Upon His Suggestions Indicated

An unscheduled exit of Joseph P. Kennedy from Paramount is foreseen by authoritative sources close to the company who view his departure as likely momentarily because of a reported disregard of recommendations made in his first interim report which went to the company's board last Friday.

The same sources see Kennedy's withdrawal hastened by the failure of Paramount officials to acquaint Tuesday's meeting of stockholders with at least some sections of his report pertaining to the company's current condition.

Queried yesterday on his future plans, Kennedy stated emphatically that he was not candidate for any Paramount office and had definitely decided not to reenter the film business.

He said that it was his intention to wind up his Paramount activities at "the earliest possible moment," but when pressed for an estimate of how

((Continued on page 4)

Katz Pact Ruling Seen Otterson Aid

Federal Judge Alfred C. Coxe's opinion holding Paramount to be liable for damages for breach of an employment contract held by Sam Katz, former vice-president and director of the company, was viewed in legal circles yesterday as being favorable to the contract status in Paramount of John E. Otterson at this time.

Last June, Otterson was elected to the presidency of Paramount and to the company's board for one year, but was given a five-year employment contract at $150,000 per year. He was not reelected to the board on the expiration of his term at the annual meeting of Paramount stockholders

((Continued on page 4)

Bernhard Named to Warner Directorate

Joseph Bernhard, general manager of Warner theatres, was elected a director of Warner Bros. Pictures at a meeting of the board of directors held yesterday. He has been president of the Warner Circuit Management Corp. for some time.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 18, 1936 No. 143

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Schaefer and Gold Going to the Coast

George J. Schaefer, vice-president and general manager of United Artists, and Harry Gold, home office representatives, will leave for the coast next Wednesday, two days ahead of the convention special. Samuel Goldwyn is slated to depart for Hollywood on June 30.

U. A. will have about 30 features next season, Schaefer stated yesterday, and a number of Walt Disney shorts. Disney, who was scheduled to deliver 18 on the current season's lineup, has delivered only one, "The Three Little Wolves," leaving 17 more to come.

Franchise deals are out and year-to-year contracts will be the policy, Schaefer stated. Negotiations are now under way with Loew's in four towns where United Artists jointly operate theatres.

Para. Gets Jane Froman

HOLLYWOOD, June 17.—Paramount has borrowed Jane Froman from Warners for the leading role in "The Big Broadcast of 1937." The picture is scheduled to start June 22. Jack Benny and other radio stars will also appear. Lewis Gensler is producing.

Purely Personal

GEORGE ROBERTS, district manager with headquarters in Cleveland; TOM BAILEY, district manager with headquarters in Boston; MOE GRASSGREEN, manager of the Albany exchange, and SIDNEY SAMSON, Buffalo manager, all Twentieth Century-Fox men, arrived in town yesterday for product talks with Warner home office executives and SI FABIAN.

•

LOUIS NIZER having luncheon at the Cinema Club yesterday. Also JOHN BOETTINGER, WALTER TRUMBULL, SIEGFRIED HARTMAN, GUS EDWARDS, ABE FEINBERG, PAUL BENJAMIN, LOUIS K. SIDNEY, HARRY HERSHFIELD, AUSTIN KEOUGH, LOUIS PHILLIPS, SAUL ROGERS and GORDON WHITE.

•

SAM COHEN of the United Artists foreign publicity department leaves for Hollywood by train today to remain there for the company's annual sales meeting starting June 30.

•

MOE SILVER is due from Albany today. He was in town yesterday and returned home to meet his wife returning from the coast. He's Warners theatre head upstate.

•

HENRY FONDA sailed for England on the *Normandie* yesterday to appear in "Wings of the Morning" which ROBERT KANE will produce for New World.

•

LOUIS and MEYER SCHINE and GEORGE LYNCH of the Schine circuit arrived yesterday from Gloversville. They expect to stay until Saturday.

•

ALBERT WARNER, who has been attending the western and southern sales convention of Warners in Chicago, came in by plane yesterday.

•

LEONARD PALUMBO of the Warner home office publicity department, has been elected secretary of the Tuckahoe Volunteer Fire Dep't.

•

GEORGE E. BROWNE, head of the I.A.T.S.E., will arrive from Chicago this morning to attend the Louis-Schmeling fight.

•

MAX MILDER, managing director of Warners in England, will reach New York Monday on the *Queen Mary*.

•

CLAUDE EZELL arrived from Dallas yesterday and dropped in at the RKO and Universal conventions.

•

CHICK EVENS, manager of Loew's, St. Louis, will arrive in New York next week for a vacation.

•

COURTLAND SMITH, president of Pathe News, will sail on the *Normandie* July 1.

•

BARNEY BALABAN is scheduled to return to Chicago today.

•

DAVE LOEW now plans to return to the coast Monday.

•

JULES RUBEN is another visitor from Chicago.

•

M. B. SHANBERG is in town from Kansas City.

•

KARL HOBLITZELLE left for Dallas yesterday.

HERMAN ROBBINS, AL SANTELL, BOB O'DONNELL, SAM DEMBOW, WILLARD MCKAY, TOBY GRUEN, just back from the coast via the Canal; FRANKIE JAMES, Mrs. HAL HORNE and Mrs. SAMUEL J. BRISKIN among those at "21" yesterday. Also "PAN" BERMAN who, on inquiry and without pressure, began to rave about his child, recently born. SANTELL left for Hollywood yesterday to prepare direction of "Winterset" for Radio.

•

DOROTHEA BRANDE has sold her non-fiction book, "Wake Up and Sing," to Twentieth Century-Fox for filming, and WILLIAM LIPMAN and FREDERICK STEPHANI have sold the original screen story, "Love Is News," to the same company.

•

DAVID R. BLYTH, Warner supervising manager in India, Java and the Straits Settlements is in New York for home office conferences and a vacation from his duties in the Far East.

•

JOE FELDER, formerly handling circuit accounts at the local Republic exchange, has been promoted to special home office representative. He started his new duties last Monday.

•

EUGENE SCHOSBERG of Panama, assistant manager of Paramount's office there, is the father of a son, according to word received at the home office.

•

RAE and FREDDIE SCHADER are in from Detroit and plan to stay for a time. Their car and dogs are here, too.

•

MAX MILDER, Warner British executive, is due in Monday on the *Queen Mary*.

•

DAVID BUTLER, Twentieth Century-Fox director, is en route to New York for a brief vacation.

•

JOE MOSKOWITZ returns tomorrow from a 10-day vacation.

Mundus Ends Sales In American Market

Mundus Pictures, a United Artists subsidiary organized last year to distribute approximately 10 British-made pictures in this country, will not function next season and the company probably will be dissolved.

A number of reasons are given by United Artists officials for the abandonment of Mundus' operations, among them the expiration of the company's distribution deal with British & Dominions under which it was to distribute approximately seven of that company's pictures in America. It was also pointed out that with Alexander Korda having become a United Artists partner the production policy of London Films was altered, eliminating from its schedule the "B" type picture from which Mundus made its selection of London Films product.

Mundus has become inactive already, as a result of which "The Girl from Maxim's," the last of the London Films productions designed for the United Artists subsidiary, was sold recently to J. H. Hoffberg by Korda's company.

Additional $140,000 To G.T.E. Lawyer

WILMINGTON, June 17.—The petition of U. S. Senator Daniel O. Hastings of Delaware as receiver for General Theatres Equipment, Inc., for a allowance of additional legal fees totaling $140,000 was granted by Chancellor Josiah O. Wolcott in Chancer Court here today. No opposition wa voiced.

The additional allowances include $62,500 for Hastings as receiver an $77,500 for the law firms of Marvel Morford, Ward and Logan, of Wilmington, and Hughes, Schurman an Dwight, of New York City, wh served the receiver during four year of the receivership.

Hastings already has received $62,500 as receiver and the two law firm an aggregate of $80,000. The additional allowance also includes a $35,000 contingent fee for services in th case involving the receiver and All Continent Corp.

The allowance also provided fo payment of $1,195.09 to Hughe Schurman and Dwight for disbursements made in the interest of the receivership estate.

Film Daily Golfing Prizes Hit New Hig

Prizes and souvenirs for participan in *The Film Daily's* Golf Tournamer at Glen Oaks, Great Neck. June 2 mounted to a new high level yesterda

Dupont will give each registrant deck of bridge cards. Jules Brulato is supplying a leather zipper bag, pl a lock, to winners of the foursome Consolidated Film Industries, Inc., donating a gold putter to the winne of the putting contest. Each man the dinner, the big event of the evening, will get a Mickey Mouse ru manufactured by Alexander Smit carpets. Columbia has arranged f distribution of novelties, a stereoscopi gadget. Charles Casanave of Amer can Display is supplying posters an signs and Morris Lieberman, bar ners.

Standing Replaces Ston

HOLLYWOOD, June 17.—Sir Gu Standing will play the leading role i Richard A. Rowland's production "I'd Give My Life," instead of Lew Stone, previously announced. Ston has prior commitments at M-G-M his home studio and could not mak the starting date, June 17. Edwin I Marin will direct and Paramoun will release.

Wurtzell Gets Tibbett

HOLLYWOOD, June 17.—Sol Wurtzel will produce the Lawrenc Tibbett picture, "Love Flight," fo Twentieth Century-Fox. John Ston will supervise and Otto Ludwi Preminger will direct. Arthur Treacher and Slim Summerville are th only castings so far. Filming star Aug. 15.

Laemmle Deal Held Up

HOLLYWOOD, June 17.—The Unite Artists deal with Carl Laemmle, J has been held up pending the return Samuel Goldwyn.

Riskin Option Exercise

HOLLYWOOD, June 17.—Columb today took up Robert Riskin's optio for two years.

THE PICTURE OF THE WEEK

With its celebrated star heading what the *N. Y. Times* calls 'one of the grandest collections of supporting players ever gathered together', Warner Bros.' 9th successful Cosmopolitan Production,

MARION DAVIES in "HEARTS DIVIDED"

was launched this week to the accompaniment of such plaudits as 'beautiful', 'delightful', and 'a cinematic treat.' As rich in mounting and entertainment as it is in cast names, this Frank Borzage production enlists the adroit services of Dick Powell, Charlie Ruggles, Claude Rains, Edw. Everett Horton, Arthur Treacher, and the Hall Johnson Choir. Released by First National June 20th.

New National Group Seen in Local Boards

(*Continued from page* 1)

months to establish the boards on any comprehensive national scale.

The conciliation committees which will attempt to adjust all complaints brought before the boards will be made up of local industry men, familiar with local trade practices and problems. Indications are that the membership of the boards will vary from two to eight officials, dependent upon the size of the exchange territory in which they are located and the number of complaints likely to be filed. Representation on the boards as between distributors and exhibitors or affiliated or independent interests is said to be immaterial inasmuch as the board's findings will not be enforceable without an agreement between any disputants involved in a complaint.

The chief function of the boards will be to conciliate differences between complainants. They are expected to operate in much the same manner as Federal labor conciliators who have been particularly successful in adjusting industrial strikes, although they are entirely without authority to enforce their decisions. Even the most enthusiastic advocates of the boards among M. P. T. O. A. leaders admit that the agencies may prove to be useless for all practical purposes in solving trade practice problems, but they point out that the boards are the only agency for the handling of genuine industry complaints which have been suggested since the demise of NRA.

Held Worthy of Trial

"They may not work but they're worth a trial," one M. P. T. O. A. officer observed. "It's either the local agencies or nothing."

The principal functions of the boards, if they are successful, are counted upon by the M. P. T. O. A. to solve most of the problems involved in the designation of an excessive number of play dates, the forcing of shorts, unreasonable clearance, overbuying, unfair and cut-rate competition and non-theatrical competition. They are expected to decide the questioned suitability of pictures for Sunday showing in line with their handling of complaints on designated playdates and also rule on whether an exhibitor has been overloaded with designated playdates or short subjects in the course of his picture buying.

If, as is expected, the new local agencies eventually take over the work of the Film Boards, that work would, of course, be handled separately by the board secretary and his staff. When established, they could easily assume such Film Board functions as fire inspection, investigation of requests for free film supply, recording changes of theatre ownership, contacting local censor boards and civic organizations and maintaining a point of contact on adverse legislation of a local character.

The actual establishment of the boards rests at this point with the distribution companies which must bear the expense of their maintenance. It is assumed that the distributors who have approved their establishment in discussions with the M. P. T. O. A. will devise means of setting up the first of the boards shortly after July 1. Some of the distributors, for legal or other reasons, are understood to be prepared to participate in the boards' functions only with qualifications as to the type of complaint on which they will seek adjustments. Some companies are understood to be excepting clearance complaints, for example, but are agreeing to participate in attempted conciliations of any other type of complaint.

Katz Pact Ruling Seen Otterson Aid

(*Continued from page* 1)

on Tuesday. The board is scheduled to meet in the near future for the annual election of officers, in accordance with the company's bylaws. If Otterson is not reelected to the presidency of the company at that time, legal observers say that his status will be that of an untitled contract employe unless special duties are assigned to him or a settlement of his contract, which has four years to run, is made. If these alternatives are not met, attorneys say, Otterson, on the basis of Judge Coxe's opinion, would have an unassailable claim against the company for breach of contract.

Katz's claim was filed against Paramount in the company's bankruptcy proceedings for $265,498 and interest, based on his three-year contract dated Jan. 1, 1932 which provided for a salary of $2,500 a week and certain stock purchase options. In opposing the claim, counsel for Paramount set up as a defense Section 60 of the N. Y. Stock Corporation Law, which they claimed authorized the removal of Katz at any time without subjecting the company to liability for damages for breach of contract. Special Master John E. Joyce ruled in favor of Paramount.

Finds Issue Undetermined

Samuel Spring, attorney for Katz, filed exceptions to Joyce's report and brought the case before Judge Coxe. In his opinion reversing Joyce, Judge Coxe observes that the question has never been passed upon by the N. Y. Court of Appeals but "in that court it seems to have been assumed that corporate employment contracts for fixed terms were valid and enforceable." He cites several lower court decisions which "show an unmistakable trend against the contention of the trustees (Paramount.)"

"I do not think," Judge Coxe writes, "that Section 60, in authorizing the withdrawal from an employe of corporate powers, permits the directors completely to obliterate a contract obligation entered into by the corporation....It is said for the trustees (Paramount) that the grant of power to remove carries with it the right to exercise the power without penalty. There is, however, a clear distinction between the right to terminate a contract and the right to deprive an officer or employe of corporate powers which have theretofore been given him. And without some specific statutory authority to terminate, I do not believe that any such right as contended by the trustees existed. I hold, therefore, that Section 60 did not authorize the removal of the claimant without subjecting the company to liability for damages for breach of contract."

Kennedy Out Of Paramount Soon, Report

(*Continued from page* 1)

much time this might require he said that he could not say "definitely."

It was learned, however, that Kennedy plans to leave today or tomorrow for his summer home at Hyannis, Mass. Whether or not he will complete his final report for the Paramount board there or abandon his study of the company at this stage without making a final report was a subject of much conjecture yesterday in official and financial circles associated with Paramount.

Official sources commenting on Kennedy's present position pointed out that his report, as is now generally known, called for the resignations of board members identified as leaders of discordant factions as a basic condition for achieving a properly functioning administration for Paramount. It was also stated that Kennedy had even made the resignations a condition to his proceeding further with his Paramount study. No resignations from the board have been received since the report was submitted last Friday.

Fortington, Hertz at Odds

H. A. Fortington and John D. Hertz reputedly have been heading opposing camps on the Paramount board for several months past. Fortington recently resigned as chairman of the company's executive committee, but according to friends of the English financier he has no intention at this time of resigning from the board before the expiration of his term in 1938. Hertz's term expires next year and he, too, is said to be determined to stick it out. In recent months the Lehman Bros. partner has been recognized as the "stormy petrel" of the Paramount board. It was primarily at his insistence, however, that the board retained Kennedy for the company survey.

Stanton Griffis of Hemphill, Noyes, an associate of Floyd B. Odlum and the Atlas head's attorney, Edwin L. Weisl, is reputed to be in the ascendancy in influence in Paramount, although he is a comparative newcomer. Weisl, without official position in Paramount other than his legal association, is also identified as a prime mover in board policies and activities.

Screen Playwrights Officers Elected

Hollywood, June 17.—At their first meeting, the directors of Screen Playwrights, Inc., today elected Grover Jones, president; William Slavens McNutt, first vice-president; Bess Meredyth, second vice-president; Frank Buter, treasurer, and William Conselman, secretary.

There were 93 applications for membership considered.

Building Bill Beaten

Boston, June 17.—The House has shelved the bill calling for a new building code in this city. Theatre men had worried about its drastic provisions for fire-resistant materials.

Warner Sidelights

Chicago, June 17.—Lapel watche were given to the delegates at th meeting here. M-G-M and Twentiet Century-Fox men also got lape watches when attending sales meeting here this year. Hal Roach gave timepieces to the M-G-M boys while So Lesser was the donor to the Fo men.

✚

A. H. Blank and son, Ray, fron Des Moines, attended several sessions They report business in the tall cor state as being better than average.

✚

Sam Clark flooded the local newspapers with pictures and copy. It wa surprising how much was used.

✚

James E. Coston, Charles Ryan Sid Stein and Harold Marisch o the Warner theatre department attended.

✚

Tom Gilliam is receiving the wel wishes of everyone for his promotio Same goes for Leo Blank who appointed Tom to take his place whe he was made district manager.

✚

The gang will still laugh about th comment Jack Warner made regarding Clark Gable's lovemaking i "Cain and Mabel" weeks after th convention is history.

Warners Sign Deal For RCA Equipmen

(*Continued from page* 1)

ning time in theatres, rather than o an arbitrary charge per reel. Original foreign language versions mad in this country will cost 50 per ce of the domestic recording fee, wit no additional royalties required fo recording trailers or for dubbing c sound in this country. On a pictur recorded here, a single fee covers distribution throughout the world.

Most of the new equipment is e route to the coast studio and is bein installed and wired without cost t Warners. Included in the apparatus t both the coast and Brooklyn plan are a number of mobile sound re cording systems mounted on truck studio sound recording and re-recording equipment and projection machine

Warner Planing East

Chicago, June 17.—Albert Warn left for the east by plane this afternoon after having treated the members of his organization here to a ga party at Chez Paree night club la night. He announced at the meetin that "The Green Pastures" would b available for Chicago showing Aug. 1

Warner Club on Outing

Warner Club members leave th morning for their annual boat rid about 1,200 strong. They embark c the *Peter Stuyvesant* for Playlan Rye Beach, at 9 o'clock, with arriv there scheduled for 12:30. Dinner to be served at the Casino at 5:30 ar the return trip will be begun at o'clock.

Warner Studios Busy

Hollywood, June 17.—Warners a maintaining a heavy shooting schedul Fifteen features are in work. Seve are shooting, and eight are being prepared for early production.

"U" Brings Sales Convention to End

(*Continued from page* 1)

osed session, the new lineup and its elling, including the 42 features lanned and the 65 single-reel shorts, hich were taken up separately. The vo-reel thrill subject, which will be roduced by Charles E. Ford, editor f Universal Newsreel, will be titled You Can't Get Away With It," and ill deal with the fight against crime eing waged by the Dep't of Justice.

The dual feature situation was given s the reason for the dropping of all ther two-reelers for the coming sea- on.

Grainger made special mention of ose exchanges which so far this ear have exceeded the sales record f the same period last year. He in- roduced James Hobbs, manager of e Charlotte branch, and C. C. Crad- ock of Portland, Ore., which is lead- g in sales. Siegfried Wittman was e winner of the district managers' rize for the year.

Robert H. Cochrane, president, ex- ressed the hope that Universal will e able to hold its convention next ear on the coast.

Private sessions will be held today f the district and exchange mana- ers only.

Experiment with Color

Universal is understood to be ex- erimenting with a new color process, elco, which was tried out at the exas Centennial in Dallas last week. t is understood Universal is financ- g the inventors, Robert Hoyt and eon Ungar. The process, said to be radical departure from those now use, and to solve the problem of ost and time in turning out finished rints, is to undergo further tests.

"U" Ends Convention By Dinner at N.Y.A.C.

At the beefsteak dinner held last night in the New York Athletic Club, James R. Grainger, general sales manager of Universal, was presented with a desk set and a scroll carrying the names of all the members of the "U" sales organization.

About 240 attended the affair including not only the Universal home office executive staff from J. Cheever Cowdin and R. H. Cochrane down but also the men from the field as well as a number of guests. Among the latter were: Whitford Drake, Herbert J. Yates, Ted Curtis, William German, Jack Alicoate, Martin Quigley, Terry Ramsaye, James A. Cron, James P. Cunningham and Red Kann.

Milton Schwarzwald, producer of Mentone musicals for the company arranged the entertainment program which included Nick Lucas, Jay and Lou Seiler, Selden & Endler, Henry Youngman, Bill Ames, Jay C. Flippen, Buck & Bubbles and others. Joe Gershenson led the orchestra.

It was a rousing party, full of beef and beer and good cheer.

Dinner Committee Meets

Further details on the entertainment program and the sale of tickets were discussed yesterday at a meeting of the committee on arrangements for the dinner to Carl Laemmle at the Waldorf-Astoria Monday night. The dinner will be held under the auspices of the amusement division of the United Palestine Appeal.

Weinberger to Build

Moe Weinberger, former exhibitor, plans to build a 600-seat house at Rogers Ave., Brooklyn.

Walthall, Veteran Of Pictures, Dies

(*Continued from page* 1)

weeks ago, when he was taken ill suddenly on the set of Warners' "China Clipper." During the 26 years in which Walthall appeared on the silent and talking screen, he appeared probably in 100 or more pictures, playing under the banner of almost every company in the industry at one time or another. His fame had somewhat dimmed in recent years, yet he still was recognized as one of the most capable of character actors, and in the past year or two had been seen in a number of pictures, with several scheduled for the new season.

Walthall was born in Shelby City, Ala., in 1881. His early experience was on the stage. From a road company which had just completed a tour with "The Great Divide," Walthall walked into the Biograph studio in New York, where D. W. Griffith was the producer, in 1910, and there began his long and successful screen career. With the select company which included Mary Pickford, Owen Moore, Jack Pickford and Tony O'Sullivan, Walthall went to California with Griffith. In 1911, he joined Reliance, formed by Charles O. Bauman and Adam Kessel, but later returned to the Griffith lot.

Then in 1915, as the little colonel in Griffith's "The Clansman," which was retitled "The Birth of a Nation" before its general release, Walthall attained the fame which has attached to his name ever since.

His first pictures were made for First National, Selznick, Pro-Dis-Co., Tiffany-Stahl, Schulberg, Truart, Fox and Rayart.

Among the more important pictures in which he played in the earlier years were "The Scarlet Letter," M-G-M; "Love Me and the World Is Mine" and "Freedom of the Press," Universal; "Wings," Paramount; "Black Magic," Fox; "The Bridge of San Luis Rey," M-G-M; "Jazz Age," Radio; "Blaze o' Glory," Sono Art-World Wide; "Abraham Lincoln," United Artists.

In 1934, he appeared in "Viva Villa," and "Men in White," for M-G-M; "Judge Priest" and "Helldorado" for Fox; "The Scarlet Letter," Majestic, and "Beggars in Ermine," Monogram. In 1935 Walthall appeared in "Dante's Inferno" for Fox.

A few weeks ago he completed his role in "Hearts in Bondage" for Republic, and was working in "China Clipper" when he was stricken. Both pictures are on the company schedules for the 1936-37 season.

Among "U" Men

Charles R. Rogers celebrated his 23rd wedding anniversary yesterday and R. H. Cochrane observes his 34th anniversary today.

✚

Most of the conventioneers went up to the Little Carnegie Playhouse to see "My Man Godfrey" and waxed enthusiastic over it.

✚

James R. Grainger was apologetic for the first time.

"I don't want you fellows to think I've gone literary on you, but I want to tip you off about a great book. It's 'Time Out of Mind,' by Rachel Field."

He said he had read it three times.

Columbia Shifts Casts

Hollywood, June 17.—Henry Mollison has replaced Thomas Mitchell in "Adventure in Manhattan."

Cosmo-Sileo

Beefsteak at the New York Athletic Club last night which brought Universal's sales convention to a close.

Spanish Fund Releases May Not Aid Films

BARCELONA, June 1. —American and other foreign film distributors in Spain were stirred by the recent announcement of the Centro Oficial de Concatracion de Moneda (official central bank) that 150,000,000 francs would be released to cover debts abroad of Spanish interests, but so far they have been unable to figure out how much film interests will interests will benefit.

Developments to date indicate that the Government's plan is designed to facilitate cotton imports and to aid other "basic and essential industries." Four classifications have been made with films coming last.

* * *

Jacques Edelstein, managing director of M-G-M, has been carrying on negotiations with the Centro de Concatracion authorities in Madrid in an effort to secure an allotment of some proportion of the 150,000,000 francs to film companies on applications pending for a long time.

Most of the film money held in Spain is in dollar accounts, but the Artistas Asociados, S.A.E., (United Artists) accounts are in French currency. This would give this company a legal basis for applying for the exportation of francs under the release now planned, since it could produce the required certificates of origin.

* * *

A visit of Luis Diaz Amado, secretary of the Consejo de Cinematografia, to Barcelona has led to the impression that a representative of American distributors may be placed on the board in Madrid.

* * *

The Paramount publicity bureau headed by Antonio Perez Zamora made a tieup with Sila, the principal dairy distributor, on "The Milky Way" that attracted general attention. About 32,000 printed outlines of Harold Lloyd's head were distributed among school children with an invitation to fill in with colors. About 3,000 of them were exceptional. Ten passes daily were distributed as awards.

* * *

Because Spanish audiences object to tragic endings "Clemencia," produced in Mexico, underwent changes at the British Acoustics Studio. Where difficulties in matching voices was encountered on dialogue music was substituted. This is regarded as another step toward Spanish production.

* * *

Sydney Nahon, who acted for a German group which financed the first run showing of "Modern Times" at the Tivoli and the second run at the Kursaal, is credited with having netted more than 100,000 pesetas, or 200 per cent on the initial investment. He is reported to be negotiating with the same syndicate for the construction of a studio on the Mediterranean as a center for the production of Spanish films.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Border Patrolman"

(Sol Lesser-Twentieth Century-Fox)

HOLYWOOD, June 17.—Against a thrill-action background which adds unique interest to the film's romance, comedy and drama, this is a modernized version of "The Taming of the Shrew" premise. The combination of class production, convincing acting and intelligent direction give the show character that should prove attractive to every day theatregoers. The original screen play by Dan Jarrett and Ben Cohn is well put together. The plot is established quickly and, to the tune of exciting suspense, all the elements move with zip and speed to a logical conclusion.

The story is set in a stylish desert resort along the Mexican border. Patrolman George O'Brien resigns from the service when he is unable to do anything about Polly Ann Young's lawbreaking, she being a wealthy, spoiled playgirl. He is hired by Miss Young's grandfather, William P. Carleton, to knock some sense into the girl's head. She is remorseful for having caused O'Brien to quit his Government job and romance is suggested. This takes an odd twist when Roy Mason, a smuggling czar, informs Miss Young of Carleton's intention in hiring O'Brien. To put O'Brien in his proper place, Miss Young becomes involved with Mason's mob, but, as O'Brien gets wise to the goings on. he intervenes with a series of chases, in autos and afoot across the desert, plus several exciting hand to hand battles, to frustrate Mason's plot and save Miss Young from criminal implication.

The performances of O'Brien, Miss Young and Mason meeting all expectations, the work of the supporting cast, principally Smiley Burnette, Mary Doran, Al Hill, Tom London, Al St. Polis and Carleton is effective in the yarn's development.

A clean, wholesome picture throughout, it is directed by David Howard with dexterity, assuring audiences plenty of exciting entertainment and showmen many easily adaptable explotiation leads.

Production Code Seal, No. 2,339. Running time, 60 minutes. "G."

"Trailin' West"

(Warners)

HOLLYWOOD, June 17.—The Civil War secret service slant makes this western a little different and gives exhibitors a new exploitation angle. Dick Foran, a Union officer, is sent to the wild west on undercover duty. The gang which is raiding gold shipments pursues him and steals his credentials. Foran thwarts a stagecoach holdup and rescues Paula Stone, who turns up later as a dance hall girl in gang headquarters, where Foran, on the trail of the stolen papers, takes a job as professional gambler. There follow a number of fast action sequences until Foran finally exposes the villain using his papers, saves the gold shipment and gets the girl, who, incidentally, is also an undercover agent using her dance hall job as a blind.

Bryan Foy produced most creditably for this type of entertainment. Noel Smith's direction is rapid and sure. Robert Barrat's impersonation of Lincoln is excellent. There is also a good cast of experienced western favorites, including Addison Richards, Joseph King, Eddie Schubert, Joseph Crehan, Henry Otto, Frank Price, Carlyle Moore, Jr., Tom Wilson and Jim Thorpe. The screen play by Anthony Coldeway has better-than-usual dialogue and the photography by Sid Hickox adds considerably to the value of the production.

Production Code Seal, No. 2,224. Running time, 62 minutes. "G."

"Pony Express" the First

"The Pony Express" will be the first serial Weiss Prod., Inc., will make for the new season, according to Louis Weiss. George M. Merrick and Bob Lively are at work on the script. A 15-episode serial is to be released every 14 weeks.

Traffic Group Sees Film

About 800 persons identified with the traffic safety movement were guests of Paramount at a special screening of "And Sudden Death" at the Paramount Theatre yesterday at 9:30 A. M.

M-G-M-Schine Sign

William F. Rodgers, general sales manager of M-G-M, has closed with the Schine circuit of 65 houses in New York and Ohio for next season's product. Meyer Schine and George Lynch represented the circuit on the deal.

Taggart M-G-M Director

HOLLYWOOD, June 17.—Errol Taggert has been signed as a director with M-G-M. His first assignment is "The Whispering Window," Cortland Fitzimmons mystery story to be produced by Sam Marx.

Christie Report Set For June 23 Hearing

LOS ANGELES, June 17.—A final hearing on the report of Referee Hugh L. Dickson on the bankruptcy of Christie Film Co. will be made June 23.

The report shows receipts of $9,505.14, disbursements of $3,693.47 and a balance on hand of $5,811.67. Total claims approved and allowed have been $227,096.19.

Applications for fees have been made as follows: Horace K. Bachelder, trustee's fee, $10; Walter C. Durst and Raoul Francoeur, trustee attorneys, $850; David Schwarts, special counsel for trustee, $500.

British Standard Contract Dropped

(Continued from page 1)

able by the distributors. Main points of contention, it is understood, are clauses giving the distributor rights to impose stringent terms of payment and to have unlimited access to theatre box-offices for the purpose of checking receipts.

* * *

Robert T. Kane says the second production of New World Pictures, producing for Twentieth Century-Fox world release at Denham studios, will be "Under the Red Robe," from the Stanley Weyman novel, previously filmed as a silent by Cosmopolitan. Lajos Biros is working on the script with Philip Lindsay, historical novelist.

* * *

Studio shooting on New World's first, in all-Technicolor, "Wings of the Morning," has started at Denham. Four days were spent at Epsom.

Franken for "Covenant"

HOLLYWOOD, June 17. — Samuel Goldwyn has engaged Rose Franken to do the screen adaptation of "Covenant With Death," an original by John Balderston. Merle Oberon will be starred.

Wall Street

Fractional Changes on Board

	High	Low	Close	Net Change
Columbia, vtc	35	34¼	35	+ ¼
Consolidated, pfd .	16⅜	16¼	16¼	.....
Eastman Kodak.	168	167¾	168	+ ½
Eastman, pfd	164	164	164	.....
Loew's, Inc.	45¼	45	45	.....
Paramount	8⅝	8⅛	8¼	— ½
Paramount 1 pfd.	66½	65⅞	66	.....
Paramount 2 pfd.	9¾	9¼	9¾	+ ⅛
Pathe Film	7⅜	7⅛	7¼	.....
RKO	5¾	5⅝	5⅝	— ⅛
20th Century, pfd.	36	36	36	.....
Warner Bros.	9⅞	9¾	9¾	— ⅛

Slight Drop on Curb

	High	Low	Close	Net Change
Sentry Safety	11/16	11/16	11/16	.....
Sonotone	2¾	2¾	2¾	.....
Technicolor	28½	28	28	— ⅛
Trans-Lux	3⅞	3⅞	3⅞	— ⅛

RKO Bonds Gain a Point

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ctf	26⅝	26½	26½	.....
Loew's 6s '41 ww deb rights	97	96½	96½	— ½
Paramount B'way 3s '55	59	59	59	.....
Paramount Pict. 6s '55	89½	89¼	89¼	.....
RKO 6s '41 pp....	64	64	64	+1
Warner Bros. 6s '39 wd	94	93½	93½	— ⅜

(Quotations at close of June 17)

BOYS, HERE ARE THE COMING CHAMPIONS!

JUST A FEW OF THE KNOCKOUTS ANNOUNCED AT THE UNIVERSAL CONVENTION!

round one:

Joan Bennett and Joel McCrea in
"TWO IN A CROWD"

Directed by Alfred Green, who directed Bette Davis to an Academy Award in "Dangerous!" Produced by E. M. Asher. CHARLES R. ROGERS, Executive Producer

round two:

"HIPPODROME"

Brilliant! Spectacular! Mighty Musical! Based on the gigantic shows that made the New York Hippodrome a landmark of legend!...Produced by MORRIE RYSKIND ...CHARLES R. ROGERS, Executive Producer. With the great R. H. Burnside himself as collaborator and technical advisor!

round three:

Victor McLaglen and Binnie Barnes in
"A FOOL FOR BLONDES

He won the Academy Award for Best Performance in "The Informer!" He starred in "Under Two Flags!" Now watch him in this picturization of "Big", Owen Francis' sensational Liberty Magazine story! Directed by JOHN G. BLYSTONE

round four:

"EVERYBODY SINGS"

All-star musical! Hit Tunes! Gorgeous girls! Produced by Academy Award Winner LOU BROCK ("So This Is Harris" - "Flying Down To Rio"), the first producer who teamed Fred Astaire and Ginger Rogers! . . . Directed by RALPH MURPHY

round five:

The Most Distinguished Novel of 1936

"TIME OUT OF MIND"

Rachel Field's prize-winning book was so designated by leading American critics and book-sellers. A Maine town girl who sacrifices a whole lifetime of devotion for one hour with the man she loved since childhood!

round six:

IRENE DUNNE as "MADAME CURIE"

From the amazing novel by her daughter, Eve Curie! A book that will sweep the world! More thrilling than fiction! The true life story of the woman whose love was as deep as humanity!

round seven:

"FLYING HOSTESS"

with JANE WYATT

It's in the air! It echoes the headlines! Breath-taking, heart-stopping drama! Glorious girls who daily risk their lives—and whose story has never been told!

round eight:

A JEROME KERN MUSICAL

"MELODY LADY"

A big, all-star, super-production by the renowned composer of "Show Boat!" From a famous story by Earl Derr Biggers! CHARLES R. ROGERS, Executive Producer

round nine:

"RENO IN THE FALL"

With a great cast including HENRY FONDA, star of "Trail of the Lonesome Pine"! The lowdown on the gaiety and heartbreak in America's most famous matrimonial hot-spot!

round ten:

AN EDWARD ARNOLD PRODUCTION

He established the finest characterization of the screen in "Diamond Jim"! Wait till you see him in his next—a special release based on one of the greatest story properties of the year!

round eleven:

A JAMES WHALE PRODUCTION

Another smash box-office record-breaker from the man who directed "Show Boat"! Watch the coming announcements for his next mighty classic!

round twelve:

A. A. MILNE'S "FOUR DAYS WONDER"

Others clamored for this world-famous story! We got it! With an all-star cast including JEANNE DANTE, young acting sensation of Broadway!

round thirteen:

"ROXANA"

By CLARENCE BUDINGTON KELLAND, author of "Mr. Deeds Goes To Town", "The Cat's Paw" and "Strike Me Pink!" He only writes hits! From his Saturday Evening Post serial—and now a best selling novel!... Produced by EDMUND GRAINGER

round fourteen:

"The LUCKIEST GIRL in the WORLD"

Women voted this Ladies Home Journal story ("Kitchen Privileges") the best in years! Read by millions! Ann Jordan, author! Walter Lang ("Love Before Breakfast), director! Nuff sed!

round fifteen:

JACK LONDON'S KNOCKOUT "SON OF A CHAMPION"

A famous story by a famous author! Drama for the roaring crowds! A crashing love story for the women! One of this great writer's greatest!

Full speed ahead with the new UNIVERSAL

'Number"Gets $8,900 for 9 Days in K. C.

Kansas City, June 17.—The best mparative showing for a week that as disappointing at the bulk of first ns was made by "Private Number" the Fox Uptown. The picture took ,900 in nine days, compared with ,800 average, and was held.

The big money went to "Brides Are ke That" plus the "Folies Comique Paris" on the stage at the Main- reet, attracting $10,800 to go over r by $1,800.

In its second week at the Tower he King Steps Out" did a neat erage of $7,000. "Sins of Man" at e Midland brought in $6,800, well low $11,500 par, while "The Har- ster" faded to $4,900 at the New- an, $2,100 under average.

Two days of Tom Mix's circus, two t days, races, and radio attention the Republican convention helped ep grosses down.

Total first run business was $38,400. verage is $39,300.

Estimated takings:

Week Ending June 11:

'BRIDES ARE LIKE THAT" (W. B.)
MAINSTREET — (3,100), 25c-35c-50c, 7 ys. Stage: "Folies Comique de Paris." **ross:** $10,800. (Average, combination bill, ,000)

"SINS OF MAN" (20th-Fox)
MIDLAND — (4,000), 25c-40c, 7 days **ross:** $6,800. (Average, $11,500)

"THE HARVESTER" (Republic)
NEWMAN — (1,900), 25c-40c, 7 days. **ross:** $4,900. (Average, $7,000)

"THE KING STEPS OUT" (Col.)
TOWER — (2,200), 25c-35c, 7 days, 2nd eek. Stage: Starr, Caits and Ditson; he Grenadiers and Louise Healy, and ack Cogswell's Harmonic Band. **Gross:** ,000. (Average, $7,000)

Week Ending June 12:

'PRIVATE NUMBER" (20th-Fox)
UPTOWN — (2,000), 25c-40c, 9 days **ross:** $8,900. (Average, 9 days, $4,800)

'SonsO'Guns",Band Pittsburgh's Best

Pittsburgh, June 17.—Business in e downtown section has been look- g up. At the Stanley, Ozzie Nelson nd Harriet Hilliard on the stage ave "Sons o' Guns" the impetus nec- ssary to carry it to a strong $19,000, hile at the Alvin a revival of "A onnecticut Yankee," on a double bill ith "The Devil's Squadron," was ood for a very nice $5,200.

"Bullets and Ballots" managed to et a fairly satisfactory $10,500 at he Penn. The Warner had a satis- actory week, getting around $4,150 ith "Forgotten Faces" and "Speed."

Total first run grosses were $38,850. verage is $35,000.

Estimated takings for the week end- g June 11:

A CONNECTICUT YANKEE" (20th-Fox)
"THE DEVIL'S SQUADRON" (Col.)
ALVIN—(2,000), 25c-40c, 7 days. **Gross:** ,200. (Average, $4,500)

"BULLETS OR BALLOTS" (F. N.)
PENN—(3,300), 25c-40c, 7 days. **Gross:** 0,500. (Average. $10,000)

"SONS O' GUNS" (W. B.)
STANLEY — (3,600), 25c-55c. 7 days. tage: Ozzie Nelson's band. Harriet Hil- ard, Jack Powell and Cass Dailey. **Gross:** 9,000. (Average, $16,500)

"FORGOTTEN FACES" (Para.)
"SPEED" (M-G-M)
WARNER — (2,000), 25c-40c, 7 days. **ross:** $4,150. (Average, $4,000)

"King Steps" to Good Takes In Washington, Los Angeles

Washington, June 17. — Tops of the week was "The King Steps Out" at the Metropolitan, where $8,500 was taken for seven days, plus $1,500 for two days more. The seven-day average is $4,300.

A second return engagement of "Small Town Girl" at Loew's Columbia drew $5,500, or $1,900 over par. The picture was held another week, making a total of four.

"The Guardsman," at the Belasco, with "The Plow That Broke the Plains," grossed $4,300, topping par by $1,300.

Of the first run stage-screen houses, Loew's Fox, with "Trouble for Two," took $18,000, under average by $2,900. The Earle, with "Fatal Lady," grossed $15,000, slipping $3,400 under par.

Continued runs bore up well, RKO-Keith's taking $8,200 for the third week of "Show Boat," only $2,400 under the first week average.

Total first run business was $71,000. Average is $76,700.

Estimated takings, exclusive of tax:

Week Ending June 10:

"SHOW BOAT" (Univ.)
RKO-KEITH'S—(1,836), 25c-55c, 7 days, 3rd week. **Gross:** $8,200. (Average, first week, $10,600)

Week Ending June 11:

"THE GUARDSMAN" (M-G-M)
BELASCO—(1,140), 25c-65c, 7 days. ("The Plow that Broke the Plains" added.) **Gross:** $4,300. (Average, first run, $3,000)

"FATAL LADY" (Para.)
EARLE—(2,218), 25c-77c, 7 days. Stage: Jack Hylton and his orchestra, with Nagda Neeld, Peggy Dell, Pat O'Malley, Alec Templeton, the Merry Macs. **Gross:** $15,000. (Average, $18,400)

"SMALL TOWN GIRL" (M-G-M)
LOEW'S COLUMBIA—(1,264), 25c-40c, 7 days (return engagement). **Gross:** $5,500. (Average, first run, $3,600)

"TROUBLE FOR TWO" (M-G-M)
LOEW'S FOX—(3,434), 25c-66c, 7 days. Stage: Yascha Bunchuk and orchestra; Elida Ballet, Vivien Fay, the Three Swifts. **Gross:** $18,000. (Average, $20,900)

"UNDER TWO FLAGS" (20th-Fox)
LOEW'S PALACE — (2,370), 35c-55c, 7 days, 2nd week. **Gross:** $10,000. (Average, first week, $15,900)

Nine Days Ending June 11:

"THE KING STEPS OUT" (Col.)
METROPOLITAN — (1,591), 25c-40c, 9 days. **Gross:** $10,000. (First seven days, $8,500; last two days, $1,500.) (Average, 7 days, $4,300)

Los Angeles, June 17.—Opening of "The King Steps Out" at the Paramount furnished a cheerful note in a week of sliding grosses. The take, with the help of a stage show, was $18,500, up by $500.

"The Great Ziegfeld," nearing the end of its run at the Carthay Circle, fell off to $11,700 in the eighth week. "One Rainy Afternoon" made a good showing at $2,600 in the 900-seat 4-Star, and "Dancing Pirates" and "Dracula's Daughter" hit $5,700 at the Pantages.

"The Unguarded Hour" and "The Country Beyond," at the Chinese and Loew's State, continued to sub-normal business.

Total first run business was $84,700. Average is $105,750.

Estimated takings for the week ending June 10:

"THE GREAT ZIEGFELD" (M-G-M)
CARTHAY CIRCLE—(1,518), 50c-$1.50, 7 days, 8th week. **Gross:** $11,700. (Average, $17,600)

"UNGUARDED HOUR" (M-G-M)
"THE COUNTRY BEYOND" (20th-Fox)
CHINESE — (2,500), 30c-55c, 7 days. **Gross:** $8,100. (Average, $12,500)

"LE BONHEUR" (Franco-American)
FILMARTE — (800), 30c-40c, 7 days. **Gross:** $1.000. (Average. $2,000)

"ONE RAINY AFTERNOON" (U.A.)
4 STAR—(900), 30c-55c, 7 days, 3rd week. **Gross:** $2,600. (Average, $3,250)

"LARSSON'S SECOND MARRIAGE"
(Swedish Film)
GRAND INTERNATIONAL—(750), 35c-40c, 7 days. **Gross:** $2,000. (Average, $1,200)

"DANCING PIRATE" (Radio)
"DRACULA'S DAUGHTER" (Univ.)
HILLSTREET—(2,700), 25c-40c, 7 days. **Gross:** $5,700. (Average, $8,000)

"UNGUARDED HOUR" (M-G-M)
"THE COUNTRY BEYOND" (20th-Fox)
LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $9,900. (Average, $14,000)

"DANCING PIRATE" (Radio)
"DRACULA'S DAUGHTER" (Univ.)
PANTAGES—(3,000), 25c-40c, 7 days. **Gross:** $5,700. (Average, $3,200)

"THE KING STEPS OUT" (Col.)
PARAMOUNT—(3,595), 30c-55c, 7 days. Stage: F. & M. revue, California Collegians, Buddy Doyle. **Gross:** $18,500. (Average, $18,000)

"BULLETS OR BALLOTS" (F.N.)
WARNER BROS. (HOLLYWOOD) — (3,000), 25c-40c, 7 days, 2nd week. **Gross:** $8,800. (Average, $14,000)

"BULLETS OR BALLOTS" (F.N.)
WARNER BROS. (DOWNTOWN) — (3.400), 25c-40c, 7 days, 2nd week. **Gross:** $7,700. (Average, $12,000)

Approve N.O. Open House

New Orleans, June 17.—The local Commission Council has approved the plans for the proposed open air theatre, to cost $60,000, and seating 3,000. The theatre will be so built, however, as to permit increasing the capacity to 10,000. It is planned to show films at a later date.

Club Sets Free Shows

Kansas City, June 17.—The Rosendale, Mo., Community Club will equip a storeroom there for a small theatre. Free shows will be given each Saturday night, and perhaps a paid performance one other night.

Replace Conn. Manager

New Canaan, Conn., June 17.—Henry Dumbell, who resigned as manager of the Playhouse, has been succeeded by William Ellis, Jr., of Long Island City.

Collins Joins Central

Hollywood, June 17.—Lewis D. Collins, director, has signed with Central Films, Ltd., of Canada, to direct a feature which will star William Gargan. The picture has not yet been titled. It will be produced in Canada and released by Columbia.

Shifts Post in Boston

Boston, June 17.—Minna Chauncey, formerly booker for the Century Film and later for First Division, has joined Wholesome Film Service, Inc. She is heading the new theatre shorts department, working with Lila Izen.

Shift Student Manager

Bridgeport, June 17.—Joseph Dina has been appointed student assistant manager at the Palace. He was promoted from the Globe, where George Pert, formerly of the Lyric, takes his place.

"Number" Has Big 2nd Week, Philadelphia

Philadelphia, June 17.—"Private Number," holdover attraction at the Fox was the standout in a generally dull week. In its second week it grossed $17,500 and will be held for one more week.

Another holdover, "Bullets or Ballots," took in a big $8,500 in its second run at the Stanton. It was booked into the Karlton for a third central-city run.

Everything else felt the weather. "Sons o' Guns" went under average for $11,000 at the Earle. "Trouble for Two" hit the same figure, also under average, at the Stanley. "The Witness Chair" dropped to $4,500 at the Aldine.

Total first run business was $66,400. Average is $75,380.

Estimated takings for the week ending June 11:

"THE WITNESS CHAIR" (Radio)
ALDINE—(1,200), 40c-55c-65c, 7 days. **Gross:** $4,200. (Average, $8,160)

"TILL WE MEET AGAIN" (Para.)
(2nd run)
ARCADIA—(600), 25c-40c-50c, 4 days. **Gross:** $800. "Three Cornered Moon" (revival), 3 days. **Gross:** $700. (Average, 7 days, $2,800)

"KING STEPS OUT" (Col.)
BOYD—(2,400), 40c-55c, 5 days, 2nd week. **Gross:** $7,000. (Average, 7 days, $14,000)

"SONS O' GUNS" (W.B.)
EARLE—(2,000), 25c-40c-55c, 6 days. Stage: Roger Wolfe Kahn Orchestra & revue. **Gross:** $11.000. (Average, $12,000)

"PRIVATE NUMBER" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days, 2nd week. Stage: Vincent Lopez and Orchestra and revue. **Gross:** $17,500. (Average, $14,000)

"PRINCESS COMES ACROSS" (Para.)
(2nd run)
KARLTON—(1,000), 25c-35c-40c, 8 days. **Gross:** $3.600. (Average, 7 days, $4,000)

"SHOW BOAT" (Univ.)
(2nd run)
KEITH'S—(2,000), 30c-40c-50c, 5 days. **Gross:** $2,100. (Average, 7 days, $4,000)

"TROUBLE FOR TWO" (M-G-M)
STANLEY — (3,700), 40c-55c, 7 days. **Gross:** $11,000. (Average, $14,000)

"BULLETS OR BALLOTS" (F.N.)
(2nd run)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $8,500. (Average, $7,000)

"Number" Is $1,500 Indianapolis Draw

Indianapolis, June 17.—"Private Number" went into the profit column in a big way at the Apollo, taking $5,500, which was $1,500 over normal. It was held over.

"Trouble for Two" and "Devil's Squadron" were good for $7,000 at Loew's, $1,000 up. At the Circle "Early to Bed" and "Special Investigator" were $500 above with $4,500. "Half Angel" and a stage show at the Lyric dropped slightly below average for $6,800.

Total first run business was $23,800. Average is $21,000.

Estimated takings for the week ending June 12:

"PRIVATE NUMBER" (20th-Fox)
APOLLO—(1,100), 25c-40c, 7 days. **Gross:** $5,500. (Average, $4,000.)

"EARLY TO BED" (Para.)
"SPECIAL INVESTIGATOR" (Radio)
CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $4,500. (Average, $4.000.)

"TROUBLE FOR TWO" (M-G-M)
"DEVIL'S SQUADRON" (Col.)
LOEW'S—(2,200), 25c-40c) 7 days. **Gross:** $7.000. (Average. $6.000.)

"HALF ANGEL" (20th-Fox)
LYRIC—(2.000). 25c-40c. 7 days. Vaudeville. **Gross:** $6.800. (Average, $7.000.)

No Merger Is Aylesworth's Word to Staff

(*Continued from page* 1)

being circulated, but we haven't been able to trace them.

"I expect to be with RKO many years," Aylesworth declared, "and if you boys will have me I'll be glad to attend next year's convention, too." He has been at the Waldorf every day dropping in and out of the various business meetings.

After the morning session, Ned E. Depinet told Motion Picture Daily: "There positively will be no merger."

Aylesworth interspersed his remarks with a twinge of humor by relating the experiences of his son, who was not mentioned by name, as the operator of a third run theatre in a small Texas town with a population of 3,000. He stated his son gets $125 a month, is married, and handles the bookings, advertising, publicity, ticket selling and ticket taking all by himself. The only thing he doesn't do is operate the projection machines, he said.

One of Aylesworth's gags, which went over big, was the story he related about his daily morning meetings with Spitz to make sure the RKO Bldg. was still up. Spitz did not attend the morning session.

The RKO chairman took time to extend praise to the building of manpower within the organization, pointing to the success achieved by Pandro Berman, who started as an assistant cutter, Robert Sisk and Cliff Reid.

Foreign managers spoke most of the morning. Each gave a resume of conditions in his territory.

Herbert J. Yates, president of Consolidated Film Laboratories, assured the salesmen of better prints. Major Edward Bowes, who is making a series of amateur shorts, spoke of his 20 years' friendship with Aylesworth and extended his greeting to the men.

Among the speakers at the afternoon session were Joseph Skelly, Sid Kramer, S. Barret McCormick, Lou Gaudreau, Lou Miller, William Dahler, M. Poller, A. A. Schubart, Jim Finey, Arthur Willi, Dave Strumpf, William Clark, William Mallard and Gordon E. Youngman.

At 7:30 the men convened for the banquet for the windup of the three-day session.

Two New Ones

Reports that RKO and Paramount might merge have been current for weeks. M. H. Aylesworth, chairman of Radio's board, yesterday took official cognizance of them and denied any such combination was planned.

However, he went further and divulged two angles not heretofore reported when he made a similar denial as it pertained to RKO in combination with United Artists or M-G-M.

Briskin to Have 3 Names in Each Cast

Hollywood, June 17.—Radio's production policy for 1936-37, as developed by Samuel J. Briskin, calls for three stellar names, at least, in all pictures next season. Even the lower allocation product will have name casts and 36 of the forthcoming 48, as understood here, will be classed as "A" product.

Briskin has set for himself a goal of 20 starring personalities as a minimum and is still seven short. Thirteen have been announced since he assumed charge of production last January. He will seek to sign the additional seven during and following the sales convention in New York.

Now Is "I Won't Dance"

Hollywood, June 17. — "I Won't Dance" is the new title for the next Astaire-Rogers release. It was filmed as "Never Gonna Dance."

Spencer Tracy to Radio

Hollywood, June 17.—Radio has signed Spencer Tracy for the leading role in "The Plough and the Stars." Dudley Nichols, author of the screen play, and John Ford, who will direct, have just returned from a cruise to Panama where they finished the script. Production is scheduled to start July 15. The Abbey Players of Dublin who will be in the cast are due here July 1.

Berman Gets Grid Stars

Hollywood, June 17.—Pandro S. Berman will use four of Stanford University's All-American football players in "The Big Game." They are Monk Moscrip, Bones Hamilton, Keith Topping and Frank Alustiza. Irwin Shaw is now working on the screenplay, and the picture is scheduled for early production.

McCormick and Benedict Talk

S. Barret McCormick, head of RKO publicity, advertising and exploitation, yesterday told the sales forces of the new features adopted by the company whereby 1,800 newspapers throughout the country will run feature stories on the company's stars and pictures next season. He also stated that about 60 men were working in both the New York and coast studios getting out material for newspapers, magazines and other periodicals.

Howard Benedict, studio publicity head, detailed some of the workin of his staff.

Van Beuren Awards Prizes

Frank Ross, Boston; Sam Goerlic Chicago; E. J. Frace, Sioux Falls G. J. Dressell, Minneapolis; S. W Whitehead, Los Angeles; J. Rube stein, Los Angeles; J. B. Beehee Dallas; J. Lewis, Kansas City, an G. R. Girons, Los Angeles, RK salesmen, were awarded travelin bags by A. J. Van Beuren yesterda for delivering 100 per cent of the po sibilities of the short subject produ er's product last season.

Johnson Choir in Shorts

Hollywood, June 17.—Radio ha completed a deal with the Hall Joh son Choir to feature the color singers in a series of shorts. The pi tures will deal with the Southe negro's conception of Biblical inc dents, and "Samson and Delilah" h been chosen as the first. Leslie Goo wins will direct his own screen pla written from an original story George Randel.

Goodrich on Writing Job

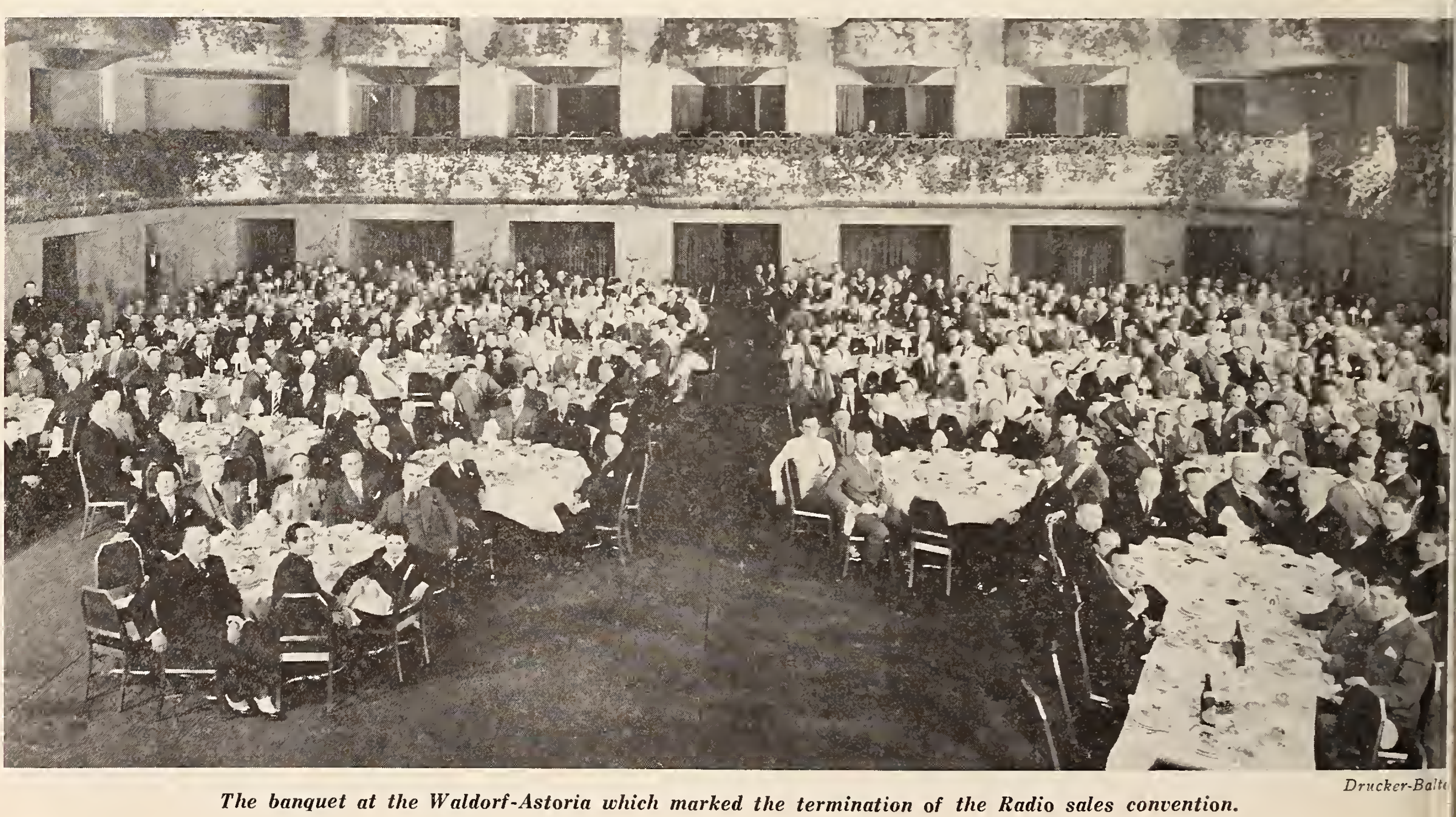
Hollywood, June 17. — Marc Goodrich has been signed by Radio do the script for "Night Hostes which so far has not been assigned producer.

Jones in "Count Pete"

Hollywood, June 17. — Gord Jones has been added to the cast Radio's "Count Pete," which sta Gene Raymond and Ann Sothern. J seph Santley is the director and E ward Kaufman is producing. Shoo ing started today.

Radio Signs Colbert

Claudette Colbert will appear in o or more Radio films next season, t RKO convention was told yesterda Several stories are now under consi eration.



Drucker-Balt

The banquet at the Waldorf-Astoria which marked the termination of the Radio sales convention.

anquet and Show End RKO Meeting

Radio wound up its three-day con-
tion with a banquet and show in the
nd ballroom of the Waldorf Astoria
night at which attended a represen-
ve cross-section of the New York
ustry, including major and inde-
dent circuits. About 500 were
sent.

eon J. Bamberger, exploitation
nager, whose latent desire to be-
ne either actor or master of cere-
nies first cropped out in Chicago
year and has found expression in
stchester amateur theatricals since
s in charge until he turned over the
ceedings to Milton Berle, Broad-
y comic, who was in rare form.

I just read in Thursday's *Mirror*
t I was a big hit here tonight" was
opening crack. Entertainment in-
ded Patsy Lee Parsons, five-year-
miniature who has been signed
Radio. She sang "I'll Bet You
l That to All the Girls," and "Top
t, White Tie and Tails," and was
owed by Betty Jane Cooper,
cer; Bobby Breen, who sang the
e song from "Let's Sing Again";
k Gilbert, who did unusual per-
ations of stars, including Georgie
sel, Harry Langdon, Rudy Vallee
l others; Vera Faye, a dancer;
acie Barrie, currently appearing at
Versailles, and Gypsy Rose Lee, a
ll-known adjunct in burlesque, who
not go quite so far with her turn
night as she used to at the Irv-
Place Theatre, and a 45-minute
eoff on film foibles in exchanges
l Hollywood, staged by The March
Time. Ralph Rolan produced and
ected, with William Saal as co-
ducer and general manager.
arles Curran of Donahue and Coe,
H. Parkhurst and Saal did the
logue. It was handled like a regu-
stage attraction, Ken Hallam be-
business manager. Props, door-
n and ushers were furnished by the
isic Hall; the sets, stage equip-
nt by H. J. Yates, who shipped it
wn from the Biograph Studio in the
onx, and the Gae Foster Girls by
k Partington of the Roxy.

llan Roberts sang a couple of
gs, directing one, a Hebrew folk
g, to Lewis Blumberg, son of
te, who was confirmed last Satur-
. Lewis, just turned 13, was in
audience.

ne of the prize cracks of the
ning was aimed by Berle at Jules
vy, who insisted on taking an oc-
ional walk in front of the stage.
it down, Jules," said Berle, "we've
seen that suit."

High Praise for Blumberg

eo Spitz, president of RKO, in
n convention yesterday, praised
theatre administration of Leslie
Thompson, but directed most of
compliments to Nate J. Blumberg,
circuit's general manager.

'If I had to choose of all the na-
i's operators, I would select Blum-
g," said Spitz.

Sothern and Ballew Teamed

IOLLYWOOD, June 17.—Franz Schulz
adapting "Serenade on the Seine,"
ich he wrote with Jay Gorney, at
dio. Ann Sothern and Smith Bal-
have the leads. Cliff Reid will
duce.

More or Less Personal

JIM FINEY has a tentative date with a pawnshop next week. He's taking all comers and bets of five to one on Schmeling.

+

G. WILLIAM WOLF, San Francisco manager, doesn't plan to leave until Saturday. In the interim he will meet old friends at the Film Center. Six years ago he was a salesman at the local RKO exchange.

+

MONTE PROSER and MILTON BLACKSTONE put in their first appearance yesterday. It's reported the purpose was to give moral support to HAL HORNE, the departing ally in the Blackstone Advertising Agency.

+

DAVE LOEW was crowded by FREDDIE MEYERS during the lunch intermission. The boys couldn't get away from discussing the good old booking problems which LOEW has forsaken for production.

+

BYRON "DINTY" MOORE, manager of the Strand and formerly St. Louis city manager for Warner theatres, dropped in for a chat with WALTER BRANSON, LOU ELLMAN and a couple of the other midwest boys.

+

BILL SAVAGE of the legal department finally made it yesterday. It was his first day at the convention. He was flanked by GORDON YOUNGMAN and WALTER DERHAM, comptroller.

+

JULES LEVY almost broke out in tears during the morning session when CRESSON SMITH presented the general sales manager a framed scroll signed by every district and branch manager and salesmen in the west and south pledging to come through with 100 per cent sales for the new season.

+

CHARLES CURRAN of the Donahue & Coe agency, attired in a Palm Beach suit, navy blue shirt and yellow tie, copped the sartorial prize yesterday.

+

NED E. DEPINET learned yesterday that JOHN MARTIN, editor of *Time*, didn't get a Mickey Mouse pen and pencil set. The oversight was soon taken care of. A number of the boys were not around when the jacknives were distributed and they clamored for samples until the echoes reverberated on KAY KAMEN's ears and got results.

+

LILY PONS, BOBBY BREEN, JOHN BEAL, BURGESS MEREDITH, HARRIET HILLIARD, PATSY LEE PARSONS, LESLIE CHARTERS and DORIS DUDLEY took bows at the afternoon session.

+

With PANDRO BERMAN now the daddy of a six-pound boy, BRISKIN and DEPINET wise cracked that the young producer is aiming for bigger things.

+

When DEPINET asked SPITZ how to pronounce "Gunga Din," the latter pulled a fast one and instead of giving a direct answer presented DEPINET a copy of the book.

+

SPITZ again proved his sense of humor by stopping DEPINET during an announcement of "The Big Game," a gridiron special. DEPINET said that four expert footballers had been signed for the film when SPITZ interjected and said: "Don't forget, three are All-Americans."

Note for Whitney

March of Time's story of the year comes from Al Sindlinger of the promotion department. Shortly after Al moved with his family to New York from Appleton, Wis., he took his two kids to see "Jumbo." For three hours they sat through it and when it was finally over Al got his coat, looked at the kids who were all sitting, waiting expectantly. "Well," said Al, "come on, what are you waiting for?"

"For the picture to start," said the oldest.

+

A. A. SCHUBART has been running around like a mad man trying to keep things going without a hitch.

+

Branch Manager BOB FOLLIARD, Washington, has a photo to prove his fish story. Bob landed one at Tilghman's Island weighing over 100 pounds.

+

OLMSTEAD KNOX is a Washington Don Juan whose first request on entering the office is "Who called me?"

+

B. J. MCCARTHY, St. Louis, is sorry he didn't have photographs made of his recent appendicitis operation, what with all the queries about same.

+

RALPH DOYLE of Australia traveled the farthest and arrived the earliest of the entire group.

+

TRILLO of Spain completely ignores all queries as to why he is getting fat.

+

LUIS LEZAMA, head of Radio Pictures de Mexico, says he's out to buy a general's uniform cheap, for now that he has annexed two gold medals in the Foreign Legion Contest, he wants to show them off.

+

BERT REISMAN had PEDRO SAENZ believing that dunking was passe when they walked into a restaurant where the sport was thriving.

+

DARWIN, in Northern Australia near the Equator line, is 2,000 miles from the nearest distributing point, Brisbane. "Wild Cargo" played there last Spring, just two years after its first release and RALPH DOYLE says the picture went big although Darwin is only a short hop from where FRANK BUCK collects his wild specimens.

+

Caught JACK ELLIS talking in the lobby to BOBBY BREEN and his attractive sister, SALLIE. Is Jack going to write Bobby a song or has he an eye for Sallie—a burning question.

+

BERT REISMAN, visiting from his assignment in Cuba, was caught explaining the Sert paintings in the convention room to his brother PHIL in choice Spanish recently acquired and not so accurate.

+

ARTHUR WILLI, back from his talent quest in Chicago, is reported to be doing a secret job for SAM BRISKIN in unearthing a potential Freddie March or Herb Marshall among the visiting RKOites.

+

WALTER MARCUS, LOU GAUDREAU'S side-kick, came to the meeting room fortified with a dozen cigars. WALT ought to be assigned to the Pittsburgh territory.

+

AL MERTZ, Detroit branch chief, slipped the gang and had a private sight-seeing time all by his lonesome, or maybe not so lonesome.

+

Those busy B's from the studio—BRISKIN, BERMAN and BENEDICT—arrived like the Three Musketeers—one for all and all for the product.

+

Hot weather here is in some contrast to that in Northern Minnesota last Winter when LENNY GRUENBERG's ears and toes were frozen and he was snowbound in a little old red schoolhouse.

+

"Plain Bill" WINTERS likes to talk about his family.

+

This is the first RKO convention for JACK RAPER, Minneapolis.

+

MARK CORY, Portland branch chieftain, likes the water hole at his favorite course, when it's covered with ice. MARK hits the pill the year 'round.

+

Salesman BRUCE KELLER, Portland, is a real Rose City bug. He supplies the office force with gorgeous blossoms right from his own gardens.

+

It is reliably reported that GENE ENGELMAN is assigned to handle all theatres in the territory owned by women.

Spitz Sees RKO in Industry Forefront

(*Continued from page* 1)

practice, Spitz acknowledged the fact that he was happy he had made the move. He stated many of his friends advised him to take the job, and after being convinced that the company had a great future before it, he decided to step in.

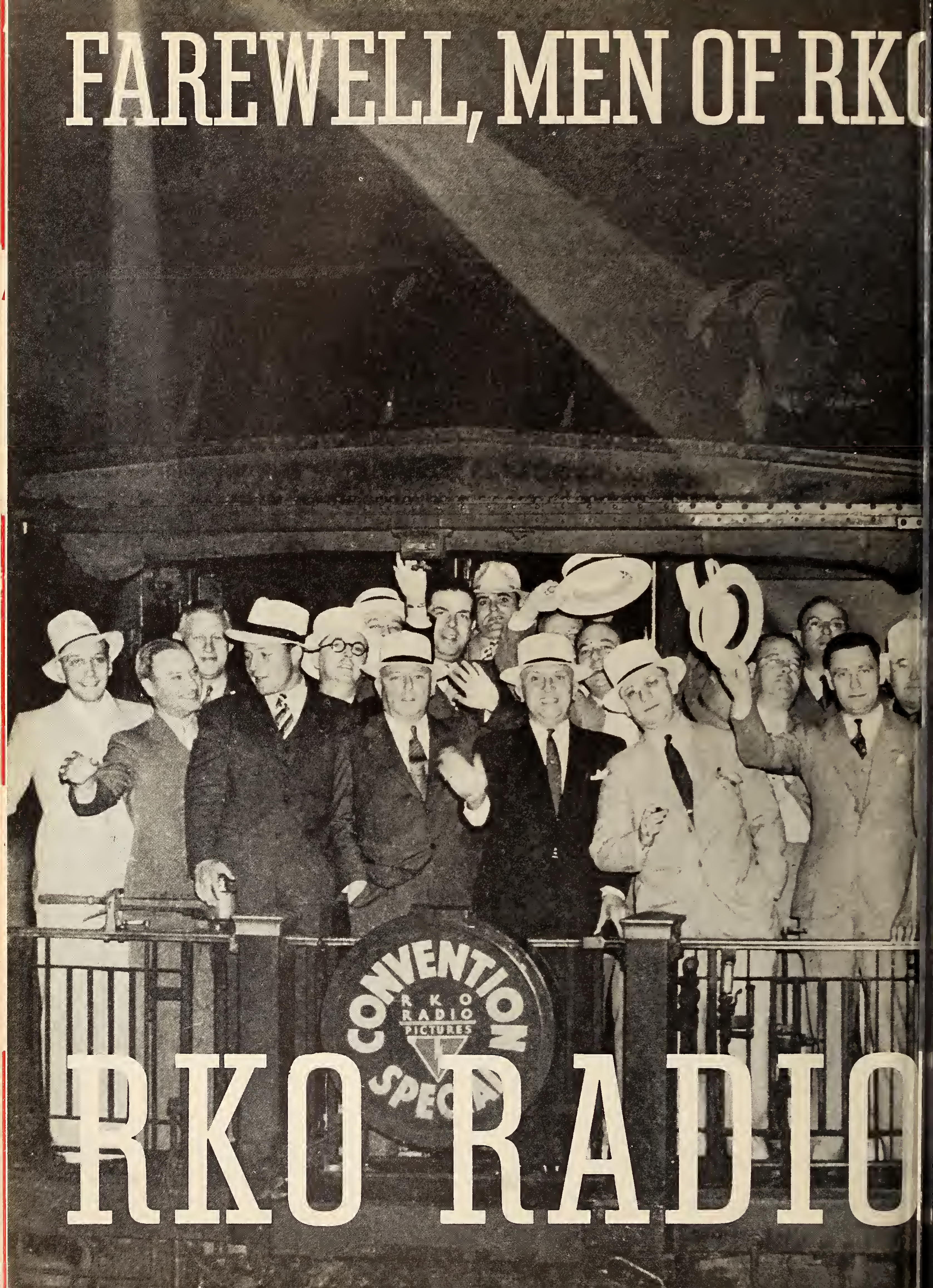
Ned E. Depinet, Jules Levy, Phil Reisman, Leslie E. Thompson, Nate J. Blumberg, Sam Briskin and Pandro S. Berman were extolled by the RKO head for their untiring efforts in making the company what it is today.

"I haven't any changes in mind," he said, adding he had made a complete survey of the theatre, production and sales departments and was convinced that the personnel was loyal in its support.

"The company is built on a strong foundation and its stability is on a par with the leaders of the industry," he declared. "When changes are made they will be made from within the ranks. We have the finest manpower and we are going to retain it," he said.

"RKO pictures have reached the point where they have a definite place in every community in the world."

FAREWELL, MEN OF RK


CONVENTION
R K O
RADIO
PICTURES
SPEC

RKO RADIO

RADIO! YOU RETURN TO THE FIELD FROM YOUR CONVENTION ARMED WITH THE MOST POWERFUL AMMUNITION A SALES ORGANIZATION EVER HAD!

YOUR STORY IS WRITTEN IN BLACK AND WHITE FOR THE WHOLE SHOW WORLD TO SEE!

It appears first in the issue of Motion Picture Herald out today.

PICTURES

GEORGE A. HIRLIMAN PRODUCTIONS

ANNOUNCE THEIR FIRST

RKO RELEASE

"DANIEL BOONE"

STARRING

GEORGE O'BRIEN

ORIGINAL STORY BY EDGCUMB PINCHON
SCREEN STORY BY DAN JARRETT
SOUND ENGINEER, HAL BUMBAUGH
PHOTOGRAPHY BY FRANK GOOD
PRODUCTION MANAGER, SAM DIEGE
ASSOCIATE PRODUCER, LEONARD GOLDSTEIN

DIRECTION BY DAVID HOWARD

A RKO-RADIO PRODUCTION

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

L. 39. NO. 144 NEW YORK, FRIDAY, JUNE 19, 1936 TEN CENTS

olice Renew loves Against heatre Games

ueens, Brooklyn Houses Given Warnings

asing their actions on a recent ision handed down by the Appel- Division of the N. Y. Supreme rt, which held in the case of the nthrop, Brooklyn, playing a Farm- Miller game, that games were in ation of the lottery laws unless ryone was permitted to participate, trict Attorney Charles Sullivan of eens County and District Attorney rtin W. Littleton of Nassau Coun- have renewed campaigns against atres featuring the various types games.

olicemen in Jamaica, Far Rocka- and Flushing have approached atre managers and advised them to continue games with the alternative being arrested of they don't.

Executives of the Loew and RKO cuit will not discontinue the prac- on advice of John Keating, coun- for Affiliated Enterprises, local nts for Bank Night. Keating yes- day stated the theatres are going ad with the games and that a test e will be made if any arrests take ce.

leanwhile, Skouras attorneys after

(Continued on page 4)

es Moines and K. C. Pools Start July 1

RKO'S pooling deals in Des Moines d Kansas City will go into effect ly 1. In both instances the circuit ll operate its own theatres, al- ough the buying and booking will handled by A. H. Blank in Des oines and Elmer C. Rhoden in Kan- City.

Blank operates the Paramount and rand in Des Moines, while RKO s the Orpheum. In Kansas City, ramount's Newman, Fox Midwest's town and RKO's Mainstreet will be ouped under one buying and book- setup.

On June 26, John Freidl and L. J.

(Continued on page 4)

Number" a $79,000 Draw at Music Hall

Favorable week-end weather aided -office takes along Broadway, bling most of the theatres to do re than average business. The sic Hall wound up with $79,000 on rivate Number," while the Roxy ed better than usual on the first

(Continued on page 4)

Trusteeship Reforms Asked By SEC; Legislation Urged

By CLARENCE LINZ

WASHINGTON, June 18.—Legislation prohibiting service as trustees of persons having or acquiring "conflicts of interest incompatible or inconsistent with their fiduciary obligations" was recommended to Congress today by the Securities and Exchange Commission.

In a lengthy report on trustees under indentures, resulting from its study of protective committees in the Paramount and other cases, the commission pointed out that the present law does not permit it to deal with such matters and urged uniform legislation to deal with all phases of reorganization problem.

The measures recommended, it was stated, "would go far towards curbing the exploitation of investors which has occurred either at the hands of trustees or at the hands of reorganization and management groups with the knowledge, consent or acquiescence of a complacent and inactive trustee. The result would be that the investors would have an active guardian of their interests throughout the entire life of the security.

"In view of the history of exploitation of investors under the present

(Continued on page 7)

Alien Talent Bar Passed by House

WASHINGTON, June 18.—Legislation proposed by Representative Dickstein of New York which seeks to restrict the immigration of alien actors and artists was passed today by the House of Representatives.

The purpose of the bill is to afford protection for American professional talent. The approval of the House Immigration Committee was given the measure on the ground that European countries impose restrictions on the appearances of American artists. In some countries. it was stated, they are completely barred.

By the provisions of the bill, the

(Continued on page 7)

Federal Admission Taxes Gain in May

WASHINGTON, June 18.—Federal admission taxes were higher for May than for April, but were slightly less than for May last year, it is reported by the Bureau of Internal Revenue.

Receipts during the month were $1,318,763, against $1,266,423 in April and $1,343,876 in May, 1935.

They Should Be!

Albany, June 18.—Hail All Victorious, Inc., Sweet Mystery, Inc., and Good Men and True, Inc., have been dissolved in the office of the secretary of state here by W. V. Brooks of Warners. The question of how a Sweet Mystery was incorporated in the first place was not divulged.

Incidentally, and for the record, the three delightful corporations have reference to three stage plays, owned and put upon the Broadway boards by Warners.

Hoyt Circuit Deal Is Still Hanging Fire

By CLIFF HOLT

MELBOURNE, May 20.—(*By Airmail via London.*) —No further progress has been made here in the reported merging of Hoyts' Australian interests with Amalgamated Theatres, Ltd., of New Zealand, but the possibility of a definite link between the two is considered extremely likely.

Hoyts control 65 neighborhood houses in New South Wales and Victoria and 15 leading city theatres in association with General Theatres Corp. Amalgamated also has 65 houses, and its executives have discussed an affiliation with Hoyts officers in Sydney.

Such an affiliation as is under discussion is seen as having a highly im-

(Continued on page 4)

Agreement Closes French Film Strike

By PIERRE AUTRE

PARIS, June 18.—Film employers and delegates of the trade unions last night signed a temporary agreement ending the strike here. The agreement was signed after three days of meetings at the Ministry of Labor with the cabinet member as arbitrator.

Work was resumed today in dis-

(Continued on page 4)

Para. Officers May Be Named Next Thursday

Bylaws Call for Action By the Directors

The annual election of Paramount officers, required by the company's bylaws, will probably be held at the monthly meeting of the board next Thursday. No notice of a special meeting in advance of the regular scheduled one has been sent out, it was stated at Paramount yesterday.

Joseph P. Kennedy, who declared this week he would not be a candidate for any post in Paramount, left yesterday for Boston and from there he will go to his summer home on Cape Cod for a few days before leaving for the Democratic National Convention at Philadelphia next week. His office said yesterday that he was expected back here at the end of the week, but others maintain that Kennedy's plans are indefinite at the moment and that he may return to Cape Cod from Philadelphia.

While Kennedy obviously has discontinued his personal study of Paramount and his work on a final report for the company's board, for the time being, at least, his aides, John J. Ford and C. J. Scollard, are continuing with their individual reports on Paramount departmental operations. Whether or not Kennedy will submit a final report on the company could not be ascertained definitely

(Continued on page 7)

Pathe to Use Color In Reel Next Year

Pathe News is planning use of color films during the coming season, according to Courtland Smith, vice-president in charge of production.

"Our experiments in photographing news in color are continuing," Smith told the sales convention.

More featurettes based on the Dionne quintuplets will be presented and another number along the lines of "Headlines of 25 Years" may be attempted.

Allied Men Discuss Plan to Raise Fund

Detailed methods for raising Allied's proposed fund of $250,000 for carrying on a campaign to drive producers from exhibition and to help member exhibitors conduct litigation where it is deemed advisable were discussed yesterday at a meeting of Al-

(Continued on page 4)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 19, 1936 No. 144

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall,* Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill,* Manager; London Bureau: 4 Golden Square, London, W. 1, *Bruce Allan,* Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg,* Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre,* Representative; Rome Bureau: Viale Gorizia, *Vittorio Malpassuti,* Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt,* Representative; Mexico City Bureau: Apartado 269, *James Lockhart,* Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi,* Representative; Tokyo Bureau: 880 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga,* Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf,* Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler,* Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman,* Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski,* Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer,* Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Seek $600,000 Fees From Allied Owners

Trustees and other factors in the reorganization of Allied Owners Corp., theatre and realty owner, filed petitions for fees for their services amounting to $600,000. The reorganization of the company was completed in Federal court at Brooklyn yesterday.

The three trustees of the company asked $56,194 each. Stephen Callaghan, a director of Paramount Pictures, Inc., is one of the trustees of Allied Owners. Goldwater & Flynn, counsel of the trustees and also counsel for Keith-Albee-Orpheum, asked a fee of $125,000. Allied Owners, which constructed six theatres for Paramount, was one of the largest creditors in that company's recent reorganization.

Silverman in Denial

Chicago, June 18.—Edwin Silverman today denied the report that Essaness would leave Allied having patched up its differences with B & K. Silverman stated that Essaness would continue to be a part of Allied.

Loew Nine Beats Skouras

The Loew-M-G-M team of the M. P. Baseball League defeated the Skouras nine by a score of 8-4.

Purely Personal

Nate Blumberg's top men from the field gathered at the Hickory House for lunch yesterday, now that the Radio convention is officially over. Present from the home office were Johnny O'Connor, chief film buyer; Max Fellerman, his assistant; Freddie Meyers, district manager in charge of theatres in Rochester, Syracuse and Providence; Cliff Work, district manager from San Francisco; Nat Holt, district manager from Cleveland; James Christy, district manager from Chicago; Charles Koerner, district manager from Boston; James M. Brennan, district manager in charge of Trenton, and Bill Howard, the theatre department's talent head. Holt returned to Cleveland last night; Christy shoves off on the Century this afternoon.

•

Bobby Breen, child star, leaves for the coast by train today, accompanied by his sister, Sally, following the Radio convention. A scheduled visit to Booth Tarkington at Kennebunkport, Me., was called off because of a shift in Sol Lesser's production plans.

•

G. T. Lorance of the New York technical staff of Erpi, is en route to join the engineering department of Western Electric, Ltd., London.

•

E. L. Alperson may return from Hollywood next week. Then again, he may stay there for an additional seven days.

•

Martin Starr will pay tribute to Carl Laemmle during his program of film comment over WMCA tomorrow night.

•

Charles Streimer has joined Art Flag, Inc. He recently gave up his business known as Streimer Ad Service.

•

Phil Eisley, Oklahoma City and Tulsa exhibitor, will arrive with his wife and daughter by boat on June 23.

•

George R. Batcheller and Maury Cohen plan to leave for Hollywood next week.

•

I. Altman of M-G-M is due to return from a visit to the studios today.

H. O. Kusell, brother of Milt, New York state district manager for Paramount, has been signed to a long-term writing pact by RKO. He leaves for the coast today with Pandro Berman and Leigh Jason. Kusell's first assignment will be to collaborate with P. J. Wolfson on "Street Girl," Lily Pons' picture to be produced by Berman and directed by Jason.

•

William Smalley, Cooperstown; Henry Grossman, Henry Freida, Hudson, N. Y.; H. M. Richey, Detroit; Abe Lichtman, Charles H. Olive and Buck Wilder, Washington, are in town for the Louis-Schmeling fight. Meyer and Louis Schine and George Lynch, who arrived from Gloversville, N. Y., on Wednesday plan to leave for home tomorrow.

•

Erno Metzner, art director for G. B., has been elected to the Academy of M. P. Arts and Sciences, according to word received at the New York office. He is the first British art director to become a member.

•

John C. Flinn and Emil Jensen will head for the coast today for conferences with Mary Pickford and Jesse L. Lasky.

•

J. A. Tanney, treasurer and general manager of Sales on Sound Corp., is the father of an eight-pound boy.

•

Charles Geoly, president of Eaves Costume Co., and his family will sail for Europe June 27 on the *Rex*.

•

Dave Miller, Universal's Cleveland manager, left for Atlantic City yesterday for a week-end vacation.

•

Claude Ezell left for Cleveland yesterday and is due to return tomorrow.

•

Mrs. Richard Barthelmess is at the Ritz Towers.

•

A. C. Blumenthal plans to plane to the coast today.

•

Ruby Schwarzwald is O. K. again.

RKO Foreign Heads Staying for Talks

Although the three-day annual sales convention at the Waldorf ended Wednesday night, RKO foreign managers will remain in New York for further conferences with Phil Reisman, head of the company's foreign activities.

Some of the out-of-town branch managers also are remaining in the east on circuit deals, but all are expected to leave by Sunday.

Ask Film Center Ruling

A notice for approval of the reorganization plan for the Film Center, Inc., was filed in N. Y. Supreme Court yesterday. The affidavit stated that copies of the notice had already been sent to the 30 registered holders of the first moragage 6% sinking fund gold bond certificates. The court recently approved a plan offered by Morton I. Davis in a foreclosure action brought by the Central Hanover Bank & Trust Co.

Conferences Wind Up Universal's Meeting

Individual conferences between district and exchange managers and James R. Grainger, general sales manager, who went into detail on territorial sales problems, wound up the Universal convention activities yesterday.

Most of the men left during the afternoon and early evening. All the men, even in distant western points, will be back on the job Monday morning.

RKO Forces Go Home

Following brief conferences with Jules Levy, RKO district and branch managers and salesmen yesterday left for their respective headquarters.

Humphrey Doulens Back

Bridgeport, June 18.—Humphrey Doulens, *Post-Telegram* film critic, has returned from a vacation in Bermuda.

"Pastures" Banned By English Censo

London, June 18.—"The Gree Pastures," Warner feature, has be banned from showing throughout En land by order of the Lord Chambe lain here. The objection is based the fact that the film portrays t Diety in human form. The Pulitz Prize winning stage play by Ma Connelly, from which the picture w adapted, likewise was banned here 1930, for the same reason.

The Rev. Pat McCormick, rect of St. Martin's-in-the-Fields, h written to the London office of Wa ners that after seeing the film, he c see no objection to showing it in h church. The Lord Chamberlain is t head of the British Board of Fil Censors, and no appeal from its d cision is possible, except to the boa itself. A storm of protest follow the banning of the Connelly play 1930.

Meet Over, Warner Men Leave Chicag

Chicago, June 18.—Delegates the Warner western and southe sales convention at the Blackst Hotel here are leaving tonight a tomorrow for their territories, follo ing the completion of the meeti which ended with sales conferen today.

En route to the home office Gradwell L. Sears, western and sou ern general sales manager, who p sided at the convention; A. W. Smi Jr., eastern and Canadian sales he Norman H. Moray, in charge shorts and trailers; Harold S. Ba ford, A. W. Schwalberg, supervi of exchanges; Arthur Sachson, M. Doherty, I. F. Dolid, L. Tietj J. Kelly and Rudy Hagen. Bra and district managers will hold dividual conferences in their te tories.

Name Dinner Speaker

Among those scheduled to speak the Laemmle testimonial dinner at Waldorf-Astoria Monday night Harry M. Warner, Nathan Str chairman of the New York campa of the United Palestine Appeal, der whose auspices the dinner will held; Louis Nizer, Gene Buck, Te Ramsaye, Major Henry A. Pro and Judge Julian Mack. Harry Hir field will be toastmaster.

Willis Bright, Donald Flamm, J G. Payne, E. A. Schiller, Leo S and George Skouras have been ad to the general dinner committee.

Met. Elects Leo Spit

Directors of Metropolitan P houses yesterday elected Leo S president of RKO, to the directo to fill the post vacated by Her Bayard Swope. The annual finan report is expected to be completed the auditors for ratification at next meeting.

Special "Boat" Book

As a service in addition to the pr books Joe Weil of Universal has sued a photostatic folder contai copies of ads used in many of larger cities of the country, with tailed descriptions of some of the ploitation stunts put on in key houses on behalf of "Show Boat.'

And when they kiss...

THEY MEAN *business...* HOLD-OVER BUSINESS!

Thank 20th Century-Fox for uniting Robert Taylor and Loretta Young in "PRIVATE NUMBER"... First picture in 8 years to run 4 WEEKS at the Fox PHILADELPHIA ... 3 WEEKS in CINCINNATI ... 2 WEEKS in SEATTLE ... 2 WEEKS in MILWAUKEE ... 2 WEEKS in CHICAGO ... 17 DAYS in BALTIMORE ... 2 WEEKS in KANSAS CITY ... 2 WEEKS in LOUISVILLE ... 2 WEEKS in INDIANAPOLIS ... 2 WEEKS in DENVER ... 2 WEEKS in DALLAS ... 2 WEEKS in NEW ORLEANS ... set for 2nd WEEK in PROVIDENCE. Equally sensational everywhere else!

—and "SINS OF MAN"

Packed with heart-punch drama that makes it a word-of-mouth sensation ... starring **JEAN HERSHOLT**, in his first picture since "The Country Doctor", in the year's outstanding characterization ... introducing Don Ameche, radio star, whose work in this has made him a great screen personality!

20th CENTURY FOX

THE KEYSTONE
OF YOUR FUTURE

Hoyt Circuit Deal Is Still Hanging Fire

(Continued from page 1)

portant bearing on the film buying situation in Australia, since obviously no film could be expected to show a real profit in this market unless it was sold to the two theatre organizations.

* * *

It has been estimated that $1,000,000 has been invested in theatre properties in the outlying districts of Melbourne during the past year. As the theatres compare favorably with the city houses, the latter are beginning to feel the competition.

In Melbourne, Hoyts, with 40 houses and the pick of the product, with the exception of M-G-M and Paramount, is making things difficult for the independents, who find the two sources of product supply insufficient for their needs.

* * *

Capitalized at $75,000, a company has been formed to finance the production of a Zane Grey picture on the Barrier Reef, a coral island off the northern coast of Queensland. The film will be made with the cooperation of the Queensland Government.

* * *

"Modern Times" is bringing unusual grosses in its city runs. In houses whose normal Saturday business is about $2,500, the picture is grossing as much as $4,750. Prices have been increased considerably with little objection from patrons. The film has been sold throughout Australia at a minimum rental of 50 per cent of the gross, with competition forcing the price even higher in some cases. The percentage sets a record for distribution in this country.

New Agreement Ends French Film Strike

(Continued from page 1)

tributing companies, studios and laboratories, with temporary wage increases of $7 to $10 monthly pending the completion of a permanent agreement. The new collective contract is expected to include a 40-hour week, minimum wage scale and paid vacations. The Paramount Theatre and the Cineac circuit of newsreel theatres reopened yesterday. As a result of the strike, no newsreels were issued this week, with trouble expected tomorrow, since no prints have been made for two weeks.

Storm-Tossed Warner Crowd Reaches Rye

Most of the 1,200 Warnerites who went to Playland, Rye Beach, on the annual Warner Club outing yesterday debated whether to wear bathing suits or raincoats. Raincoats won.

The *Peter Stuyvesant* found its way past Throggs Neck into Long Island Sound and tied up at the dock on schedule, but there was considerable delay about going ashore. The park's attractions were enjoyed between showers. The dinner was served according to schedule at 5:30 and the return trip started in a southeast gale at 8 P. M. A good time was had by all.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Public Enemy's Wife"

(Warners)

HOLLYWOOD, June 18.—With such familiar elements as machine guns, jail-breaks, screeching sirens and automobile chases, this seems as if it were made from blueprints rather than a scenario. However, the story offers several original twists and will satisfy in some localities.

Margaret Lindsay, playing the title role, is freed from a penitentiary after serving a sentence for a crime which implicated Cesar Romero, her husband. Pat O'Brien, a Government agent who is anxious to link Romero with other crimes, trails the released wife. Miss Lindsay, divorced, goes to Palm Beach and is about to wed Dick Foran when Romero breaks from jail. Thinking Romero will try to stop the wedding, O'Brien substitutes for the bridegroom at the ceremony and is unintentionally married when Romero is scared away. Romero snatches the bride from her honeymoon. As Romero is about to make his getaway to Cuba, O'Brien's Government men close in, the crooks are killed and O'Brien and Miss Lindsay agree to let the marriage stand.

Nick Grinde directed for suspense and managed some clever excitement. The supporting cast includes Robert Armstrong and Joseph King on the side of the law, and Richard Purcell as Romero's aide. The screen play is by Abem Finkel and Harold Buckley from P. J. Wolfsin's original. The Sam Bischoff production indicates it is aimed for dual bills.

Production Code Seal, No. 2,158. Running time, 65 minutes. "G."

Des Moines and K. C. Pools Start July 1

(Continued from page 1)

Ludwig will assume operation of RKO's Orpheum and President in St. Paul.

A deal is practically set whereby Randforce will take over the Greenpoint, Brooklyn, from RKO in exchange for the Republic, same borough. Although no papers have been signed, it is expected the transfer of the houses will take place on Sept. 4.

John J. O'Connor, film buyer for the RKO circuit, and Max Fellerman, his assistant, are scheduled to leave tomorrow for a week's trip to Chicago, Minneapolis, St. Paul, Kansas City and Des Moines. James A. Christie, Midwest theatre head, who has been attending the three-day convention of the parent company at the Waldorf, will accompany the two home office executives as far as the Windy City where he makes his headquarters.

Lawrence in 'Rembrandt'

Gertrude Lawrence, stage star, has been signed by Alexander Korda for an important role in "Rembrandt" opposite Charles Laughton. Shooting has started at Denham, England.

Will Reissue "Henry VIII"

United Artists will release nationally "The Private Life of Henry VIII" within the next few weeks. The film, reissued in a few selected spots as a trial, drew heavy patronage resulting in the present decision.

LeRoy Definite on Unit

HOLLYWOOD, June 18.—Mervyn Le Roy has definitely determined to produce independently for Warner release following the production of "Three Men on a Horse." The deal will not be set finally until the arrival of Harry M. Warner, expected here in about a month. Edward Selzer, studio publicity head, returned today from the convention in Chicago.

Allied Men Discuss Plan to Raise Fund

(Continued from page 1)

lied leaders at the Warwick. It was stated that the committee hopes to raise the first $100,000 by July 15.

The action carried out a resolution passed at the recent Cleveland convention. Details of the proposed plan are to be mailed to all who made pledges at the convention.

In the meantime an investigation is to be made of the legal aspects of the campaign and for drafting of proposed legislation to accomplish its objects. The commodities clause of the Hepburn act divorcing railroads from industries they serve and various state laws barring breweries from owning saloons are to be studied.

W. A. Steffes was elected chairman and H. M. Richey, secretary.

20th-Fox Wins Reel Case Against Brandt

Twentieth Century-Fox yesterday was victorious in its two claims against Harry Brandt's Inwood, Forest Hills, L. I., and Garfield, Brooklyn, at an arbitration proceeding before the New York Film Board. Jack Bellman, Republic branch manager, was chairman of the board which comprised Irving Gumberg, G. B. manager; John Manheimer, secretary of the I. T. O. A., and Charles Oppenheimer, Bronx exhibitor.

The exchange asked for $260 on each theatre, which has not lifted any of the bi-weekly releases of Fox Movietone News. The board awarded the distributor half of each claim with the understanding Brandt would pick up all future releases.

Spain Exchanges to Close

BARCELONA, June 18.—Exchanges here are preparing to close as a result of the general mercantile strike, which has caused the walkout of all clerical employes.

Police Renew Moves Against Theatre Games

(Continued from page 1)

conferring with the district attorneys have decided to drop the games for the summer. However, they have also notified the city officials Bank Night will be resumed and that in their opinion the game is not a lottery. Louis Weber has had several decisions handed down in his favor and is ready to go to bat on the legality of Bank Night, he said.

Several arrests have been made recently by the police department at theatres where crowds have gathered outside to participate in the games. Loew's Rio was fined $5 when the Bronx Magistrate's Court found the management guilty of disorderly conduct.

This is a new phase which has never come up before and a new source of worry to independent exhibitors. In order to get around the Appellate Division ruling theatre men have been displaying blackboards in the lobbies so that non-patrons can join the games. In the case of the Rio, it was held 2,000 people were outside the theatre blocking pedestrian traffic. One Long Island exhibitor also has been fined because he allegedly obstructed vehicular traffic on a night when a game was being played.

"Number" a $79,000 Draw at Music Hal

(Continued from page 1)

week of "British Agent," garnering $37,500. The second week of "Princess Comes Across" at the Paramoun wound up with about $24,000 and the Rivoli for the third week of "The Ex Mrs. Bradford," got $11,000.

Two first run features at the Palace, "Murder by an Aristocrat" an "Nobody's Fool," tallied about $7,00

Wall Street

Universal Gains 1¾ Pts. on Boar

	High	Low	Close	Net Chang
Consolidated	4¾	4¾	4¾	.....
Consolidated, pfd.	16⅜	16¼	16¼	.....
Eastman Kodak..	168	167½	167½	— ½
Loew's, Inc.	45½	44⅞	45¼	+ ¼
Paramount	8¼	8¼	8¼	.....
Paramount 1 pfd.	65½	65½	65½	— ½
Pathe Film	7⅛	7⅛	7⅛	— ⅛
RKO	5⅝	5½	5½	— ⅛
20th Century, pfd.	35½	35½	35½	— ½
Universal, pfd....	101¾	101	101¾	+1¾
Warner Bros.	9¾	9½	9⅝	— ⅛

Trans-Lux Up ⅛ on Curb

	High	Low	Close	Net Chang
Technicolor	28¾	28	28	.....
Trans-Lux	4	4	4	+ ⅛

Bonds Change Fractionally

	High	Low	Close	Net Chang
General Theatre Equip. 6s '40 ..	26⅜	26	26¼	.....
General Theatre Equip. 6s '40 ctf	26½	26⅛	26⅜	— ⅛
Keith B. F. 6s '46	93½	93¼	93½	.....
Loew's 6s '41 ww deb rights	97	97	97	+ ½
Paramount Pict. 6s '55	89	88½	89	— ½
Warner Bros. 6s '39 wd	94	93⅛	93⅛	— ⅜

(Quotations at close of June 18)

"SURE IT'S A REPEATER!"

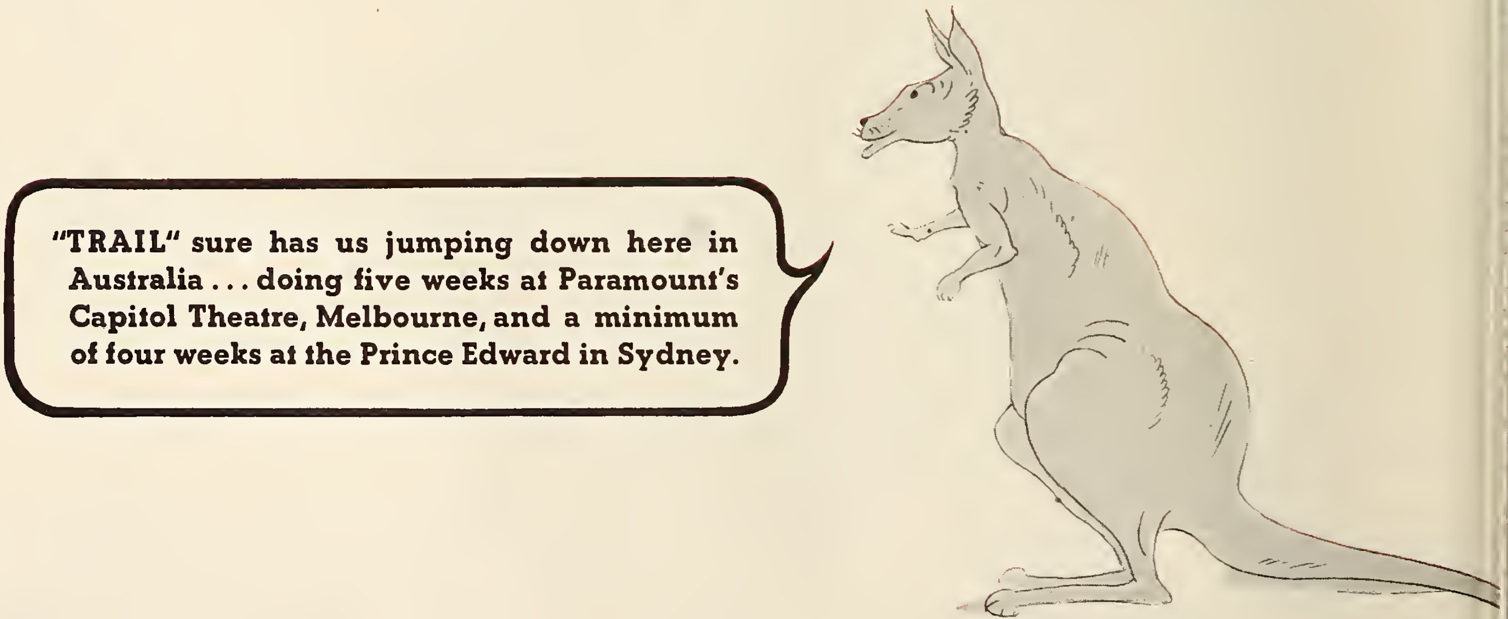
Paramount Pictures

TURN, PLEASE

A BOX-OFFICE REPEATER!

"THE TRAIL OF THE LONESOME PINE"

Paramount's Big Technicolor Smash Is Going Big Guns on Its Second Tour Around the Country. The Rialto Theatre in Chattanooga reports a return of "Trail" grossing 75% above the house average for four days. Knoxville's Riviera reports second run of "Trail" as 32% above average. At Akron's Palace, "Trail" equalled average of first run pictures. **So get in on the gravy train, boys, use "Trail" to battle the old hot weather slump!**


"TRAIL" sure has us jumping down here in Australia . . . doing five weeks at Paramount's Capitol Theatre, Melbourne, and a minimum of four weeks at the Prince Edward in Sydney.

SYLVIA SIDNEY • FRED MacMURRAY • HENRY FONDA

"THE TRAIL OF THE LONESOME PINE"

with FRED STONE • NIGEL BRUCE • BEULAH BONDI • ROBERT BARRAT • SPANKY McFARLAND • FUZZY KNIGHT • Filmed outdoors in Technicolor • A Walter Wanger Production. Based on John Fox, Jr.'s, famous novel. Directed by Henry Hathaway. A Paramount Picture.

rustees with lo Interests Asked by SEC

(Continued from page 1)

t indentures any less rigid re-
ement would be inadequate. There
be no permanency of integrity
confidence in this field unless
e in control of other people's in-
ments are held to high fiduciary
dards of conduct."

he commission cites the Para-
nt case as an example of a situa-
where increased watchfulness of
part of the trustee over inden-
provisions and their performance
ssential if the interests of the in-
ors are to be safeguarded, refer-
to "negative pledge clauses and
notorious history of their circum-
tion."

An example of the illusory nature
he protection which these clauses
rd is provided by an incident from
history of Paramount-Publix
p. developed at a hearing before
commission," the report related.
1932 this company was obligated
$25,000,000 of debentures which
e widely held by the public. These
tained a familiar negative pledge
ise; that so long as the deben-
es shall be outstanding the cor-
ation will not create, or permit the
ation of, any mortgage or other
on any property or assets direct-
owned by the corporation without
ally and ratably securing the
bentures) bonds thereunder.

Bankruptcy Threatened

Paramount had $9,600,000 in short
n, unsecured notes outstanding in
spring of 1932, held by a num-
of banks, chiefly in New York. It
ked cash sufficient to pay all these
es. One of the banks refused to
ew the note it held and it was
red that others would follow suit.
rthermore, Paramount needed sub-
ntial new money in order to carry
through the summer, for even in
mal years production costs were
viest during the summer when in-
ne was lowest, and it had been cus-
nary in former years for Paramount
borrow money at this season. Ac-
ding to Sir William Wiseman, who
tified at the hearing before this
nmission: 'Paramount had at that
e about six to seven million dol-
s tied up in partly finished nega-
es and if they had not been able
finish them, those negatives would
ve been completely worthless, and
reover, they wouldn't have been
e to finish their program for the
. It would have meant bank-
otcy.'

Saved by Bank Credit

'Paramount had several meetings
h its bank creditors as a result
which the decision was reached
t the banks would extend the ex-
ng credits and (with other banks)
uld also provide approximately $4,-
,000 of new credit against which
ramount might draw to complete
films then in production and for
anticipated summer requirements
the condition that the bonds ob-
n security both for the existing
ns and the new credit. The latter
ant that the debenture provisions
uld have to be either violated or avoided. The latter course did not prove to be impossible to Paramount's lawyers. Assets of the company directly owned were not pledged; they were transferred to a subsidiary created for the sole purpose of holding them. This subsidiary paid the parent for these assets by notes which the parent endorsed to the banks. The effect of this was to give the banks a claim on these assets prior to that of the debenture holders.

"As noted above," the commission concluded, "the business (as contrasted to the ethical or legal) argument in favor of such a transaction was (1) that receivership was staved off, and (2) that investment in films was salvaged. The validity of that business argument need not be determined here. Motivation for evasion or avoidance of such negative pledge clauses will always have varying degrees of propriety. But if issuers and their lawyers are left unrestrained in fixing the degree of protection afforded by the negative pledge clause, the use of such clause will become grossly deceptive."

Unfettered Trustees Asked

Discussing the affiliation of trustees with protective committees, the report charges that the latter "all too frequently have been identified with interests that are not identical with those of the security holders whom they represent.

"It is idle," the commission held, "to expect a committee composed of underwriters to require a receiver or bankruptcy trustee to sue the underwriters for their participation with the management in misappropriation or diversion of the corporation's assets and thus improve the position of the bondholders."

While the report was based on the investigation of protective committees, the problems of such organizations are to be dealt with at length in a report which is to be submitted to Congress later.

Name Group to Help Study Film Storage

Hollywood, June 18.—William Koenig, chairman of the Academy Research Council, has appointed George Crane, Alan Freedman, Sidney Lund, Hugh McClung, J. M. Nickolaus and John Swain to assist the Council's Film Preservative Committee. The committee consists of Harris Ensign, chairman; Fred Gage, A. J. Guerin, and Gordon S. Mitchell, manager of the Council.

Various types of available preservative processes are being investigated, and a comprehensive report will be issued in the near future. Eastern distributing executives will thus have the benefit of the collective experience of laboratory authorities on preservative processing.

Schulberg Leases Studio

Hollywood, June 18.—B. P. Schulberg, through his new company, Schulberg Studios, Inc., has signed a long lease on the Prudential studio property. Negotiations had been going on with Harry Sherman, owner, for some time.

Plans are now being rushed for the construction of a new administration building, star dressing rooms, and remodeling of stages. The new studio will house B. P. Schulberg Pictures, Inc., and the 16 pictures they will make for Paramount release will be made there.

Alien Talent Bar Passed by House

(Continued from page 1)

approval of the Secretary of Labor would have to be secured before any alien actor, singer, solo dancer, instrumentalist or orchestra conductor could enter the United States, but provision is made for a reciprocal exchange of artists with foreign countries which permit the performances of Americans within their borders.

In considering the applications for entry, the Secretary of Labor would "seek the counsel" of reputable organizations or associations of artists of the types covered by the bill in determining the availability here of artists for professional engagements.

Despite the action of the House it is doubtful that the bill will be enacted into law during this session. With only the tax bill remaining to be considered, leaders in Congress are planning to adjourn before the opening of the Democratic National Convention next Tuesday and are sidetracking everything to clear the way for taxes. Consideration of any other bills was characterized today as extremely doubtful by majority leader Joe Robinson of Arkansas.

Mexican Workers In Walkout as Protest

By JAMES LOCKHART

Mexico City, June 18.—Theatres here as well as in most cities of Mexico suspended operations for 30 minutes tonight when their unionized employes obeyed the mandate of the Confederation of Mexican Workers and Peasants, Mexico's strongest labor organization, to stop work as a national protest against the Federal Labor Dep't's drastic settlement of the strike declared by the National Railways.

Other amusement centers also participated in the walkout.

N. E. Allied Drops Republic Contract

Boston, June 18.—Independent Exhibitors, Inc., New England affiliate of Allied, has terminated its product contract with Republic. The pact had been in operation three years.

The new Invincible-Majestic tieup means a shift to Academy Pictures Corp. The Herman Rifkin deal worked for a set sum to independent exhibitors each year in return for verbal and bulletin support.

I A Men West for Talks

Hollywood, June 18. — Horland Holmden, third vice-president of I.A.T.S.E., and William Bioff, personal representative of President George E. Browne, arrived here today for conferences with local I.A. officials. It is expected that closer cooperation will be sought with the Screen Actors' Guild. The Guild membership has been working towards this objective for many months.

Circuit Gets Two Houses

Spartanburg, S. C., June 18.—L. C. Sipe Theatres Co. has sold the Criterion here and the Criterion at Anderson to the Carolina Amusement Co., which operates three other houses here, the Carolina, State and Strand.

Para. Officers May Be Named Next Thursday

(Continued from page 1)

yesterday. The opinion in some Paramount quarters is that Kennedy will continue inactive in the situation until the committee of three Paramount directors appointed last week to study his report and make recommendations to the full board has completed its work. If Kennedy's findings, especially those calling for the resignation from the board of the leaders of its discordant elements, are approved by the committee and upheld by a majority of the board, it is believed that Kennedy would resume his work of making final and specific recommendations on company revisions. If the committee or the board, however, rejects what he regards as his basic suggestions for improvement, contained in his first report, he would not reenter the Paramount situation.

Some financial sources close to Paramount developments are of the opinion that the holding of the annual election of officers in advance of the resignations from the board which Kennedy has urged would also result in his withdrawal from the situation.

The board committee's study of Kennedy's report has been delayed by the absence from the city of Harvey D. Gibson, a member of the committee. The other members, Harry O. King and Stanton Griffis, expect to begin work on it early next week.

Court Stay Permits Mo. Sunday Opening

Kansas City, June 18.—The Circuit Court at Brookfield, Mo., has granted a permanent injunction restraining the City Council of Brookfield from interfering with Sunday shows there. The City Council of Marceline, Mo., also will abide by the court's decision.

This spring Steve Souttar, manager of the Fox DeGraw, Brookfield, was arrested when he continued to show on Sunday after the City Council had moved against Sunday shows. The DeGraw obtained a temporary injunction.

Seek Script on "Opera"

A motion will be made in N. Y. Supreme Court this morning before Justice John L. Walsh by Casino de Paree Prod., Inc., to compel the Vitaphone Corp. to produce a complete copy of the script of "Doorman's Opera." This is in connection with a suit brought by the Casino de Paree against Warners and Vitaphone alleging that the film is an infringement of the story "The Postman Always Rings Twice." It is pointed out in the affidavit that Warners in making a denial, allege that the "Doorman's Opera" was based on an original script by A. Dorian Otvos and George J. Bennett.

Para. Buys Two Stories

Hollywood, June 18. — Paramount has purchased two originals, "I Leave It to You," by Grant Garrett, and "Right in Your Lap," a back stage radio yarn, by Wayne Kilbourne.

"ONE OF THE GRANDEST COLLECTIONS OF SUPPORTING PLAYERS EVER GATHERED FOR ONE PRODUCTION"*

Helps Marion Score the 9th Consecutive Cosmopolitan Success For Warner Bros.

"Marion is tops! Most entertaining historical romance ever done! A cinematic treat! Don't miss it!"—*N. Y. Journal.* "Magnificently produced, exquisitely directed, played by a distinguished company. Marion's performance one of her greatest!"—*N. Y. Mirror.* "A drama of infinite charm, admirably portrayed by a superb star and a splendid cast!"—*N. Y. American.*

MARION DAVIES

"Hearts Divided"

DICK POWELL
Charlie RUGGLES
CLAUDE RAINS
Edw. Everett HORTON
ARTHUR TREACHER
HALL JOHNSON CHOIR

A FRANK BORZAGE Production
With the latest song hits of Warren & Dubin
A Cosmopolitan Production • A First National Picture

* *N. Y. Times*

The Leading
Daily
Newspaper
of the
Motion
Picture
Industry

MOTION PICTURE DAILY

Alert,
Intelligent
and
Faithful
Service to
the Industry
in All
Branches

OL. 39. NO. 145 NEW YORK, SATURDAY, JUNE 20, 1936 TEN CENTS

ustralia Is Advancing in Picture Field

akes Rapid Strides as Production Center

By CLIFF HOLT

Melbourne, May 21. (*By Airmail a London*).—Australia is making pid strides as a producing country. our strongly financed companies are tively engaged in production at the oment, and several others are taking finite shape. There is every indition that within another year, ustralia's feature total will rise to a year, with the industry here tablished on a firm basis if the outt meets with the public reception nich is anticipated.

One of the most important recent velopments is the decision of Nanal Studios, Ltd., to take advantage the quota by increasing its capital $1,250,000 and making immediate ans to embark on an ambitious proction schedule. The company's ectorate includes some of the most luential financial men in Australia. eretofore National has operated its ghly modern studio merely as a ntal plant. It was here that the umont British unit produced "The ying Doctor," at a cost of $175,000. e film will be released in Australia Twentieth Century-Fox, the plans

(*Continued on page 4*)

olumbia Men Off For Chicago Meet

The home office contingent to the lumbia sales convention, which bes Monday at the Drake Hotel in icago and will continue throughout week, leaves by special train this ernoon. Branch managers and the es force from Boston, Albany and ffalo will be picked up en route, group arriving in Chicago tomor- morning.

he home office group, headed by

(*Continued on page 4*)

olumbia Will Have 58 with 126 Shorts

n addition to 58 features, Abe ntague, general sales manager, will ounce 126 shorts on Columbia's up next season. The shorts group comprise 100 single reelers and two-reelers.

l Sherman of the home office licity department left for the ke, Chicago, yesterday.

Sabath Hits Bondholders Committees

Paramount Case Used As An Illustration

By CLARENCE LINZ

Washington, June 19.—Enactment of legislation to restrict the activities of real estate bondholders' committees was urged today in a special report to the House by the Sabath investigating committee.

A bill carrying out the recommendations was reported earlier this week by the House Judiciary Committee but because of the lateness of the session it is doubtful that anything will be done with it before adjournment.

In its report, the committee cited the Paramount case to exemplify the unwarranted fees and expenses which it is asserted were sought by protective committees and frequently al-

(*Continued on page 3*)

Television Limited To Cities, FCC Told

Washington, June 19.—Television will be limited to large cities at the start, the Federal Communications Commission was told today. Its present limit seems to be about 40 miles.

Relay stations can be constructed, it was explained, but these require new radio channels, and an extension of television for 200 miles would use up all the available wave length channels.

RCA spokesmen said a broadcasting station costs about $600,000 and present indications are that receiving sets will retail for about $400.

ASKS 10-YR. QUOTA AND FIXED COSTS

English Proposal Would Base Percentage on Films Exhibited

By BRUCE ALLAN

London, June 19.—Extension of the Films Act for 10 years with the quota to be based on the proportion of foreign films exhibited, instead of a percentage of the total including British films, and minimum costs for quota films, are among the recommendations submitted to the Board of Trade in the first four days' of hearings by the film section of the Federation of British Industries.

Minutes of the evidence before the departmental committee for the first four days were published today as a Blue Book containing about 200,000 words and including statements submitted by the F. B. I. film group and the Cinematograph Exhibitors' Ass'n., and documents presented by producers.

The Board of Trade's evidence is mainly historical, but its representative, R. D. Fennelly, was questioned about distribution of bad British films by American companies at some length.

One question by Dr. Mallon was: "About these American companies, they are not interested in the production of good British films, that we can understand. Would you put it higher

(*Continued on page 4*)

Creditors at Odds Over Fox Trustee

Atlantic City, June 19.—Efforts by creditors of William Fox to elect a trustee in bankruptcy for the former film executive at a first meeting of creditors here today resulted in a deadlock. As a result, Federal Referee Robert E. Steedle will appoint the trustee himself after giving consideration to the two nominees named by the creditors.

Clarence E. Knauer of this city was nominated by holders of a majority in amount of the 43 claims aggregating $9,535,261 which have been filed against Fox. Albert N. Shahadi, also of this city, was nominated by 36 claimants, a majority in number.

Knauer was supported by the Chicago Title & Trust Co., which re-

(*Continued on page 3*)

Peskay Will Resign When Buying Ends

Eddie Peskay, general manager of Skouras Theatres Corp., will resign that post when the current buying season comes to a close. The date is indefinite and that goes for Peskay's future plans as well.

There is a possibility that he may devote his time to his own theatre interests which include houses in Stamford and Greenwich, Conn., and Peekskill and Cornwall, N. Y.

Peskay has been in the show business virtually all of his life. His first job was in the vaudeville and

(*Continued on page 3*)

Block Booking Bill Will Meet Need, Report States

By BERTRAM F. LINZ

Washington, June 19. — Block booking legislation "will meet a need for regulation that is constantly growing more acute owing to the rapidly influence of films on morals, habits, manners and culture of the country," it was declared in the report of the Senate Interstate Commerce Committee favoring enactment of the Neely Bill, released today by the Government printing office.

The proposed regulation, the committee held, provides "community freedom on the subject" and conforms "with the essential principals of our American form of government."

The only readily available point of contact between the industry and the community is the exhibitor, it was pointed out, and the latter is helpless in the matter of obtaining many outstanding pictures not incluled in blocks under contract "for the reason that three or four blocks of pictures will virtually preempt his playing time and he cannot obtain the meritorious pictures of other producers without buying their entire blocks,

(*Continued on page 3*)

Reich Nervous Lest U. S. 'Changes Close

Berlin, June 19.—The opinion that the arbitrary barring of American feature films from Germany is likely to prove financially injurious because of the possibility of a shutdown of American exchanges was voiced today in the *National Zeitung,* the Essen newspaper of General Herman William Goering.

The *Zeitung* listed the following

(*Continued on page 3*)

Selznick to Absorb Pioneer—Whitney

Hollywood, June 19.—Closely following repeated denials, John Hay Whitney today admitted that plans for the absorption of Pioneer by Selznick International are nearing completion, with Whitney slated to be chairman of the board, David O. Selznick president and Merian C.

(*Continued on page 3*)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 20, 1936 No. 145

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
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Published daily except Sunday and holidays hy Quigley Puhlications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Puhlication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cahle address "Quigpuhco, New York." All contents copyrighted 1936 hy Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley puhlications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Suhscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

G.B.'s Second Year Up by 100%—Weeks

G.B.'s second year American sales were 100 per cent over the first year, according to George W. Weeks, general sales manager.

"Based on deals already closed and present selling indications, I consider it a modest estimate to say that distribution on G.B.'s 1936-37 program will go 75 per cent over the current year," Weeks said.

Hays Approves "Carrie"

Hollywood, June 19.—The Hays office has given its approval to the Paramount script for "Valiant Is the Word for Carrie" and will permit the use of the title which had previously been banned.

Marcus Loew's Pays $1.75

Marcus Loew's Theatres, Ltd., (Canadian) has declared an accumulated dividend of $1.75 on the seven per cent preferred stock, payable June 30, to stockholders of record, June 20, leaving arrears of $43.75 a share.

It's "Secret Agent"

"Secret Agent" was inadvertently listed as "British Agent" in the Broadway gross story published in the Motion Picture Daily yesterday.

◂ Purely Personal ▸

Dave Loew, who leaves for the coast Monday, may drop in at the Columbia convention in Chicago. Loew is anxious to arrive on the coast by the end of next week. His son, Dave, Jr., on June 30 will leave for Holbrook, Ariz., for the summer. The producer, by the way, is offering $5,000 in prizes to RKO salesmen who score highest on the Joe E. Brown sales next season.

•

Regina Crewe, film critic of *The New York American*, leaves by air for three or four weeks in Hollywood next Friday. Her husband, Herb Cruikshank, already is there and stays until September.

•

Joe Moskowitz returned safely yesterday on the *Oriente* with a prize tan. He was all worn out by the trip from quarantine and quit his office after less than an hour's work.

•

Harold O. Kusell, who has just been signed to an RKO writing pact, will leave for Hollywood today. He was scheduled to get away yesterday, but stayed over for the fights.

•

Ira Golden is recovering at the Kingston Ave. Hospital in Brooklyn. Ira is brother to Gil Golden of the Warner ad department.

•

Ben Murphy, who hails from Berkeley and won the Fred Allen amateur contest last week, is now appearing at the Roxy.

•

Joe Brandt, who recently spent two months on the coast on behalf of Nuovo Mondo Pictures, plans a return date in August.

•

Sam Cohen of U.A.'s foreign publicity department is en route to the coast for the convention which gets under way June 30.

•

Hal Sloane of U.A. and Carter Ludlow, Walt Disney representative, leave today for the coast and the U.A. convention.

•

Harry Sherman, producer of the Hopalong Cassidy outdoor films for Paramount, will head for the coast today.

•

Sam Lyons, the agent, will be married today to Joy Hope Lynn at the Anchorage at Noroton, Conn.

•

Bobby Breen was interviewed for the first time over the air last night on Radie Harris' WHN program.

•

Mrs. Richard Barthelmess sails on the *Europa* today to meet her husband in Europe.

•

Frank Phelps returns on Monday from a trip through the Ohio territory.

•

L. E. Kalker, Republic head in the British Isles, sails today for home on the *Champlain*.

•

Joe Berne, partner of Mort Singer, has returned to Chicago.

•

Sidney Towell of Twentieth Century-Fox is vacationing in Europe.

•

Harry Brandt has been home ill for the past two days.

Charles Chaplin, St. John, Canada, branch head for U.A., will depart today for Hollywood with his bride. The couple have been spending a few days in New York on a honeymoon which will wind up with the start of the U.A. convention in Los Angeles.

•

Dave Miller finally left for Atlantic City yesterday. He said he delayed his departure a day so he could have lunch with E. T. Gomersall and Roy H. Haines at Lindy's. The "U" crowd was missing yesterday, most of the boys having returned to their exchanges.

•

Sam Goldwyn is making nice progress toward complete recovery, following his recent operation. He is still confined to quarters at the Waldorf, but spends three or four hours each day out of bed.

•

Herbert R. Ebenstein, president of Stebbins, Letterman & Gates, Inc., theatrical insurance brokers, will leave Monday for a six-week visit to his coast office.

•

Leland Heyward, Edward Gross and Eunice Samuels will head for Hollywood today by plane. Ditto for Buster Keaton and Patsy Wilson.

•

Lou Weinberg has a new policy. A carnation a day regardless whether it comes from Abe Montague's variety or not.

•

John C. Flinn changed his mind about leaving for the coast by train Thursday and instead will take a plane tomorrow.

•

Bob Grayson and his orchestra will play from Palisades Park, over WOR, five times a week starting tomorrow night.

•

Max Cohen of Universal is trying to find a tonic which will actually produce a growth on his bald pate.

•

Charles Reagan, western division head for Paramount, left by plane yesterday for Columbus.

•

Milton Lefton, office manager of Monarch Pictures Corp. in Pittsburgh, is the father of a boy.

•

M. Winters left for the coast via TWA yesterday to do a chore for Paramount.

•

A. C. Blumenthal arrived on the coast yesterday, a day ahead of schedule.

•

William Boyd and Harry Sherman are at the Warwick.

•

Jack Barnstyn sails July 1 on the *Statendam*.

•

Carl Laemmle arrives today from Chicago.

Harold W. Cohen to Wed

Pittsburgh, June 19.—Harold W. Cohen, drama and film editor of the *Post-Gazette*, and Stephanie Diamond, radio actress, have announced their engagement. They plan to be married late this summer and will probably go to the coast for their honeymoon.

Allied Convention Set for Septembe

Asbury Park, June 19.—Allied o New Jersey's annual convention wil be held in Atlantic City on Sept. 10-1 instead of Aug. 20-21, Lee Newbury president, stated today following meeting of the membership. Th members felt the postponement unti after Labor Day would result in better accommodations at the shor hotels.

Sales policies and product of various companies for the new seaso were outlined generally, Newbur said. The next meeting will be hel at the Lincoln, New York, on Jun 30, when action is to be taken on number of matters discussed toda About 45 attended.

Equity Fines Miss Niese

The Council of Actors' Equit Ass'n. yesterday imposed a fine $100 on Gertrude Niesen for appear ing in a benefit, the Blossom Ball, the Plaza Hotel, on April 24, whic was not sanctioned by Theat Authority, Inc., unit organized 1934 to control the benefit situation New York. The council declared th Miss Niesen was aware the benef had not been cleared by Theat Althority when she appeared, and h failure to answer a council request appear in person before it led to t imposition of the fine.

Golf Teams Picked

S. Charles Einfeld, captain of t Ampa golf team which is entered the *Film Daily* Golf Tournament, be held June 24 at Glen Oaks, h chosen Tom Geraghty of M-G-M f his teammate. Others on the tea are Herb Fecke, of *Motion Pictu Herald* who will play with Leona Palumbo of Warners' foreign pu licity department. Jerry Keyser a A. Dickinson have been selected alternates.

Carrying the standards of t Cinema Club will be Fred Curt Jeffrey Bernerd, H. J. Yates a Mitch May, Jr.

Pons Party Set in Md.

The town of Lilypons, Md., nam in honor of the opera and film st will be visited by the star herself t week-end and mighty preparatio have been completed for the event.

During her visit Miss Pons w see the lily ponds for which the to is well known, the house of Barba Frietchie in Frederick and the ho of Francis Scott Key.

File Bank Night Suit

A suit for an injunction and counting has been filed in U. S. D trict Court by Affiliated Enterpris Inc., owners of the Bank Night pate against Par-Land Theatres, Inc., a the Landon Realty Co., Inc., whi are using Treasure Night. Affilia claims this is an infringement.

W. C. Schoenwalter De

Bridgeport, June 19.—William Schoenwalter, for many years tre urer of Smith's Theatre, is dead h in his 68th year.

Luke S. Boudreaux Passes

New Orleans, June 19.—Luke Boudreaux, Sr., 62, former opera of the old Lyric, is dead after a l gering illness.

reditors at Odds Over Fox Trustee

(Continued from page 1)

tly had a claim of $1,000,000 plus erest against Fox approved by Ref- e Sol Stroock in New York, and the Capital Co., San Francisco atre owner, which holds a judg- nt of $240,000 against Fox and ently filed an action in New York inst him for $287,000, both claims ng based on a defaulted lease on a Francisco theatre guaranteed by x. It was disclosed at the hearing t the Capital Co. is a subsidiary of Giannini Bank of Italy.

amuel B. Stewart, Jr., attorney the Capital Co., charged that a 7,258 claim filed against Fox by All-Continent Co., and several ers, were fictitious; that the cor- ations making the claims were ninated by Fox and some of them ated by him, and that they received of their assets from him by fraud- nt transfers to escape creditors."

tewart charged that a majority of claims voted for Shahadi as trus- "must have been procured or so- ted at the instance of or in behalf Fox for the purpose of being voted his behalf at this meeting." He rged that Fox had paid All-Con- nt $7,084,740 "without real con- eration"; that the company's stock all owned by Mrs. Eva Fox and all of the officers and directors e members of the Fox family.

t was also alleged at the hearing t the claims of Aronberg-Fried for $200,000; Parkwood Corp. $146,665; Eva Fox, $5,475; Belle , $35,000, and Mona Fox, $10,000, well as others, were "fictitious."

teedle began his own examination Fox on the schedule of assets filed the film executive in his voluntary kruptcy action. Fox's memory hazy on subjects of large per- al loans, oil and realty investments. examination is scheduled to be cluded Monday and the next hear- will be July 10, when Fox will be zzed by creditors' attorneys.

eich Nervous Lest .S. Exchanges Shut

(Continued from page 1)

pictures as having been barred n Germany during the past nine nths: "The Country Doctor," "A ssage to Garcia," "The Prisoner Shark Island," "The Great Zieg- ," "Whipsaw," "The Last of the ans," "Mary Burns, Fugitive," e Trail of the Lonesome Pine" and ve Us This Night."

he Goering organ carefully avoided reference to the generally ac- ed reason for the barring of the s, the fact that Jewish interests involved in the production, the ng or the composition of the in- ntal music.

. E. Allied Sets Meet

OSTON, June 19.—The Indepen- Exhibitors, Inc., Allied affiliate New England, will meet next sday. The national fund, the ds' insurance plan which was eloped nationally from here, and local M-G-M selling and Para- nt accessory situations will feature discussion. Nathan Yamins is ex- ed to be on hand, according to hur K. Howard, business manager.

Block Booking Bill Will Meet Need, Report States

(Continued from page 1)

which, in the circumstances, he cannot possibly use."

Enactment of the bill as introduced is recommended by the committee, which declared that it "is in effect as much a relinquishment as an exertion of the power of Congress over interstate commerce in that it enables communities freedom of selection of motion picture films shipped in interstate commerce in much the same way that Congress from time to time has yielded to the state local option in respect of intoxicating liquors shipped in a similar manner.

"There appears to be no sound reason for assuming that the enactment of the bill will inflict appreciable monetary loss on the motion picture industry," the committee asserted. "The measure will effect no shrinkage in the playing time on the screens, there will still be the same number of theatres operating the same number of days a week and the same number of hours a day, and this playing time will have to be occupied by the product of the existing producing and distributing organizations, at least until competition has sprung up under the conditions of free and open competition which will prevail.

"The only change will be that exhibitors will have the opportunity to make up for the poor pictures not hitherto available to them. To illustrate: if the bill is passed, an exhibitor who heretofore has bought the full blocks of Paramount-Metro-Fox, will be free to buy only half of the pictures included in those blocks and he will be enabled to purchase half of the blocks of RKO, Warners and Universal.

"In brief," the committee contended, "the bill, if enacted, will result in giving additional play dates and extended running to the good pictures at the expense of the bad, and the public will gain, not only from the vital standpoint of selectivity, but also because of the added incentive on the part of all producers to make better pictures due to the restoration of competitive conditions.

"Both the testimony and everyday observation confirms the fact that the producer-affiliated theatres frequently give extended playing time to unusually popular pictures. To do this they must of necessity discard other of their own productions.

"If the producers refrain from showing their poorer pictures in their affiliated theatres, the independent exhibitors should not be compelled to buy them as a condition precedent to obtaining other pictures which they and their patrons desire.

"The main point of attack by producer-distributor was Section 4, requiring the furnishing of synopses," the committee explained, "but it is obvious that this provision must be retained if the bill is to accomplish its purpose to establish community freedom in the matter of motion picture entertainment. The right of selection conferred by Section 3 would be a farce without the provision for supplying the information on which the selection would necessarily be based."

The contention that pictures have improved in quality in the past two years was held by the committee to be irrelevant "since the public is entitled to choose even between good pictures.

"But the recent feeble reformation is purely voluntary," the report charged, "and there is no assurance that even present imperfect standards will be maintained if this legislation is not passed. Experience teaches that, as a rule, such reforms are sporadic, induced by outbursts of indignation, and that they are of short duration."

With Congress planning to adjourn tomorrow night or, at the latest, Monday, the committee's enthusiastic endorsement of the bill is not expected to be effective in securing enactment.

Sabath Report Hits Bondholder Groups

(Continued from page 1)

lowed by the courts, the cost of which was borne by the stockholders.

"In the reorganization of Paramount-Publix Corp. of New York," the report pointed out, "approximately $3,200,000 in fees and expenses had been requested in addition to some $400,000 previously allowed and paid. One law firm, Root, Clark, Buckner and Ballantyne, of New York, had been allowed $250,000 and was claiming an additional $700,000. During public hearings in New York, your compensation, delved into this matter many of whom have served without compensation, delved into this matter to determine what services could be rendered by a group of men, their attorneys and associates, over a period of a few years, that would justify the enormous fees approximating $3,600,000.

"Considerable publicity was given to the activities and interest of your committee and we feel that it was due largely to our public review of the matter and our bringing it to the attention of the courts that the fees and expenses requested were reduced by approximately 75 per cent."

The committee also referred to the fact that the Bankruptcy Act limits fees but that such limitation is not applicable to 77-B reorganization, as a result of which many groups have "injected themselves into the proceedings, making claims on the court for services, which fees are often allowed far in excess of the value of the services rendered."

In this respect the report also cited the Paramount case, as well as another situation where Straus issues on motion picture theatres were involved, as in St. Louis, where a large producer and distributor invested approximately $3,500,000 in real estate and offered a reorganization in which he pledged all his own resources, to be made without salary and without detriment to investors, which plan was killed by a protective committee.

Selznick to Absorb Pioneer—Whitney

(Continued from page 1)

Cooper vice-president. Henry Ginsberg will continue as general manager of production.

All product will bear the Selznick International trade mark and will be divided half Technicolor and half black and white. Except for a single Technicolor which is due RKO, all product will be released through United Artists.

The new company will have directors John Ford and George Cukor to direct three pictures, one of which, starring Ronald Colman, is in preparation.

St. Paul House Closes

St. Paul, June 19.—The World, first run down town house, has closed for the summer. It will reopen in the fall, continuing its current policy.

"Poppy" Has Big Start

Indicating a $50,000 take for the week, "Poppy" garnered $7,000 on the opening day at the Paramount.

Fabian, Paramount In Middletown Pool

Si Fabian and Paramount have signed contracts for the pooling of the Paramount, State and Stratton in Middletown, N. Y. The deal is now in effect and provides for joint operation as well as buying and booking.

Fabian signed for his circuit and George Walsh for Paramount. The managerial staffs remain unchanged.

Ralph Olson Promoted

Omaha, June 19.—Ralph Olson, for two years a booker at Universal, has been promoted to road representative. Bob Morrison, poster clerk, has been moved up to succeed Olson. John Spence was added to the exchange force as poster clerk.

Delay "Adverse" Opening

Hollywood, June 19. — Warners have indefinitely postponed the opening of "Anthony Adverse" at the Carthay Circle. The picture was set to start July 8, but M-G-M has decided to continue "The Great Ziegfeld" until the end of June.

Peskay Will Resign When Buying Ends

(Continued from page 1)

legitimate stage fields before films meant anything. His first foray into exhibition was at the Whiteway, Chicago, said to have been the first picture theatre in that city. Thereafter, he was with Essanay and General Film. He roadshowed pictures, including the original "Spoilers," as well as "Neptune's Daughter," was with Paramount in Chicago, operated his own state right exchanges in that city and in Kansas City and built theatres in Missouri. When Spyros Skouras took charge of the Warner circuit, Peskay took over the Philadelphia zone, a post which he held for three years. He then returned to New York as assistant to Joseph Bernhard, then newly appointed successor to Skouras. Peskay took charge of Warner houses from the Atlantic seaboard as far west as Chicago. When Skouras joined Fox, he assumed the post from which he is about to retire.

George Skouras, operating head of Skouras Theatres, will take over the film buying as soon as Peskay leaves.

New 10-Year Quota, Fixed Costs Sought

(*Continued from page* 1)

and say, they are interested in the production of bad British films?"

Fennelly replied: "No, I would not put that against them."

"Then there is no reason to suppose they desire to see that the reputation of British films is lowered?"

"That has been alleged," Fennelly replied, "but it is difficult, of course, to get any proof of a thing like that."

The film group's recommendations are for a renewal of the act for 10 years, the quota in the future to be a proportion of foreign films handled or exhibited, instead of a percentage of the total including British films; fixing the minimum cost at £2,500 per reel and £15,000 per feature. Another recommendation is that films made especially for renters' quotas are to carry 30 to 40 seconds of trailer; the renters' quota to start at 29 per cent and rise to 54 per cent in six years and the exhibitors' quota to start at 25 per cent and rise to 50 per cent in the same period.

Films made in the British dominions would not rank for British quotas, except under special reciprocal quota arrangements with such dominions.

Native Writers Demanded

It is also urged that scenario writers be British as well as technicians and that not more than one foreign technician be employed in a British picture.

The C.E.A. asks a new quota basis making two films available from distributors for every one which the exhibitor must show, exhibitors' quota to be reduced immediately to 10 per cent.

The C. E. A. opposes the minimum cost suggestion and urges as an alternative that the committee approve the quality of films before registration, with any future legislation to give the Board of Trade power to vary the quota, or not, to extend five years.

During evidence by Theodore H. Fligelstone, president, and W. R. Fuller, secretary of the C. E. A., about audience objection to British films, questions were asked whether this applied chiefly in Jewish slum districts.

One question by the chairman was: "Is it fairly accurate to say that most Jews in all branches of the industry here and abroad trace their origin to a common mid-European bloc and that they have a natural antipathy to the British outlook as represented in films?"

Fuller's reply was: "No. The British films—a good many of them—are produced by these people."

The Kinematograph Renters' Society will present its case on Tuesday.

To Reissue "Rothschild"

"The House of Rothschild" is being reissued by United Artists. Loew's has booked the George Arliss picture as well as "The Private Life of Henry VIII" in its metropolitan circuit.

Two M-G-M revivals, "Dinner at Eight" and Men in White," will be coupled on the Loew programs starting June 30.

Columbia Men Off For Chicago Meet

(*Continued from page* 1)

Jack Cohn, includes: A. Montague, A. Schneider, Louis Barbano, Joe McConville, Hy Daab, Rube Jackter, Lou Weinberg, Louis Astor, Max Weisfeldt, Max Seligman, Sam Liggett, Maurice Grad, Leo Jaffe, George Josephs, Milt Hannock, Hank C. Kaufman, Vincent Borrelli, B. E. Zeeman, William Brennan, Frank McGrann, Al Sherman, Leonard Picker, Charles Roberts and Jerome Safron.

Delegations will be at the convention also from Chicago, Atlanta, Charlotte, New Orleans, Dallas, Memphis, Oklahoma City, Kansas City, Des Moines, Milwaukee, Minneapolis, Omaha, St. Louis, Indianapolis, Detroit, Cleveland, Washington, Cincinnati, Pittsburgh, Los Angeles, San Francisco, Denver, Seattle, Portland, Salt Lake City and Canadian cities.

Montague, general sales manager, will preside at the sessions. Harry Cohn will attend from the coast. A total of about 250 men is expected.

Committees for the meeting are as follows:

Reception—Phil Dunas, Chicago branch manager; C. W. Phillips, G. St. Clair, T. Greenwood, F. Flaherty, J. Kaufman and M. Delano.

Publicity—Daab, McGrann, Sherman and Jack Thoma of Chicago.

Transportation—Kaufman and Seligman.

Entertainment and decoration—McGrann and Thoma.

Coast Men Leave Today

Hollywood, June 19.—Harry Cohn, William Perleberg and Bill Thomas leave tomorrow evening by plane for Chicago and the Columbia convention.

To Stress Shorts Series

An extensive exploitation campaign is planned by Columbia on the new series of one-reelers, "The Court of Human Relations," which will be part of the 1936-37 shorts lineup.

Included in the drive, according to Columbia, will be mention over a 40-station radio hookup, monthly advertising and publicity in magazines, truck posters in key cities, and newsboy hawking the subject near theatres showing the film. The tieup is with Macfadden Publications, whose magazine and radio features, "The Court of Human Relations" and "The Court of Good Will," form the basis for the shorts.

Four Added to "Fighter"

Hollywood, June 19.—Columbia has added Thurston Hall, Paul Guilfoyle, Gene Morgan and Ralph Byrd to the cast of "The Fighter." James Dunn and June Clayworth have the leading roles. Gordon Wiles is directing.

Pick Grace Moore Title

Hollywood, June 19.—Columbia has tentatively set "The Nightingale Flies Home" as the title of the next Grace Moore picture. Robert Riskin has been working on the script, and Victor Schertzinger will probably direct. Production will start in August.

Columbia Shooting Four

Hollywood, June 19.—Columbia has four pictures before the cameras. They are, "The Lost Horizon," "The Fighter," "There Goes the Bride," and "Adventure in Manhattan." Only one is scheduled to start next week. It is "Outlaws of Palouse" with Jack Holt in the leading role.

Believe It—

Buenos Aires, June 9.—Included in a petition to the Socialist representative, in the national legislature asking a minimum wage, the Ushers' Trade Union has petitioned for the suppression of tipping.

Tipping, the group declares through its representative, Americo Ghioldi, is a humiliating form of wage which is not honorable.

Fill "Manhattan" Cast

Hollywood, June 19.—Columbia has completed casting "Adventure in Manhattan." In addition to Jean Arthur and Joel McCrea, who head the cast, the players will include, Victor Killian, Herman Bing, Ron Wilson, Forrest Taylor and Victor Lewis. Edward Ludwig is directing.

Col. Story Buys Now 31

Hollywood, June 19.—Columbia has purchased eight new story properties within the past week, bringing the company's seasonal buys to 31. Included in the new properties are Meredith Nicholson's "Cavalier of Tennessee," a story about Andrew Jackson, the dialogue rights to George Kelly's play, "Craig's Wife," and several original screen plays.

Bing Crosby in New Suite

Hollywood, June 19.—Bing Crosby is the latest star to occupy one of the deluxe dressing room suites at Columbia. Crosby will start next week in "Pennies from Heaven" which Emanuel Cohen's Major Pictures will make for Columbia release. The new dressing room building is said to be the finest in Hollywood.

Undecided on Reopening

Barcelona, June 19.—Distributors here are hesitating about acceding to the request of the Government and police officials that they reopen despite the mercantile strike, fearing the danger of fire in the event of disturbances. Mutua, the distributor organization, has decided to follow the lead of the major companies in determining a policy to follow. Food shops have reopened on orders of the Government.

It's Earl A. McClintock

Stephen Callaghan, Paramount director, placed the name of "Paul McClintock" in nomination for one of the vacancies on the company's board of directors at the annual meeting of Paramount stockholders last Tuesday.

It now develops that the correct name of the new board member is Earl A. McClintock.

Para. Signs Menjou for 3

Hollywood, June 19.—Paramount has signed Adolphe Menjou to a three-picture deal. His first will be "Wives Never Know" in which he will appear with Charles Ruggles and Mary Boland. Elliott Nugent will direct.

Australia Is Advancing in Picture Fielc

(*Continued from page* 1)

calling for a selling campaign con parable to that for any strong Ame ican film.

Although few Australian films ha met with any notable success outsi of the country, they have found co siderable favor with the audiences home.

Cinesound, which brought Hel Twelvetrees from Hollywood f "Thoroughbred," has opened the pi ture to record attendances in the fir city presentations. It is now wor ing on "Wilderness Orphan," fro the *Cosmopolitan* story, with Gw Munro in the lead. Cinesounc activities are expected to be speed with the return from England Stuart F. Doyle, managing directc in two or three months.

Considerable production recogniti is expected to come to Australia wi the release of "Uncivilized," direct by Charles Chauvel.

* * *

In his 11th annual report, Cressw O'Reilly, Commonwealth Film Censc declared, "the improved standard imported films is revealed in the fi ures which show that, compared wi previous years, the percentage of filr which have been passed with elimin tions was considerably less in 193 not quite 24 per cent, as against average of 40 per cent for the prece ing three years."

The total of 481 films imported in Australia in 1935, according to the r port, was the highest since 1932, wh 495 were imported.

John O'Connor to Tou

John O'Connor and Max Felle man, RKO film buyers, will leave t day for a survey of the circuit's th atres in Chicago, Kansas City, Paul, Minneapolis and Des Moines.

Wall Street

Short Losses Spot Board

	High	Low	Close	Ne Chan
Consolidated Film	4⅝	4⅝	4⅝	—
Consolidated, pfd.	16⅜	16¼	16¼	...
Eastman Kodak..	168	168	168	+
Eastman, pfd	164	163¾	164	...
Loew's, Inc.	46	45⅛	45⅞	+
Loew's, Inc., pfd..	107	107	107	...
Paramount	8¼	8	8	—
Paramount 1 pfd.	65¼	65	65	—
Paramount 2 pfd.	9¼	9⅛	9⅛	—
Pathe Film	7⅛	6⅞	6⅞	—
RKO	5⅜	5½	5½	...
20th Century, pfd.	34¾	34⅝	34⅝	—
Warner Bros.	9¾	9½	9¾	+

Little Activity on Curb

	High	Low	Close	Ne Char
Sonotone	2¾	2⅝	2¾	...
Technicolor	27⅞	27¾	27¾	—
Trans-Lux	4	3⅞	4	...

Bonds Mostly Off

	High	Low	Close	Ne Char
General Theatre Equip. 6s '40 ctf	26¼	26	26	—
Loew's 6s '41 ww deb rights	96¾	96¾	96¾	—
Paramount B'way 3s '55	59¾	59½	59¾	+
Paramount Pict. 6s '55	89	89	89	...
Warner Bros. 6s '39 wd	93½	92⅞	92⅞	—

(Quotations at close of June 19)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

L. 39. NO. 146 | NEW YORK, MONDAY, JUNE 22, 1936 | TEN CENTS

olumbia Set ith 42, Plus 16 Westerns

les Convention to Get Lineup Today

HICAGO, June 21.—Columbia's edule of 58 for 1936-37 will be en to the assembled sales force nday, first day of a week of sales leys at the Drake. Sixteen of the will be westerns in two series of ht each and a highlight of the new edule will be word that the com- y will have two Frank Capra pro- tions on the new season's lineup. .. Montague, general sales man- r, will preside. Harry Cohn is in n the coast, while Jack Cohn, vice- sident and top executive in New k, already is here as head of the ne-office contingent. Total attend- e is tallied at about 250. Bill Perl- and Bill Thomas, the latter stu- publicity head, are in the coast ip.

his is described as the largest at- led convention in the history of the pany and is Columbia's eighth an- and second national get-together. ck Cohn will open the session wel-

(Continued on page 3)

age All Set For Dinner to Laemmle

he stage is all set for the testi- ial dinner to Carl Laemmle which be held tonight at the Waldorf- oria under the auspices of the ed Palestine Appeal. Speakers share the guests' attention with a quota of entertainment. Will s is chairman of the dinner com- ee, and his co-chairmen are Eddie or, Louis Nizer and Louis K. ey.

ne dinner will be broadcast over ion WMCA and the Inter-City ork from 10:30 to 11 P. M. Harry hfield will act as master of cere- es. Approximately 300, including ge number of film executives, are cted to attend. Laemmle will for Europe on Wednesday.

ra. to Sell Only ne-Year Pacts Here

ramount will sell only one-year acts to exhibitors in the local The distributor has a 10-year hise with Loew's, which expires the end of the 1936-37 releases. ving held no conferences with executives on an extension of long term arrangement, Para- t sales forces will not sell be-

(Continued on page 2)

5 Majors Offer 270; 134 in Top Brackets and 10 at 40%

Five of the majors are quoting major circuits delivery of 270 features, 134 of them in the upper brackets and 10 at a peak percentage figure of 40 per cent for the new season. M-G-M lists four in the top percentage division, Warners a like number, Radio, two, Paramount and 20th Century-Fox, none. The following chart gives the proposal, which represents the opening quotation:

Company	Total	Top Group	At 40%	At 35%	At 30%	At 25%
M-G-M	50	30	4	6	6	14
Paramount	60	26	.	4	6	16
Radio	48	22	2	3	5	12
20th-Fox	52	26	.	4	6	16
Warners	60	30	4	5	5	15
Total	270	134	10	22	28	73

There is a gap of one in the Warner bid. This represents an unnamed picture on which the percentage figure has not been set, although circuit men are under the impression it probably will be "Anthony Adverse" to be offered at 50 per cent.

Columbia is offering 42 pictures and is understood to have indicated willingness to make new deals on the basis of this season's, provided circuits will pay 35 per cent for Pictures No. 41 and 42, which are to be Frank Capra productions.

Price Dispute Is CEA Meeting Topic

By BRUCE ALLAN

LONDON, June 21.—The summer conference of the Cinematograph Exhibitors' Ass'n opens at Eastbourne Monday and closes Friday and is expected to be highlighted by controversy over the alleged threat of distributors to establish theatres in cities where independents control prices and the distributors' insistence upon dictating credit terms and free access to box-offices to check percentages.

This is the big talkfest of the year. The conference, in all probability, will comply with precedent by providing at least one sensational debate and possibly a resolution on matters which

(Continued on page 6)

Third Dimensional Trial Set for Rio

By A. WEISSMAN

RIO DE JANEIRO, June 10.—Dr. Sebastiao Comparato is preparing to present for the first time in public his new third dimension invention which he will show at the new Metropole. Dr. Comparato states that his process can be used with any picture, eliminating the necessity of making special film for the purpose.

* * *

M-G-M recently completed and opened the roof section of its new theatre, the auditorium of which is not yet finished.

Details Only Bar Shift in St. Louis

Ernest L. Wilkinson, attorney for F. & M., is due from Washington today or tomorrow to wind up final details in connection with Harry C. Arthur's acquisition of Warners' three theatres in St. Louis and a 42 per cent interest in the St. Louis Amusement Co., operating 20 neighborhood houses and now in receivership with Nelson Cunliff as court's representative.

Provided the few unsettled legal points are ironed out satisfactorily by all interests, F. & M. will assume management of the Shubert-Rialto, Orpheum and Hi-Pointe on Friday. Every effort will be made to clean up the deal this week, it is said.

Reports have been current B. & K.

(Continued on page 2)

Ten Films Started; Total of 40 Going

HOLLYWOOD, June 21.—The start of 10 pictures as eight were finished increased the production total to 40 films. The number of those in preparation dropped to 17 and those being edited increased to 46. Paramount and Warners, with eight pictures each on the stages and location, were the busiest studios. M-G-M had five going. Columbia and Twentieth Century-Fox each had four.

Radio started two pictures, "Count Pete" and "Grand Jury." Warners started "Pony Express Rider" and

(Continued on page 6)

Renewals of Para. Circuit Deals Nearing

Wilby-Kincey, L. & J. Pacts Up Wednesday

Recommendations for the extension of the operating contracts for the Wilby-Kincey and Lucas & Jenkins circuits for one year are scheduled to be acted on by the Paramount board at a special meeting Wednesday.

The board is also slated to act on the Karl Hoblitzelle partnership agreement for the operation of the Texas Interstate theatres. All three operating deals expire July 1. The Wilby-Kincey and Lucas & Jenkins contracts do not involve stock ownership and, on the basis of the recommendation to renew the contracts and the favorable operating results of both circuits in the past, it is believed that the new contracts will be approved. Both operations were commended in the Joseph P. Kennedy report on Paramount theatre enterprises which went to the company's board last week.

The Hoblitzelle partnership agree-

(Continued on page 2)

May Tax Total From Broadway Is $425,701

WASHINGTON, June 21.—May tax collections from admissions to theatres, including season tickets, in the Broadway district of New York totaled $425,701, according to the Internal Revenue Bureau.

Total collections in the third New York district for the month were $482,592, of which $3,112 was from free or reduced rate admissions, $10,321 from tickets sold by brokers, $1,243 from tickets sold at box-offices in excess of the established price, $117 from permanent use or lease of boxes and seats, and $42,105 from admissions to roof gardens and cabarets.

Admission tax collections for the country in May were $1,318,765.

Peskay Taking Over Two Stamford Houses

NEW HAVEN, June 21.—Edward Peskay, who has just resigned from Skouras Theatres, will take over from Mrs. Mary Vuno the Strand and Palace at Stamford on July 1. William Vuno will continue as manager.

Peskay in the spring of 1935 acquired the Pickwick, Greenwich, and has been operating this house in addition to the Capitol, Peekskill, and theatres in Cornwall.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 22, 1936 No. 146

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Details Only Barring Change in St. Louis

(*Continued from page 1*)

is angling for the 52 per cent interest in the St. Louis Amusement Co., which is owned by Skouras Bros. Enterprises. Jules Rubens, an affiliate of B. & K., has been in St. Louis to look over the situation.

Cunliff is understood preparing to reorganize the neighborhood circuit. He is believed to have the support of Arthur, whose stock interest, pooled with the 52 per cent which Cunliff represents, would make 94 per cent stock backing in the rehabilitation plan to be presented to the Federal court. A reorganization of the St. Louis Amusement Co. would eliminate any outsiders from entering into the setup.

Arthur, most likely, will operate the 20 houses under the new plan.

Child Bill Is Passed

The Board of Estimate has passed the local New York law permitting unaccompanied minors under 16 to attend film theatres under strict regulation. The measure was passed last week by the Board of Aldermen, and now awaits Mayor La Guardia's signature.

Insiders' Outlook

By RED KANN

A MEASURE of comfort and assurance is to be found in the statement on television made before the Federal Communications Commission in Washington a handful of days ago. James M. Skinner, chairman of the special committee on television of the Radio Manufacturers Association, was talking and what he said, in part, is worth reprinting here:

> "It is likely that television will depend to a very large degree on film producers for films for television broadcasting. The required technique is the same. Television and films should not, in the opinion of the manufacturers, be serious competitors. Television will never supplant the movies. Of course, it may be argued that some people may stay home to see a news or sporting event, or a play, rather than go to the movies, but, as in the case of radio broadcasting, the stimulation of the public mind to greater interest in wider fields should encourage their greater attendance in person at the movies, sporting events, or theatre. Furthermore, the gregarious instinct of the human race to gather in crowds is fundamental and will never be changed by television or anything else. It is wholly unlikely that television will be used anything like the number of hours per day that sound radio is used. Television in too large doses would be tiring."

▼

While assurance certainly runs through this point of view, it is our opinion that too much complacency should not follow. Today, the transfer in wholesale of radio broadcasting to Hollywood where the talent is to be found has sharpened the competition between air and screen entertainment with the answer apparently defying solution. There are those, as all and sundry are aware, who argue super broadcasts whet the desire to see stars in their next attraction, whatever it may be. No doubt, this is in large measure the truth. Yet, it must likewise be true that the star worshippers are very apt to stay out of theatres and close to their loudspeakers on the nights their favorites take the air. . . .

▼

When television becomes economical enough and, therefore, marketable enough, theatre business will suffer, probably brutally. The first flush of excitement will be drummed up by its sponsors through the usual methods of ballyhoo and advertising and the job of creating a vast audience at the outset will be a lead pipe cinch. We should say that the size of this audience will diminish or increase in direct ratio to the quality of televised programs and the talent that performs them. How to combat the situation which is inevitably on the way is as vexatious to answer as the problem in radio. At least, it strikes us as a sensible, if obvious, suggestion that the major factors in the industry turn more serious attention to a situation which they must, or should, know is on the way and make whatever plans seem feasible now. Not necessarily to fight against it, but to cooperate with it. . . .

New Pact for Benedict

Howard S. Benedict, Radio studio publicity head, has been signed to a new two-year contract. In Baltimore over the weekend, he will fly back to the coast June 30. Following the RKO convention, a group left Saturday for the coast, including Samuel Briskin, Pandro Berman, Bobby Breen and his sister, Sally, Leigh Jason, P. J. Wolfson, Hal Horne and H. O. Kusell.

See High Eastman Net

ROCHESTER, June 21.—The report of Eastman Kodak Co. for the first 24 weeks of its current fiscal year, to be issued in the early part of August, is expected to show the highest net income for any comparable period since semi-annual reports began.

"Hearts" Hits $20,000

"Hearts Divided" grossed around $20,000 for the first week at the Strand. The picture will bow out Tuesday night to make way for an extended run on "The White Angel."

Rites for Hank Hawes

ROXBURY, Mass., June 21.—Hank Hawes, veteran operator of the Puritan here, was buried today from his home in Sharon. Mrs. Hawes has been managing the house during her husband's long illness.

Ben Burbridge Dead

JACKSONVILLE, June 21.—Ben Burbridge, gorilla authority and producer of the film, "The Gorilla Hunt," which was shown nationally in 1927, is dead here. He was 60 years old.

Clarence Roessner Dies

CHICAGO, June 21.—Funeral services were held here today for Clarence Roessner, 46, sales manager of Dalite Screen Co., who died suddenly yesterday of a heart attack.

Lottery Case Postponed

Hearing on the lottery charges against the Pelham, Yorke, Ward and Rosedale, S. & C. houses in the Bronx, scheduled for Special Sessions, has been postponed until July 21.

Renewals of Para. Circuit Deals Ne

(*Continued from page 1*)

ment involves a 50-50 stock own ship in the theatre company betw Hoblitzelle and Paramount. The l ter, however, retains an option to purchase from Hoblitzelle his half terest. Whether Paramount propo to extend the present arrangement to exercise its option to repurch all or part of Hoblitzelle's interest undecided. Indications are that agreement may be revised to g Paramount a controlling stock int est in the circuit with Hoblitz continuing as operator.

A revision of this sort is said be favored by Kennedy. Paramou failure to exercise the buy-back p vision on the first expiration of agreement several months ago resul in the filing of a suit recently b Paramount stockholder to compel company to do so. Hoblitzelle c ferred with Paramount officials a new agreement recently.

Wednesday's board meeting called to act on business of this s It is not regarded as likely that annual election of Paramount o cers will be held at that session. election is tentatively set for the re lar monthly meeting of the bo next Thursday.

Owners, Managers In New Denver Un

DENVER, June 21.—The Thea Owners and Managers of the Ro Mountain Region, Inc., have been corporated here with directors incl ing A. P. Archer, president of Ci Theatres; Dave Cockrill, Denh Theatre manager; Charles Gilmo president and manager Gibraltar terprises; Burns Ellison, manager R and Federal; Rick Ricketson, divis manager for Fox Intermountain, D ver; Dave Davis, general mana Atlas Theatres, all of Denver; B. McCormick, owner of several theat in Canon City and Florence, Col., Hot Springs, N. M.; Ed Schu owner of several Wyoming hous Casper, Wyo.; T. B. Noble, Den general manager for Westland T atres; Charles Klein of the Deadw Amusement Co., Rapid City, S. and Russell Hardwick, operator houses in Clovis, N. M.

At the first meeting, the follow officers were elected: Archer, pr dent; Harry Golub, first vice-pr dent; Harold Rice, second vice-pr dent; Louis Finske, third vice-pr dent; Emmett Thurmon, secretary counsel, and E. P. Briggs, treasure

Para. to Sell Only One-Year Pacts He

(*Continued from page 1*)

yond the expiration of the major cuit pact.

Loew executives have not deci yet whether to enter into anot long-term deal with any distribu it is learned, and until the circuit reached a decision distributors not sell beyond the 1936-37 relea

Milt Kusell has closed with J W. Springer and Sam Cocalis for houses both independently and join operated by the exhibitors. Coc had hoped to arrange a two-year d Prudential will probably close w Paramount this week or the w following.

Columbia Set With 42, Plus 16 Westerns

(*Continued from page* 1)

ming the delegates and, after a short dress, will turn the meeting over Montague, who will then call on arry Cohn, who arrived today by ane from the coast. Following hn's address, the meeting will be ned back to Montague, who will be presiding officer for the remainder the convention.

Montague's address will include neral discussions on the currently eased product as well as on the fea- es which will complete the present gram and will wind up with a sentation of sales policies. Ad- sses by other sales and home-office cutives will then follow.

Joe McConville, sales supervisor, l make the presentations of the ards to the winners of the "Pre- nvention Round-Up."

Rube Jackter, assistant sales man- r, will talk on the importance of company's manpower. Max Weis- dt, recently appointed short subject es supervisor, will then be intro- ed and discuss his department.

Plans for publicizing the new prod- will be presented by Hy Daab, ector of advertising, publicity and loitation. He will be followed by omas.

Other addresses will be made by u Rosenfeld on the Canadian of- s; Lou Weinberg and Louis Astor circuits; Al Seligman on accesso- ; Sam Liggett on the non-theatri- situation and Maurice Grad on es promotion.

Montague will then take the meet- over, opening with an address on ns for 1936-37, followed by an analysis of the feature and short subject schedule.

Present from the field are the following division and branch managers, salesmen and home-office representatives:

Albany—Branch manager, Phil Fox; salesmen, E. Hochstim, C. Ost.

Atlanta—District manager, Sam Moscow; branch manager, W. W. Anderson; salesmen, S. T. Wilson, B. A. Wallace, U. T. Koch, E. B. Foster.

Boston—Branch manager, T. F. O'Toole; salesmen, E. Cohen, S. Simons, T. A. Donahue, H. Olshan, R. J. Murray; home-office representative, D. Pratt; head booker, A. Barry.

Buffalo—Branch manager, Joe Miller; salesmen, C. H. Ferguson, M. Briskin, J. Bullwinkle; office manager, E. Lux.

Charlotte—Branch manager, R. J. Ingram; salesmen, G. Roscoe, R. D. Williamson.

Chicago—Branch manager, Phil Dunas; salesmen, G. W. Phillips, G. St. Clair, T. Greenwood, F. Flaherty, J. Kaufman; office manager, M. Delano.

Cincinnati—Branch manager, A. S. Moritz; salesmen, C. R. Palmer, H. W. Rullman, L. E. Davis, M. Spanagel; home-office representative, J. Rieff.

Cleveland—Branch manager, H. C. Bissell; salesmen, L. Zucker, G. J. Becker, S. Gerson; home-office representative, F. Barry.

Dallas—Branch manager, J. B. Underwood; salesmen, W. O. Williamson, W. L. Penn, J. L. McKinney, W. S. Hurst.

Denver—Branch manager, W. C. Ball; salesmen, J. F. Baker, B. M. Shooker; R. J. Garland.

Des Moines—Branch manager, M. H. Evidon; salesmen, A. B. Leake, L. C. Hensler, M. L. Godwin.

Detroit—District manager, C. H. Shalit; salesmen, M. E. Cohen, R. F. Cloud, J. M. Mellon, G. L. McCoy; office manager, I. H. Pollard.

Indianapolis—Branch manager, M. Solomon; salesmen, H. Kaufman, W. G. Craig, A. J. Gelman.

Kansas City—District manager, Max Roth; branch manager, H. Taylor: salesmen, L. E. Royster, C. E. Reynolds, W. Bradfield, H. S. Stulz; home-office representative, L. Savage; office manager, T. Baldwin.

Los Angeles—District manager, Jerry Safron; branch manager, W. C. Riter; salesmen, H. Wineberg, S. Nathanson, H. M. Lentz; exploiteer, M. Newman.

Memphis—Branch manager, J. J. Rogers; salesmen, T. B. Haynes, H. Kohn; home-office representative, N. Shiren.

Milwaukee—Branch manager, O. J. Ruby; salesmen, T. J. MacEvoy, M. Wiesner, S. R. Chapman; office manager, D. V. Chapman.

Minneapolis—Branch manager, H. J. Chapman; salesmen, J. H. Jacobs, J. Kopald, M. W. Sgutt, D. Conley, A. L. Aved; office manager, N. Watmough.

New Haven—Branch manager, I. H. Rogovin; salesman, B. J. Lourie.

New Orleans—Branch manager, H. Duvall; salesmen, J. Wineberry, J. J. Fabacher.

New York—District manager, Nat Cohn; salesmen, I. Wormser, S. Trauner, J. Sokoloff, S. Schussel, J. Becker, M. Fraum; office manager, E. Helouis; head booker, J. Wenisch.

Oklahoma City—Branch manager, C. A. Gibbs; salesmen, J. A. Smith, S. Gibbs.

Omaha—Branch manager, B. C. Marcus; salesmen, W. E. Barker, I. M. Weiner, J. Rosenberg.

Philadelphia—Branch manager, H. E. Weiner; salesmen, M. Gillis, D. Korson, W. Bethell, S. Palen; office manager, L. H. Wurtele.

Pittsburgh—Branch manager, A. H. Levy; salesmen, S. Sugarman, J. Gins, G. B. Kosco, S. Lubell.

Portland—Branch manager, J. R. Beale; salesmen, C. E. Tillman, W. T. Withers.

Salt Lake City—Branch manager, R. C. Hill; salesmen, C. E. Scott, C. Hawks, W. G. Seib.

San Francisco—Branch manager, L. E. Tillman; salesmen, C. F. Harris, P. Weinstein, E. T. Roberts; home-office representative, M. L. Meyer; office manager, M. Klein.

Seattle—Branch manager, L. N. Walton; salesmen, L. V. Lamb, W. K. Beckwith.

St. Louis—Branch manager, C. D. Hill; salesmen, J. Morphet, E. Dunas, J. Bradford, C. S. Ferris.

Washington—District manager, S. A. Galanty; salesmen, O. D. Weems, J. B. Walsh, C. A. Wingfield, B. Caplon; office manager, J. Kushner.

From Canada

L. Rosenfeld, general manager; D. Coplan, general sales manager; P. C. Taylor, western division manager.

Calgary—J. Allen.

Montreal—W. Elman, manager; H. Harnick, salesman.

St. John—M. Bernstein.

Toronto—A. Cass.

Vancouver—N. Levant.

Columbia Cutting Four

HOLLYWOOD, June 21. — Columbia has four pictures in the cutting room. They are, "Blackmailer," "Meet Nero Wolf," "The Final Hour" and "Shakedown." These pictures will be previewed within the next few weeks.

Lobby Talk

CHICAGO, June 21.—JACK COHN, e-president and gentleman farmer the side, drove from his place at tonah and boarded the Columbia cial at Harmon. Farmer COHN l the recent rains had saved his ps.

+

This will be ABE MONTAGUE'S rth year on the dais as general s manager. He has been identi- with the company since its in- tion and was for many years the nchise holder for New England h his partner, JOE MCCONVILLE, supervisor of National sales.

+

This is also the fourth convention re, with one exception, the same s executives are sitting on the rum. The exception is MAX ISFELT, short subject sales mana- The sales executives are Mc- VILLE, RUBE JACKTER, LOU WEIN- and LOU ASTOR.

+

nd with very few exceptions the e men face the roster today as four years ago. And many have with the company much longer.

+

ACKTER, assistant sales manager, brought along two boxes of cigars chewing purposes only, fearing he ld not get his particular brand in cago.

At Columbia Convention Helm

HARRY COHN
President

JACK COHN
Vice-President

A. MONTAGUE
General Sales Manager

JOE McCONVILLE
Supervisor of Sales

LOU WEINBERG
Handling Circuit Sales

LOUIS ASTOR
Handling Circuit Sales

RUBE JACKTER
Assistant Sales Manager

MAX WEISFELDT
Short Subject Sales Manager

A. SCHNEIDER
The Company's Treasurer

HY DAAB
Advertising, Publicity Director

FRANK McGRANN
Manager of Exploitation

HER HEART WAS TOO BIG FOR ONE MAN TO POSSESS . . . . ONE WORLD WAS TOO SMALL TO SHARE ALL HER LOVE

But ten thousand men loved her! Ten thousand wounded, blinded, broken victims of the scourge of war . . . The living prayed only for her coming. The dying kissed her shadow as she passed.

WARNER BROS. Continue the Noble Tradition of "Louis Pasteur" With the Life-Story of the Immortal Heroine Who Made Her Blood-Stained Uniform the Red Badge of Courage of The Red Cross Nurse!

KAY FRANCIS

as FLORENCE NIGHTINGALE in

The White Angel

With

IAN HUNTER • DONALD WOODS • NIGEL BRUCE

DONALD CRISP • HENRY O'NEILL • BILLY MAUCH • In Cast of 1,000

A First National Picture • Directed by WILLIAM DIETERLE

◂ Purely Personal ▸

BYRON ("Dinty") MOORE, metropolitan manager for Warner theatres, is apartment shopping. He spent the weekend in Kew Gardens looking around for a spot for his family which is due from St. Louis in a few weeks.

•

Charles Skouras and **George Topper**, treasurer of F. W. C., hope to leave for the coast this week. **Leo J. McCarthy**, assistant to **Elmer C. Rhoden**, is extending his stay here indefinitely.

•

Dolores Del Rio, **Max Milder**, **Isidore Ostrer**, **T. Dodds** and **Watterson** and **Mrs. Rothacker** are due today on the *Queen Mary*.

•

Al Jolson, and his wife, **Ruby Keeler**, are due here this week from the coast for a vacation of several weeks.

•

William B. Seitz, the director, and his wife, are in town, stopping at the Waldorf-Astoria.

•

Gregory LaCava is in New York for a vacation, at the Waldorf-Astoria.

Ten Films Started; Total of 40 Going

(*Continued from page 1*)

"Three in Eden" and returned "Suzy" for added scenes. M-G-M began work on "The Devil Is a Sissy," Twentieth Century-Fox began "Across the Aisle," and "Follow Your Heart" went before the cameras at Republic. The first Richard A. Rowland production for Paramount, "I Give My Life," was begun at the Educational Studios. Paramount put "With Banners Blowing" into work.

Twentieth Century-Fox completed three, "Girls' Dormitory," "The Bowery Princess" and "Charlie Chan at the Racetrack." Warners finished two, "Cain and Mabel" and "China Clipper." Edwin L. Marin brought "Sworn Enemy" in several days ahead of schedule for M-G-M, and Republic finished "The Gentleman from Louisiana."

Radio had five features preparing, Paramount three, Columbia and Universal two each, and Goldwyn, M-G-M, Republic, Twentieth Century-Fox and Warners one each. Paramount was editing 12; Warners, eight; Columbia and Twentieth Century-Fox, five each; M-G-M and Republic, four each; Radio and Universal, three each, and Hal Roach, two.

But one short subject was shooting at M-G-M. Columbia was preparing six and Radio, M-G-M and Warners, one each. Fifteen were being edited—six at M-G-M, four at Columbia, three at Roach and two at Radio.

Music Hall Still on Top

The Music Hall team is still on top of the heap in the M. P. Baseball League, as the sixth week was completed. Of five scheduled games two—Consolidated vs. Columbia and Music Hall vs. NBC—were rained out; Paramount-RKO ended in a tie; Loew-M-G-M beat Skouras, 8-4, and RKO trimmed United Artists, 5-1.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"We Went to College"

(*M-G-M*)

Hollywood, June 21.—Some people may like this. Others may think it silly. The preview audience's opinion swung both ways. The show is comedy. It has laughs in some places and falls flat in others.

The picture has to do with a lot of old graduates returning for a college reunion. Charles Butterworth, Una Merkel, Walter Catlett and Walter Abel are the main amusement providers. There is fun in a homecoming football parade, a game, a college show and frat house revelry. The romantic menace, Abel, is married to Edith Atwater and falls for the lure of Miss Merkel, Herbert's wife, and begins to relive his old campus dreams. As everything is mixed up and Miss Atwater fears she will lose her husband, Miss Merkel explains that the escapade has been a nightmare.

A midsummer attraction, the billing of Butterworth, Herbert and Miss Merkel indicates the film's character.

Selling it as a laugh show in which there are no serious and few quiet moments looks like the best exploitation lead.

Production Code Seal, No. 2,329. Running time, 65 minutes. "G."

"The Arizona Raiders"

(*Paramount*)

Hollywood, June 21.—This offers an unusual amount of comedy in a routine plot, but the laugh sequences are constructed for surprise and deserve special emphasis.

Larry Crabbe rescues Raymond Hatton from hanging only to discover he has a horse thief on his hands. Nevertheless they become pals, and, after meeting Marsha Hunt, devote all their energies to saving her cattle from the greedy grip of her double dealing foreman. Johnny Downs plays the juvenile lover who is determined to elope with Jane Rhodes and puts the part over with unusual success. Raymond Hatton stands out in a fairly large part and Crabbe does plenty of hard riding and shooting.

The competent cast includes Grant Withers, Arthur Aylesworth, Don Rowan, Richard Carle, Petra Silva, Augie Gomez, Ken Cooper and "Spike" Spackman. The direction by James Hogan deserves special praise for its emphasis on laughs. Dan Keefe supervised and A. M. Botsford produced from the novel by Zane Grey. The screenplay, interesting for its good dialogue, is by Robert Yost and John Krafft.

Production Code Seal, No. 2,248. Running time, 64 minutes. "G."

"Ticket to Paradise"

(*Republic*)

Hollywood, June 21.—Concerned with the efforts of Roger Pryor to establish his identity after an auto accident makes him an amnesia victim, this is at times amusing and occasionally a bit dull.

Pryor remembers only that he is in a hurry to catch a train. He lands in New York, where Luis Alberni, the doctor, convinces him he should be a taxi driver. His first fare, Wendy Barrie, falls in love with him and when her father, Claude Gillingwater, sets a time limit by which Pryor must establish his identity, the couple set out on a tour to find someone who recognizes him. Seeking publicity, their series of wild escapades brings Wendy's legs, but not Pryor's face, into print, and almost ruins father's securities business. The competitors attempt to place Pryor as the owner of a night club which the couple decide to remodel. In an ensuing riot, Pryor is hit on the head, his memory returns, and he foils the competitors.

Aubrey Scotto, who directed, has sustained the suspense and brought out many laughs. Jack Natteford and Nathaniel West did the script from an original by David Silverstein. Victor Zobel supervised.

Production Code Seal, No. 2,282. Running time, 65 minutes. "G."

Brown Forms Epilogues

Sam Brown, formerly with First Division, has formed Epilogues Distributing Co., of which he is president. The company plans 52 subjects, each consisting of two sound tracks, one containing orchestration to be used for overtures, intermissions, spills and chasers and the other a "goodnight" dialogue for exit music. Harry Fields, formerly with Universal, is in charge of production.

Open Air Houses in N. E.

Boston, June 21.—New England is becoming open-air theatre conscious, with new situations scheduled for Providence, Worcester and Saugus by the operators of the Weymouth Drive-in Theatre. Another outdoor amusement is planned in Provincetown, where a wharf will be developed into the country's first outdoor fine arts location. Heinrich Pheiffer, an artist, is largely concerned with the move.

Price Dispute I
CEA Meeting Topi

(*Continued from page 1*)

do not appear in the official agen
Differences of opinion on distri
tor activity in exhibition and chec
ing, which collapsed the attempt
arrive at a uniform contract, almo
certainly will assert themselves
Eastbourne, although nowhere in t
program are they listed.

Actually scheduled as subjects f
papers and after debate are: "Fil
Censorship Today," by Lord Tyrre
of Avon, president of the Britis
Board of Film Censors; "It Pays
Advertise," by Simon Rowso
M. Sc.; "Scientific Buying and Sel
ing," by J. F. X. Prendergast, an ex
hibitor; and "Redundancy—or Prog
ress," by Ken J. Nyman, B. Sc.

A general council meeting of th
association, which may be attend
by members, although they cann
participate, is the likeliest occasi
for the ventilation of controversi
matters. It will be held on Tuesda

The conference banquet is set f
that evening at the Winter Garde
At the same place a luncheon is b
ing staged jointly by the Lond
Southern Midlands and Suss
branches of the C. E. A., on We
nesday. Other social occasions a
a civic reception by the Mayor
Eastbourne, Miss E. M. Thornto
a garden party staged by firms re
resented at the trade exhibition whi
is run at the Winter Garden throug
out the conference; tea with the may
of Worthing; a reception and dan
with General Film Distributors
hosts and a similar function at t
invitation of Gaumont British. G
tournaments, trips through W
Country beauty spots and a sea jau
to Boulogne and Le Touquet a
other holiday features and the fir
event of the week is a ball Frid
evening.

Revive "Grand Hotel"

Kansas City, June 21.—"Gra
Hotel" has been spotted at the Mi
land for a week. The run beg
Friday.

Wall Street

Losses Outweigh Board Gains

	High	Low	Close	Ne Char
Columbia Pictures, pfd.	44⅞	44⅞	44⅞	+
Consolidated Film	4¾	4¾	4¾	+
Consolidated, pfd.	16½	16½	16½	+
Loew's, Inc.	45½	45¼	45¼	—
Paramount	8⅜	8⅛	8⅜	+
Paramount 1 pfd.	65	65	65	...
Pathe Film	6⅞	6⅝	6¾	—
RKO	5½	5½	5½	...
20th Century-Fox	25¾	25½	25½	—
20th Century, pfd.	34	34	34	—
Universal, pfd.	101½	101½	101½	—
Warner Bros.	9¾	9⅝	9⅝	—

Trans-Lux Up on Curb

	High	Low	Close	N Cha
Sonotone	2¾	2¾	2¾	..
Technicolor	27⅝	27⅜	27⅜	—
Trans-Lux	4⅛	4⅛	4⅛	+

Fractional Bond Changes

	High	Low	Close	N Cha
General Theatre Equip. 6s '40 ctf.	26⅛	26	26⅛	+
Loew's 6s 41 ww deb rights	96¾	96⅝	96¾	—
Paramount Broadway 3s '55	59¾	59¾	59¾	...
Paramount Pictures 6s '55	89	88¾	88¾	—
Warner Bros. 6s '39 wd.	93	92½	92¾	—

(Quotations at close of June 20.)

1936-37
INTERNATIONAL
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QP
EDITED BY TERRY RAMSAYE

Edited by
TERRY RAMSAYE

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- ANNUAL RELEASES, dates and titles, a resume of thousands of pictures.
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1936-37

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OL. 39. NO. 147 NEW YORK, TUESDAY, JUNE 23, 1936 TEN CENTS

Detail on 32 Of 58 Listed By Columbia

Lost Horizon," a Capra Picture, Heads Year

Chicago, June 22.—Columbia di-ulged detail of 32 of its 58 features anned for 1936-37 to the assembled les force at the Drake today, as the onvention met for the first of a eek's sessions.

Heading the list is "Lost Horizon," st of two Frank Capra productions ith Ronald Colman as its star. The neup, as far it went, made no men-on of Grace Moore. In the short ubject division 126 releases were sted.

Jean Arthur will be starred in "Ad-enture in Manhattan" with others in-cated as coming later in the year. aurice Chevalier in "The Beloved agabond" is another, this attraction ving been made abroad. Bing rosby is down for one, "Pennies om Heaven," which Emanuel Cohen d Major Prod. will make. Chester

(Continued on page 8)

CEA Meet Opens To Record Crowd

By BRUCE ALLAN

Eastbourne, England, June 22.—A cord number of film people gath-ed here today for the opening of e annual summer conference of the nematograph Exhibitors' Ass'n. ore than 400 reservations already ve been received for the conference nquet tomorrow evening, and 500 the garden party tomorrow after-on.

There was a large attendance today the informal inspection of the trade hibition. The business sessions do

(Continued on page 4)

rance-Germany in One-Year Agreement

By J. K. RUTENBERG

Berlin, June 19 (*Via the Hinden-rg*)—A special agreement, between ance and Germany, signed here last ek, provides for the free importa-n of films originating in either intry. It is a one-year arrange-nt, effective from June 1 last. It is intention to discuss the formula-n of new regulations at the expira-n of this agreement.

Under the terms of the arrangement, ns made in Germany, either in Ger-

(Continued on page 4)

Report Grand National May Start Circuit

Financial Interests Said To Favor the Move

Financial interests backing Grand National yesterday were reported interested in developing a national circuit with deals said to be on for a half interest in seven New York and New England houses and also for 18 others.

According to the story, the men are reported to be anxious to buy into the seven-house circuit built up by Edward Peskay. This group, it was said, would serve as a nucleus in addition to the Pathe theatre in Denver on which Grand National has an option to buy.

Peskay vehemently denied the reports, stating the only reason he resigned from Skouras Theatres was to

(Continued on page 11)

Sabath Group May Resume Here Soon

The Sabath Congressional committee may resume its public hearings on developments within Paramount during the next week or two, it was reported here yesterday.

Efforts will be made to gather a majority of the committee members in New York shortly after the close of the Democratic National convention at Philadelphia, it was said, and a resumption of the hearings depends on the success of those efforts.

A spokesman for the committee said that Representative A. J. Sabath,

(Continued on page 11)

Grants Fox Request

Washington, June 22.—An application by Twentieth Century-Fox to hold confidential information in its registration statement filed under the Securities Exchange Act of 1934, relating to the names of certain subsidiaries, has been granted by SEC, it was announced today.

No 20th-Fox Deal, States Ostrer Here

Denying his trip had anything to do with reported stories of a stock deal with Twentieth Century-Fox, Isidore Ostrer, chairman of the G.B. board, arrived yesterday morning on the *Queen Mary* for a general checkup on the company's American activities and to develop more revenue from this market, he declared in a statement to Motion Picture Daily.

"Like everything else," Ostrer stated, the increase in business will have to be gradual." There is nothing to the various rumors linking G.B. with a stock deal with Twentieth Century-Fox, he said.

Speculation over an offer from the Greenfriars Investment Trust for a half interest in the Denham Trust, an investment company largely interested in G.B., and providing for the purchase of 412,138 £1 shares at 23 shillings, six pence was described by Ostrer as "basically without importance." He said that by this arrangement the stock becomes marketable

(Continued on page 4)

Industry Tribute Climaxes Career of Carl Laemmle

Evident above all else as a night of tributes to Carl Laemmle neared its close last midnight at the Waldorf-Astoria was that the Universal founder's benefactions are as widely known as his place in the industry's history and as numerous as the friends that gathered to pay their respects at the close of his active career as an industry leader.

That it is the end of his active career Laemmle insisted again last night. His old friend, William A. Brady, was not convinced of it.

"I want you as my partner to produce a picture that will make a million dollars," Brady tested him.

"No, sir. I'm through," was Laemmle's response, given lightly but with emphasis.

Laemmle was hailed as benefactor and industry pioneer by the many who spoke in his honor at the testimonial

(Continued on page 12)

No Film Bills Are Passed by 74th Congress

Efforts to Speed Up Block Booking Law Fail

By BERTRAM F. LINZ

Washington, June 22.—No legislation affecting the film industry was passed by the 74th Congress.

Despite last-minute efforts to secure consideration of film legislation, neither house took up the subject, and the block booking bill, requiring merely affirmative action by the House and Senate and the actor-immigration bill, passed by the House, both failed at the last moment.

As usual, many measures applicable to the industry were introduced during the five and one-half months of the session, and a number were carried over from the first session of the Congress just ended. All, now, are thrown into the discard and if any are to be considered next year they must be reintroduced and treated as new measures.

The block booking and copyright bills were the outstanding features of

(Continued on page 11)

New Coast Booking Office Is Starting

Los Angeles, June 22.—Plans to form an independent booking office for this territory have finally materialized with the formation of Pacific States Theatres Service Co. Independent theatre operators have been considering the idea for the past six months, and the new organization will be in charge of Sam Blowitz, former FWC booker, and Harry Rackin, formerly with Principal Theatres. Fifteen independent theatres will book through the office, though the new company will not buy film.

George Milner will replace Blowitz at FWC, and Carl Smith will take over Rackin's duties at Principal.

Steuer Associated With Burkan's Firm

Max D. Steuer, prominent New York attorney, is now associated with Schwartz and Frohlich, successors to the law practice of the late Nathan Burkan, as a special counsel. Formal announcement of the new arrangement is now in the mail and lists, in addition to Charles Schwartz and Louis D. Frohlich, H. Finkelstein,

(Continued on page 11)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 23, 1936 No. 147

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone Circle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K Rutenberg*, Representative; Paris Bureau 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Vial Gorizia, *Vittorio Malpassuti*, Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269, *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 880 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Holmden Due in K. C.

Kansas City, June 22.—Harland Holmden, vice-president of the I. A. T. S. E., possibly with two or three other officers of the union, is expected here shortly to talk to theatre owners about contracts. The first runs are working on last year's schedule, but without a contract. Owners and the union could not get together when the latter asked for a substantial increase. The subsequent runs have for some time worked without a contract, though most of them use union men.

Austin Young, 38, Dies

Columbus, June 22.—Austin Young, 38, former vocalist with the Paul Whiteman and Abe Lyman orchestras, and master of ceremonies at Loew's Cleveland, is dead here at Grant Hospital of tuberculosis. His parents, one brother and a sister survive. The funeral will be held tomorrow.

James A. Higler Passes

Milwaukee, June 22.—James A. Higler, 63, theatre manager here for nearly 37 years, died here today. He has managed the Alhambra, Majestic and Palace, and at the time of his death was manager of the Davidson. His widow and a daughter survive.

◂ Purely Personal ▸

George Schaefer, Maurice Silverstone, Harry D. Buckley, Harry Gold, Lowell Calvert, Arthur W. Kelly and Charles Schwartz of the Nathan Burkan office will depart for the coast Thursday, a day ahead of the U. A. convention special. Calvert plans to spend several days in Hollywood after the convention for conferences with John Hay Whitney and David O. Selznick.

•

Elmer C. Rhoden flew in from Kansas City yesterday while Rick Ricketson came in by train from Denver for conferences with Spyros and Charles Skouras on product. The RKO film deal is virtually set except for a few points which have yet to be ironed out.

•

Edward Gross, production manager for Sol Lesser, hasn't left for the coast yet. He's had several reservations, but just can't make up his mind when to depart.

•

Ernest Wilkinson got in from Washington yesterday and will remain for several days on the F. & M.-Warner deal in St. Louis.

•

Rosina Lawrence, Hal Roach player, leaves tomorrow for Ottawa to visit her parents and from there returns to the coast.

•

Cliff Work, RKO theatre divisional manager on the west coast, returned to San Francisco, his headquarters late yesterday by air.

•

Julian Johnson, head of Twentieth Century-Fox's story department on the coast, plans to head for Hollywood Thursday.

•

William Heineman, west coast district manager for Universal, is still around town. Eddie Cook has returned to L. A.

•

Connery Chappell and Stuart Jackson, London film critics at present at the Waldorf, leave for the coast Thursday.

•

George W. Weeks, general sales manager of G. B. left last night for Washington. He will return end of the week.

•

Reg Wilson, G. B. Ohio district manager, has arrived for home office talks. He will be here several days.

•

Harry Sherman and William Boyd expect to leave for the coast either today or tomorrow.

•

George O'Brien will leave for Hollywood on Friday. Leonard Goldstein has already gone.

•

Margaret Lawrence's novel, "The Years Are So Long," has been acquired by Paramount.

•

Edgar Kennedy starts a personal appearance engagement at the Roxy starting Friday.

•

Oscar S. Oldknow will leave by plane for Los Angeles today.

Quadruplets

After attending a private preview of "San Francisco," J. Robert Rubin, general counsel of M-G-M, yesterday said it was four pictures in one: a straight drama, an opera, a musical and another drama.

Sam Forgotston of the M-G-M advertising department returned yesterday from a honeymoon in the Pennsylvania regions. His assistant, Sidney Glaser, gets back today from a honeymoon in the Catskills.

•

. . . New Haven

Mrs. I. J. Hoffman and Ruth Hoffman sail for Europe on the *Washington* July 1. They will motor through several countries and return in September.

Jerry Mascoli, of the Cameo, Waterbury, is recovering the use of his injured arm.

Al Robbins of the Strand, Hamden, is on the mend at St. Raphael's Hospital, following an attack of pneumonia.

M-G-M Book Is Novel

M-G-M has gone in for something entirely new in the way of announcement books. It is an 8 in. x 9 in. booklet of 117 pages with the outside pages in offset color and an occasional inside page in color, but in black and white for the most part.

The pages are held together with a celluloid tube, giving a looseleaf effect. It is called "Leo's Candid Camera Book, 1936-1937," and a candid camera motif is given to most of the illustrations. Crayon drawings are used for many of the star illustrations. An editorial page from *Motion Picture Herald* is also reproduced.

WCTU Head Hits Reels

Tulsa, Okla., June 22.—Newsreels "habitually caricature and grossly misrepresent personnel of the W. C. T. U.," declares Mrs. Ida B. Wise Smith, president. She says that newsreels may be banned from all national meetings.

Retain "Valiant" Title

After conferences with Production Code Administration heads Paramount has decided to retain "Valiant Is the Word for Carrie" in the film version of the Barry Benefield novel.

Music Hall Team Wins

The Music Hall team of the M. P. Baseball League defeated the Rivoli Theatre nine, 31-1, in a game yesterday morning at Central Park.

Warner to Coast

Harry M. Warner leaves for Hollywood today where he is expected to pass the summer.

To Summer in Maine

S. R. Kent leaves for Rangeley, Me., on Thursday. This will be his summer address until September.

Legion Approves All Of 15 New Picture

Of 15 new pictures reviewed a classified in the list of the Nationa Legion of Decency for the curren week, 12 films were called unobjec tionable for general patronage an three were classed as unobjectional for adults. There were none noted objectionable, even in part. The n films and their classifications follow

Class A-1, Unobjectionable for Ge eral Patronage—"Anna und Elis beth," "And Sudden Death," "Coun terfeit," "Der Vetter Aus Dingsda "Guns and Guitars," "Navy Born "Parole," "Poppy," "Romeo a Juliet," "Stampede," "Trapped Television," "Winds of the Wast land." Class A-2, Unobjectionable f Adults—"Alpine Love," "I Stand Co demned," "Women Are Trouble."

"Ziegfeld" Take Up For Its 11th Wee

"The Great Ziegfeld" in its 11 week at the Astor on a two-a-day po icy garnered $500 more than the pr vious week, tallying $17,400 for th stanza. The weather apparently h little effect on the box-office at th theatre. The Capitol, on the secon week of "Fury," ended with $27,00 or $3,000 less than the first sev days.

N. E. Men Vacationing

New Haven, June 22.—Loew's Ne England managers who are on vac tion or plan to go this week-end, i clude: Henry Watts, Joe Anstead a William Elder, whose vacation is honeymoon. Louis Cohen of t Palace, Hartford, is on relief duty.

Warner men on leave are: Willia Flanagan, James Weist, Willia Kelly, Max Silverwatch, Jack Meli koff, Thomas Brown and Ch McHale.

Seeks Fox Award Oka

A motion to affirm an award of $2 will be made in N. Y. Supreme Co this morning on behalf of Twenti Century-Fox. The award was ma against B. M. Griffing of Red Ho N. Y., and represents license fees films not exhibited by Griffing in cordance with a contract dated J 15, 1934.

Press Aids U. S. Film

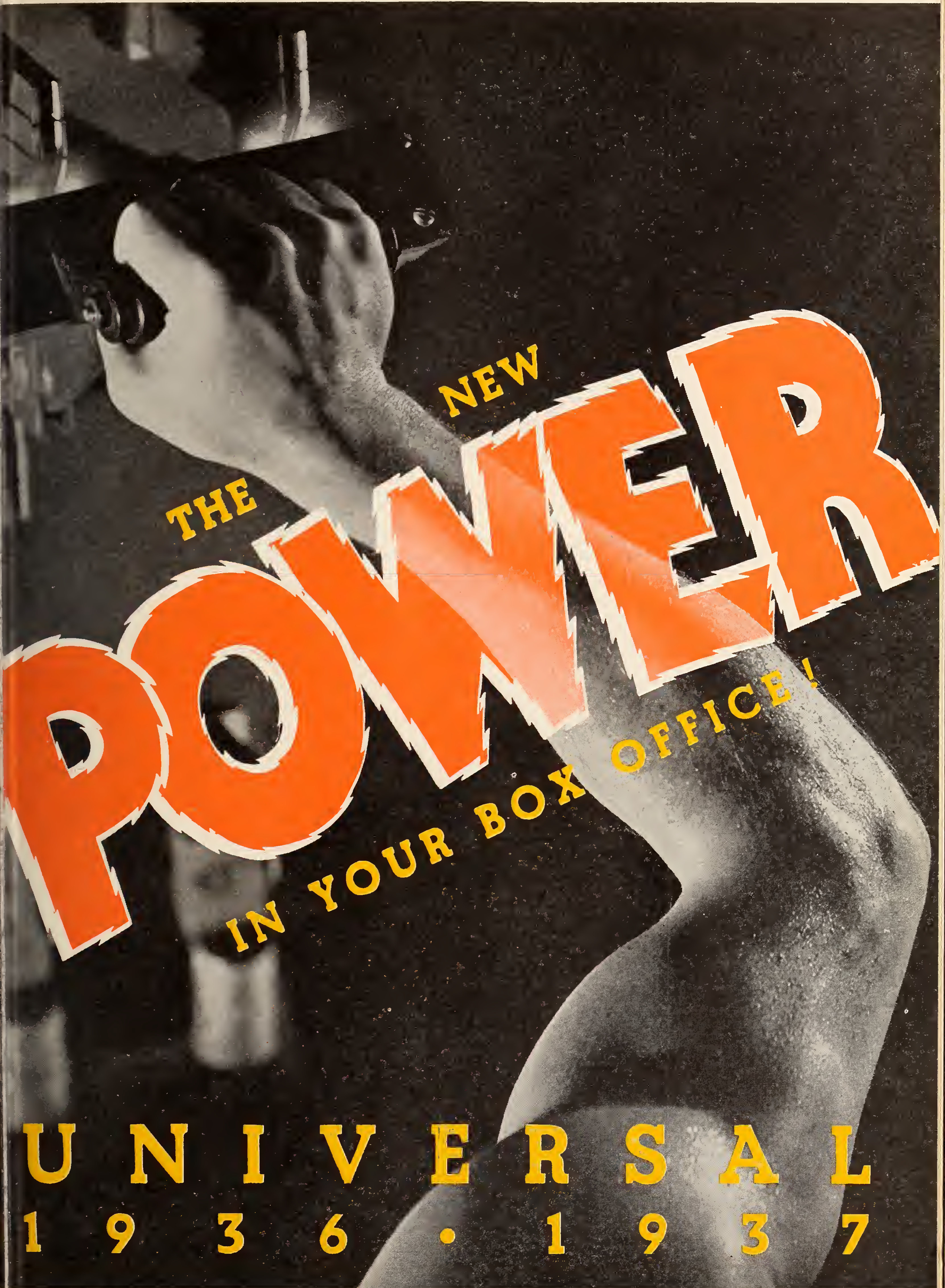
Cleveland, June 22.—The *Cle land Press* editorially complimen the I.T.O. of Ohio for its decision show the Government-produced sh "The Plow That Broke the Plain initially shown last night. It is und stood here the major circuits will run the picture.

Films on Hudson Boa

The *Delaware*, of the Wilson Li will make its initial moonlight cru up the Hudson tonight, featuring fil in a deck theatre which will seat 8 This is the first Hudson River b so equipped. Features are expected be shown later in the season.

Conn. Group Meets Tod

New Haven, June 22.—The In pendent M.P.T.O. of Connecticut hold its regular meeting at he quarters tomorrow, with Harry Lavietes, president, in the chair.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Brazil Quota Suggested by Film Censor

By A. WEISSMANN

Rio de Janeiro, May 22.—R. Magalhaes, Jr., film critic of *A Noite,* and a member of the censor board, has suggested to the Brazilian Government the imposition of a quota, providing for the compulsory acquisition by foreign distributors of 10 meters of domestic product for every 100 meters imported and released.

Brazil annually imports approximately 600 features. The quota suggestion has met with favor in many quarters, but it has been pointed out that Brazilian producers do not turn out 10 per cent of the total of features imported annually. In 1935 domestic producers completed about 100,000 meters of features and shorts, compared with a total of 1,250,000 meters imported, mostly by American distributors here.

It is expected that the Government will not give serious consideration to the quota suggestion at this time.

Decided Increase Noted

There has been a decided increase in Brazilian production, but in the main only in the output of short subjects, since the Government ordered that every foreign picture exhibited must be accompanied by domestic short product. From eight to 10 new shorts are produced each week.

Brazil Vita Films has released its latest picture, "Cidade-Mulher" ("Town Woman"), which was directed by Humberto Mauro. He has two other features scheduled. Raul Roulian is completing his first feature, which he directed and in which he is starred. Opposite him is his wife, Conchita Montenegro. The film is titled, "Grito Da Juventude" ("The Cry of Youth"). Fan Films has "O Gigante Da America Do Sul" ("The South American Giant") in work, and plans early production on "Tremendal," a jungle story.

* * *

American films which have been notably successful in the leading local theatres recently include "Top Hat," "The Littlest Rebel" and "Anna Karenina."

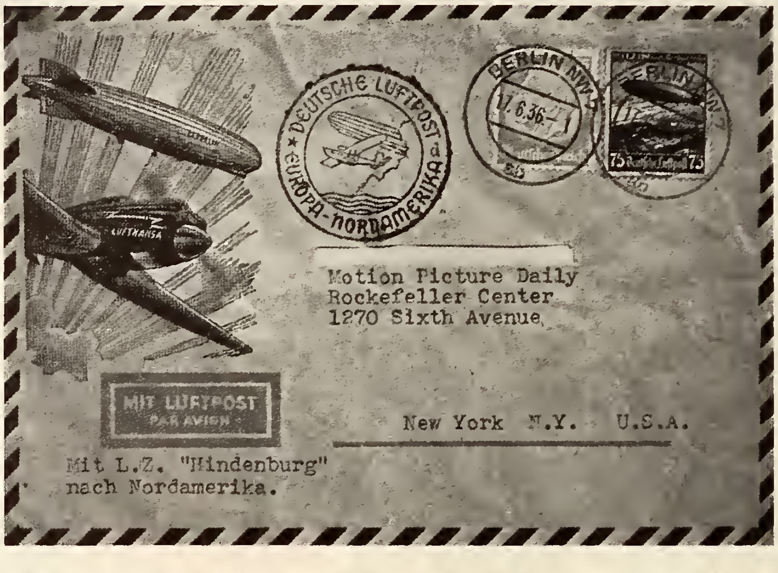
Austrian Says U. S. Will Produce There

Vienna, June 22.—American firms will produce musical films here, according to Eugen Lanske, Trade Minister, who has just returned from the United States. Back of the idea, it is said, is a desire to increase American film sales here at the expense of German firms which have export bounties.

Germany Bans Quin Film

Paris, June 22.—"The Country Doctor," Twentieth Century-Fox picture starring the Dionne Quintuplets, has been banned in Germany, according to a report in the *Paris Tageszeitung* here today. The newspaper declared the ban was based on the participation of non-Aryans in the production of the film.

Three Days from Germany



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PAR AVION

Mit L.Z. "Hindenburg"
nach Nordamerika.

Reproduction of envelope which brought news stories to Motion Picture Daily aboard the Hindenburg.

France-Germany in One-Year Agreement

(Continued from page 1)

man or French, may be exported to France without duty, and without limit with respect to nature and length. The number so exported will be subject only to French legislation relative to the reproduction of films of foreign origin. No conflict is seen with the provisions of the new French laws on censorship.

An important phase of the agreement provides that the German Government will permit the transfer of foreign currencies which have been collected in Germany by the exploitation of French films. Each country will compile a list of the films shown within its boundaries, and forward it to the other country. If a film is to be suppressed in either country, the reason must be given within two weeks, according to the agreement.

CEA Meet Opens To Record Crowd

(Continued from page 1)

not get actively under way until tomorrow. A lively debate is expected at the council meeting on rental methods, in discussions of the resolution of the London Branch of the C. E. A. criticizing percentages.

It is expected as well that there will be a discussion of the publication last week of the bluebook on the proposed revision of the Films Act.

A golf tournament and the informal inspection of the exhibit featured today's program, while a civic reception by the Mayor of Eastbourne occupied the evening.

Street Made Manager

Hattiesburg, Miss., June 22.—Lessie Lee Street, formerly cashier of the Saenger, has been made manager of the new Buck, operated by the Hattiesburg Amusement Co.

Morris Agency Moves

The William Morris Agency yesterday moved into its new quarters on the 28th floor of the RKO Building in Radio City.

U. S. Product Leads In Czechoslovakia

By HARRY KNOPF

Prague, June 19 (*Via the Hindenburg.*)—American product, which dominated the Czechoslovakian market during the current season with 150 releases, is expected to duplicate that next season. Of an anticipated total of approximately 300 features, American companies are expected to supply more than 150.

Leading American films have proved to be the hits of the present season here, with "Broadway Melody" and "Modern Times" among the outstanding grossers. German producers have attempted to register in this market, but have failed, owing to the political situation and the comparatively poor quality of the German output, which is too nationalistic.

Twentieth Century-Fox, M-G-M, United Artists and Paramount are expected to have especially good season here. Audiences in this country are discriminating, never willing to accept a film merely because it has been ballyhooed. That is given as the explanation of the fact that many of the most heavily publicized pictures do not run longer than a single week at the leading local theatres.

Domestic production is expected to show an increase over the current season, the Film Advisory Board having expressed itself optimistically. Approximately 18 films are expected from the various producers during the coming season.

Spain Wage Fight On

Barcelona, June 22.—Operators in laboratories and projection rooms of distributors are demanding increases from 85 and 75 pesetas, respectively, to 200 and 250 pesetas, with the abolition of all other duties. The employer group is fighting the demands. Discussions are continuing. Film offices are still closed in the mercantile strike.

Inspects Summer Homes

Bridgeport, June 22.—Ruth Chatterton is inspecting summer homes in Fairfield County that are for sale.

No 20th-Fox Deal, States Ostrer Here

(Continued from page 1)

and the Ostrers will get about $900,000. He said a good part of the stoc has been taken up and there "is n particular significance to the deal." H dismissed the subject by comparing i with a man having stock to sell an getting a certain amount of mone for it.

Ostrer will remain in New Yor two to three weeks. He said he di not anticipate any changes in th American setup and that he did nc intend to go to the coast.

Sunday night, Max Milder, Warne branch head in England, tendere Ostrer a birthday party on the boa which was attended by Dolores De Rio, Watterson Rothacker and ex Governor White of Ohio.

Milder said his trip was his annua vacation in America and that h planned to stay about two weeks. H wife has been here several weeks an has just been discharged from a loc hospital. Business is exceptionall good in England, Milder held, ar while new theatre building is going c at a moderate scale, many of the ol theatres are being remodeled. Mr Milder, Joe Hummel and Ka McDonald were at the pier to me Milder. D. E. Griffiths, First Na tional manager in England, is due th latter part of August.

Dodds to Negotiate Release

T. Dodds, chairman of the board Atlantic Film Prod., Ltd., also was passenger. He asserted that the ne company was formed last Decemb with a capital of 40,000 pounds ar that he came over to talk to U.A. ar RKO executives on the American ar Canadian distribution rights to "Thu der in the City." Edward G. Robi son, now in London, will start wo in the picture at Denham studios two weeks.

U.A. has all other distribution righ to the picture, Dodds said, and befo he can close for the American a Canadian outlets, Robinson has t right to approve or reject the deal.

Dodds met yesterday with Arth W. Kelly and James Mulvey of U. He plans to remain until July 3 wh he will sail on the *Ile de Fran* About £70,000 will be spent on t first picture. Two are planned th year and three to four next seas Dodds asserted.

Returning from a two-month holid in England and Scotland, Rothack forgot all about the picture busin while abroad and will keep it out his mind for the entire summer, said yesterday. He plans to lea either today or tomorrow for his rar at Hidden Valley, Cal., where he w remain until Labor Day. He has film plans and doesn't expect to ma any until after the summer, he said

Wagner Back Shortly

London, June 22.—Walter Wan plans to leave for America on next westbound voyage of the *Qu Mary* July 10. He told newspa reporters in an interview he had ambition to make "Arabian Nigh in Technicolor.

THE BOX OFFICE SUCCESSOR TO "CALL OF THE WILD"!

Jack London wrote both stories . . . Darryl F. Zanuck produced both pictures . . . and both pulse with the same rugged, elemental drama of male and female in a lawless land!

Jack London's

Sequel to "Call of the Wild"

WHITE FANG

with

MICHAEL WHALEN
JEAN MUIR
SLIM SUMMERVILLE
CHARLES WINNINGER
JOHN CARRADINE
JANE DARWELL • THOMAS BECK
a DARRYL F. ZANUCK
20th Century Production
Presented by Joseph M. Schenck
Directed by David Butler
Associate Producer Bogart Rogers
Screen play by Gene Fowler,
Hal Long and S. G. Duncan

DARING SHOWMANSHIP AGAIN BRINGS YOU FRONT-PAGE DRAMA from the studios of 20th Century-Fox

THE *Crime* OF DR. FORBES

Did this doctor violate his sacred oath . . . for love? Vitally, deeply stirring rings the answer! *Remember "Show Them No Mercy"!*

20th CENTURY FOX

THE KEYSTONE
OF YOUR FUTURE

HERE'S ONE AD T

NEW YORK HERALD TRIBUNE.

By Howard Barnes

"Poppy"—Paramount

"POPPY," a screen comedy by Waldemar Young and Virginia Van Upp, adapted from the play by Dorothy Donnelly, music and lyrics by Ralph Rainger and Leo Robin, directed by A. Edward Sutherland, produced by Paramount and presented at the Paramount Theater with a cast as follows:

Prof. Eustace McGargle	W. C. Fields
Poppy	Rochelle Hudson
Billy Farnsworth	Richard Cromwell
Attorney Whiffen	Lynne Overman
Countess Maggi Tubbs De Puizzi	Catharine Doucet
Frances Parker	Rosalind Keith
Mayor Farnsworth	Granville Bates
Constable Bowman	Adrian Morris
Carnival Manager	Ralph Remley
Calliope Driver	Dewey Robinson
Joe	Tammany Young
Egmont	Bill Wolfe

W. C. Fields

In "Poppy"

The great W. C. Fields is to be seen at the Paramount in one of his most fabulous roles, that of Professor Eustace P. McGargle, F. A. S. N. It goes almost without saying that "Poppy" is the funniest and most completely diverting comedy that has come to local screens for a long time In spite of the serious illness that has made acting for Mr. Fields a brave challenge to adversity, the new photoplay finds him magnificently comic. The master of what Alva Johnston has termed "unfaked or legitimate nonchalance," he is once more the supreme clown, mixing pantomime with racy wit and making the carnival trouper whose advice to his foster daughter was "never give a sucker an even break" enormously appealing.

It is eminently fitting that "Poppy" should present him to film-goers again after too long an absence. He was first raised to stardom in the Dorothy Donnelly play a dozen years ago and the silent screen version of the tale. "Sally of the Sawdust," marked his debut before the camera. It is a colorful vehicle for his consummate genius, exploiting all his talents with the exception of juggling. As the elixir-vending concessionaire who clips yokels with the shell and pea game, sells talking dogs, forges legal documents and appropriates various loose objects from a cigar to a horse, he is a completely lovable scoundrel.

There is no hint in his present performance that it was executed under arduous and even painful circumstances. When he is tossed off the carnival wagon he holds his shoulder gingerly, muttering about a dislocated sacro-iliac with grim good humor, but one never might suspect that each scene was shot just after he had cast aside two canes and walked away from attendants. The photoplay is full of splendid slapstick, ranging from a hilarious piece of business on a croquet grounds to an uproarious suspender-snapping sequence when the brilliant comedian wrestles with full-dress clothes.

The Donnelly work has not entirely escaped the ravages of time. It has a rather incredible romance of the musical comedy variety and a lost heiress theme that demands your tolerance. Fortunately, the piece has been adroitly adapted and directed to give Mr. Fields a multitude of opportunities to provoke your laughter. This he succeeds in doing superbly, even when he is mumbling quite unintelligibly. The opening passage, in which he endows a stray pup with speech and sells him to a bartender for a couple of sawbucks is sure to become a classic of cinema comedy.

As Richard Watts jr. has written, Mr. Fields "may be less universal than Chaplin, but he stands for what we would like to think was typical American folk comedy at its highest degree." In "Poppy," for all his triumphs over the hicks, he enlists your sympathy profoundly and sets up overtones of pathos that are compelling. That he was able to appear at all is a testament to his courage. That he has made his current role one of his greatest portrayals is a glowing tribute to his consummate showmanship.

NEW YORK EVENING JOURNAL

W. C. Fields Plays Medicine Spieler,

By ROSE PELSWICK.

The incomparable W. C. Fields is back on the screen again, with his twangy voice, his flowery verbiage, his acrobatic silk hat, his cigar and all those tricks of pantomime and dialogue that make him head man among the comics. Recovered from a serious illness that lasted almost a year, he's at the Paramount Theatre this week in a filmization of his old stage success, "Poppy."

ROSE PELSWICK

The Fields enthusiasts—and they packed the theatre at yesterday morning's first performance—will find plenty to delight them. This time he's Professor Eustace McGargle, a patent-medicine spieler who follows carnival shows and extolls the virtues of "Purple Bark Sarsaparilla" while running a quiet shell-game on the side. During the course of the proceedings he does his famous croquet routine and also the hilarious ventriloquism bit with the dog that he sells to the bartender.

NEW YORK POST

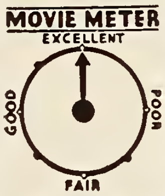
MOVIE TALK

W. C. Fields Returns to the Paramount Screen in "Poppy"

The Incomparable Comedian at His Best in Film Version of His Erstwhile Stage Vehicle

By THORNTON DELEHANTY

BETRAYING slight traces of the desperate illness he suffered last year, the ineffable W. C. Fields is back on the screen again in the film version of "Poppy," the musical comedy by the late Dorothy Donnelly in which he appeared many seasons ago on Broadway.



"Poppy" has been changed in the adaptation, but Mr. Fields, being an incomparable comedian, is essentially himself. We wouldn't go so far as to say that he is funnier than ever because we doubt if even he could be that, but "Poppy" offers him a highly suitable role, and its dialogue is rich in characteristically Fieldian humor.

It is, moreover, an engaging play in its own right, artfully combining bucolic sentiment with roguery and offering the supporting players several comic and romantic scenes independently of the star. For it is an evidence of the Fields genius that he can afford both competition and help from the other members of his cast.

Thus Rochelle Hudson and Richard Cromwell blossom forth in a surprisingly neat love match which is not without its intentionally funny moments; Catherine Doucet and Lynne Overman are likewise hilariously engaged in amorous maneuvers, and the minor characters, of the small town and circus carnival variety, furnish a background that is properly keyed to the story.

DAILY NEWS

New Fields' Film Truly a Field Day

W. C. Fields as he appears in "Poppy," now on view at the Paramount Theatre. Rochelle Hudson and Richard Cromwell supply the romance.

By WANDA HALE.

"Poppy," a Paramount production, based on a play by Dorothy Donnelly, screen play by Waldemar Young and Virginia Van Upp, directed by A. Edward Sutherland and presented at the Paramount Theatre.

THE CAST

Prof. Eustace McGargle	W. C. Fields
Poppy	Rochelle Hudson
Billy Farnaworth	Richard Cromwell
Attorney Whiffen	Lynn Overman
Countess Maggi Tubbs de Puizzi	Catherine Doucet
Frances Parker	Rosalind Keith
Mayor Farnaworth	Granville Bates
Constable Bowman	Adrian Morris
Carnival Manager	Ralph Remley
Calliope Driver	Dewey Robinson

The S. R. O. banner swung happily over the Paramount Theatre yesterday morning where one of the biggest crowds of the year gathered to see W. C. Fields' twenty-third full-length picture.

"Poppy," the new Fields' starring vehicle, is a belated screen adaptation of Dorothy Donnelly's musical comedy of the same name whose successful year fifteen years ago or was, I imagine, due l presence therein of called Prof. Eustac played by a man n Fields.

Stars Agai

Fields' devotees—a not, you ought to ha as well as your live

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That Fields Mar Paramount-

POPPY, an adaptation of Dorothy Donnelly; screen mar Young and Virginia and lyrics by Ralph Ra Robin; directed by A. Edw produced by William LeB mount. At the Paramour

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Attorney Whiffen	
Countess De Puizzi	C
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Constable Bowman	
Carnival Manager	
Calliope Driver	
Egmont	

By FRANK S. N

On this auspicious the opening of any picture can be no le solemn obligation to r forces of nature an stance continue to solidly against our Claude Fields—Profe McGargle, F. A. S. mount's "Poppy"—o compelled to exert ev his timorous strength cum of his transpare particle of his sublim withstand the combin of his human or ina nents. But Mr. Fiel as Mr. Fields alwa and it is a glorious vi and for comedy.

Gettysburg, Water Jutland: great battl have you ever seen M fight to the finish front, a croquet malle strap or a cigar-box have heard of the chase, the sale of Cu quisition of the Junk but wait until Mr. F. dog to a credulous ha window-shopping for or offers for sale sev Purple Bark Sarsapar man or beast, guar move warts and grow

You probably have Coward's dialogue Jennings Bryan's neither has had the inimitable Fields d what suavity of gestu tone, what grandil poise does he invest h "My little plum," he house rocks), "I a Hood: I take from th to the poor." "Wha the skeptical Poppy. replies Mr. F. with at his cheroot.

These are the matte "Poppy" deals in i ments, and when th loon is in evidence al there are times wh writers having been as to worry about t weight of the picture hands of the ingénue man; and then we writhe and roll our e

New York Paramount report
in a year and a half with W

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NEW YORK AMERICAN

Fields and His 'Poppy' More Hilarious Movie Than in Stage Version

By REGINA CREWE,
Motion Picture Editor N. Y. American.

"POPPY," a Paramount Picture, adapted by Waldemar Young and Virginia Van Upp from a story by Dorothy Donnelly, directed by A. Edward Sutherland and presented at the Paramount Theatre.

THE CAST.

McGargle	W. C. Fields
Poppy	Rochelle Hudson
Billy	Richard Cromwell
Whiffen	Lynne Overman
Maggie	Catherine Doucet

A real Fields' Day of delightful comedy brings that Grand Old Party of the movies, W. C. Fields, to the Paramount screen in a bigger and better laugh version of a vehicle in which he stage-starred years ago. Time cannot blunt the Fieldsian wit, dim the humor of the comic master, nor still the Olympian laughter which his divine nonsense inspires. He and "Poppy" are more hilarious today than in any of the yesterdays.

Established in the character of a carnival chiseler, the ludicrously pompous Mr. Fields gives lavishly of his rich talent, dazzling again with the old tricks and many that are new. The show is his, yet for those who must have romance in their movies, that element is present, too, and nicely contributed by Rochelle Hudson and stalwart young Richard Cromwell.

Mr. Fields deftly registers bit after bit of inspired comedy, delivers laugh after laugh, and holds his comic crown securely.

SCREEN
REVIEWER SEES LATEST MOVIES

Lovers At County Fair

Rochelle Hudson and Richard Cromwell take us back to another day, happily remembered by many in "Poppy," the W. C. Fields picture at the Paramount.

NEW YORK WORLD-TELEGRAM

Fields as Hilarious Vagabond Provides Great Fun in "Poppy"

By WILLIAM BOEHNEL.

ORDINARILY the bare announcement that a new W. C. Fields film has arrived on Broadway is sufficient to send the countless Field enthusiasts scurrying to the theater post hast to see the greatest of all screen comics. But when that news is further supplemented by the information that Mr. Fields has never been funnier, the announcement becomes an event and calls for a revival of those old customs of street dancing and hat tossing.

William Boehnel.

The news, then, is that in "Poppy," at the Paramount, the funniest of all comedians offers one of the finest performances of his career. Since the film permits Mr. Fields to play a disreputable carnival vagabond and gives him an opportunity to appear in almost every scene, it can be definitely set down as one of the most hilarious and satisfying of the recent motion pictures.

Here the star is an itinerent carnival player who, accompanied by his ward, Poppy, comes to a small town during the engagement of a traveling circus. Believing that it never pays to give a sucker a break, Mr. Fields, as Professor Eustace McGargle, soon gets himself a concession. Here, too, he learns from the unscrupulous village lawyer that an enormous estate in town is lying idle because the missing 18-year-old heiress cannot be found. He decides to palm off his ward as the girl.

Of course, the ruse is exposed, and Fields is forced to flee the town. But just when he is apprehended and brought back to be thrown into jail, it is discovered that Poppy is actually the rightful owner of the estate. Although Fields is overjoyed at the news, he is unable to enjoy any other life, but that of the big tent, and so he takes to the road in search of new suckers on whom to practice the old army game, while Poppy stays behind to marry one of the town boys.

That's the story and it isn't much. But, then, when did any story in which Mr. Fields appears have to be much? Give him a croquet bat or a billiard table, or some mad invention and his scenario writers may just as well take a vacation. And "Poppy" is no exoeption.

DAILY MIRROR

Fields Plays Delightful Rogue in "Poppy"

Movie Filled With Laughs

By BLAND JOHANESON.

"POPPY," at the Paramount Theatre. Highly entertaining comedy romance with the matchless W. C. Fielde. Produced by Paramount; directed by Edward Sutherland.

THE CAST:

Prof. Eustace McGargle	W. C. Fields
Poppy	Rochelle Hudson
Billy Farnsworth	Richard Cromwell
Attorney Whiffen	Lynne Overman
Countess Maggi Tubbs De Puizzi	Catharine Doucet
Frances Parker	Rosalind Keith
Mayor Farnsworth	Granville Bates
Constable Bowman	Adrian Morris
Carnival Manager	Ralph Remley
Calliope Driver	Dewey Robinson
Joe	Tammany Young
Egmont	Bill Wolfe

THE unique, the only, the inspired W. C. Fields contributes his exquisite fun to this pretty romance, adapted from one of his greatest stage successes.

Impersonating the delightful rogue, Professor McGargle, he manages to apply carnival methods to the business of providing happiness and a future for his wistful little girl, the Poppy of the title.

Filled with the laughs which are entirely W. C. Fields, the picture never becomes too sentimental, despite the elaborate sweetness of Miss Rochelle Hudson and young Richard Cromwell, the lovers. In his battle of wits against the Reform Mayor and the amorous widow, Fields is his matchless self.

Fields Comedy at Paramount

(International-Mirror Photo)

The well-known laugh-provoker, and Catherine Doucet in "Poppy," the film drawing crowds to the New York Paramount Theatre.

THE FIELDS cult will applaud "Poppy" heartily. It is Fields' humor, combined with a pretty Cinderella story, and it is handsomely produced. A strong cast supports the incomparable star. It

ggest 2 days' business
IELDS in "POPPY" . . .

Paramount Pictures

Detail on 32 Of 58 Listed By Columbia

(*Continued from page* 1)

Morris and Fay Wray will be co-featured in "There Goes the Bride." Eight Peter B. Kyne westerns will star Charles Starrett and Bob Allen will be in a series of eight to be called "The Fighting Ranger." The company also will reissue eight Buck Jones westerns.

Properties from which the program will be selected, were given as these:

"Lost Horizon," a Frank Capra production Robert Riskin adaptation described as the most ambitious production ever attempted by Columbia to be produced at a cost of not less than $1,500,000. Ronald Colman will be starred in James Hilton's novel and Jane Wyatt, Isabel Jewell, Margo, Edward Everett Horton, John Howard and Thomas Mitchell in the cast.

"Pennies From Heaven," starring Bing Crosby in a musical with numbers written by Arthur Johnson and John Burke, supported by Edith Fellows, produced by Emanuel Cohen.

"Craig's Wife," George Kelly's Pulitzer Prize play, to be produced with an all star cast headed by John Boles and Rosalind Russell.

"There Goes the Bride" from the story by Octavus Roy Cohen, featuring Chester Morris and Fay Wray with Lionel Stander, Henry Mollison and Raymond Walburn. Directed by Alfred E. Green.

"Adventure in Manhattan" from the *Collier* story by May Edginton starring Jean Arthur in her first for the season with Joel McCrea heading the cast. Directed by Edward Ludwig.

"City for Conquest" from the best seller by Aben Kandel.

"Junior League" by Clarence Budington Kelland and based on his *Saturday Evening Post* story. "Preventer of Accidents."

"Secret Marriage" from the *Collier* serial and best seller by Kathleen Norris. It will have a well-known woman star.

"Valley Forge" from the Theatre Guild play by Maxwell Anderson.

"Five Little Heiresses" from the *Ladies Home Journal* serial and novel by Alice Duer Miller.

Another Duer Miller Listed

"Birth of a Hero," another Alice Duer Miller story which appeared in *Cosmopolitan*.

"Women of Glamour" from David Belasco's stage play by Milton Herbert Gropper.

"The Way of an Eagle" from the novel and stage play by Ethel M. Dell.

"Golden Honeymoon" from the *Cosmopolitan* story by Ring Lardner.

"Cavalier of Tennessee" from the *Cosmopolitan* serial and novel by Meredith Nicholson dealing with Andrew Jackson.

"Murder on the 8:06" from the Philip Wylie serial now running in *Liberty*.

"No Gold Medal" from the *Saturday Evening Post* story by Leonard Lee.

"Continental," first screen original by Richard Macaulay. *Saturday Evening Post* and *Collier's* humorist.

"The Beloved Vagabond," starring Maurice Chevalier in the novel by W. J. Locke. A Ludovico Toeplitz production directed by Curt Bernhardt.

"I Promise to Pay," expose of the loan shark racket. Based on facts obtained by Lionel Houser, reporter nominated for the Pulitzer Prize.

"The Man Who Lived Twice" by Tom Van Dyke and Henry Altimus.

"The Man Who Won the War" based on Robert Buckner's *Atlantic Monthly* revelations.

"A Nightingale Flies Home," Rupert Hughes' *Cosmopolitan* story.

"Mouthpiece by Proxy" from the criminal court expose by Charles S. Belden and Frederick Stephani.

"Whispers, Inc.," dealing with the whispering campaigns "of insidious rumors directed at the world's leaders, recently exposed by the press."

"Weather or No" from the *Saturday Evening Post* story by A. H. Z. Carr.

"Innocents at Large" from Doris Peel's *Pictorial Review* story.

"Campus Hero" from the *Saturday Evening Post* college comedy by Corey Ford.

"Women Are Wise" by Lester Ilfeld.

"She Married the Prince" from the *Ladies Home Journal* serial by Alice Duer Miller.

"You're in Love" by William Rankin and Jerry Sackheim, dealing with the model racket.

"Abdul the Damned," listed as a special release. An Associated British Picture with Nils Asther, Adrienne Ames, Fritz Kortner and John Stuart. Directed by Karl Grune.

What They're Down For

CHICAGO, *June 22.—Star and featured assignments in Columbia's 1936-37 lineup, as far as a breakdown of the program indicates them, follow:*

BOB ALLEN—Starred in eight Fighting Ranger westerns.
ADRIENNE AMES—"Abdul the Damned."
JEAN ARTHUR—Starred in "Adventure in Manhattan."
NILS ASTHER—"Abdul the Damned."
JOHN BOLES—"Craig's Wife."
MAURICE CHEVALIER—Starred in "The Beloved Vagabond."
RONALD COLMAN—Starred in "Lost Horizon."
BING CROSBY—Starred in "Pennies from Heaven."
DOLORES DEL RIO—"Continental."
EDITH FELLOWS—"Pennies from Heaven."
EDWARD EVERETT HORTON—"Lost Horizon."
JOHN HOWARD—"Lost Horizon."
ISABELL JEWEL—"Lost Horizon."
FRITZ KORTNER—"Abdul the Damned."
JOEL McCREA—"Adventure in Manhattan."
THOMAS MITCHELL—"Lost Horizon."
HENRY MOLLISON—"There Goes the Bride."
CHESTER MORRIS—Co-featured with Fay Wray in "There Goes the Bride."
MARGO—"Lost Horizon."
ROSALIND RUSSELL—"Craig's Wife."
LIONEL STANDER—"There Goes the Bride."
CHARLES STARRETT—Starred in eight Peter B. Kyne productions.
JOHN STUART—"Abdul the Damned."
RAYMOND WALBURN—"There Goes the Bride."
FAY WRAY—Co-featured with Chester Morris in "There Goes the Bride."
JANE WYATT—"Lost Horizon."

Directors

FRANK CAPRA—"Lost Horizon."
ALFRED E. GREEN—"There Goes the Bride."
KARL GRUNE—"Abdul the Damned."
EDWARD LUDWIG—"Adventure in Manhattan."

Columbia Shorts 8 Singles; 3 Doubles

CHICAGO, June 22.—Columbia's short subject lineup breaks down into eight series of one-reelers and three series of two-reelers. The latter will bulk 26 releases, but the distributor does not designate how many in each:

Three Stooge comedies, starring the comedy team of that name.

Andy Clyde comedies.

All-Star comedies with Polly Moran and El Brendel as the leads, supported by film, stage and radio players.

There will be eight series of one-reelers, but again the number in each series is not indicated, nor does it appear in the company's work sheet:

"The Court of Human Relations," a new series based on stories in *True Story* Magazine and other Macfadden Publications and the radio program of the same name.

Color Rhapsodies in Technicolor, cartoon series produced by Charles B. Mintz.

Scrappy cartoons, also made by Mintz.

Krazy Kat cartoons, third series from the same producer.

New Screen Snapshots with Harriet Parsons as commentator.

News World of Sports.

Columbia Tours, travel series in color.

Columbia Featurettes, featuring songs, stars and production numbers.

Dolores Del Rio Back

Dolores Del Rio will appear in "Continental" and another picture for Columbia next season under a one-year contract, the star stated yesterday upon her arrival on the *Queen Mary*.

While in England, Miss Del Rio appeared in "Accused" for Criterion Films. She spent three months in England on the picture and in Paris for a week on location.

British Deal Set

LONDON, June 22.—Tudor Films, of which the Marquis of Ely is chairman, will produce seven pictures for Columbia's quota requirements. "Song of Love" will be the first.

Golder to Coast Friday

Lou Golder, producer for Columbia, is in New York on a visit and plans to leave for Hollywood on Friday.

McConville Awards Prizes to Winners

CHICAGO, June 22.—Joe McConville, sales supervisor, today awarded prizes to the winners in the "Pre-Convention Round-Up." First prize for the best records in sales, billings, collections and general performance went to Buffalo, managed by Joe Miller; second to Los Angeles, W. C. Riter, manager, and third to Omaha, B. C. Marcus, manager.

The division managers' trophy was won for the second time by the western division, headed by Jerome Safron. The branches which won the awards for the biggest sales of accessories in their territories were: eastern, Buffalo; mideast, Pittsburgh; central, Indianapolis; southern, Dallas; Midwest, St. Louis; western, Denver.

Awards for billings and sales of shorts went to: eastern, Buffalo; mideast, Philadelphia; central, Cleveland; southern, Dallas; midwest, Milwaukee; western, San Francisco.

Bookings awarded were won by: eastern, New York; mideast, Washington; central, Chicago; southern, Atlanta; midwest, Milwaukee; western, Portland.

The following salesmen won prizes for leading their territories in sales, billings and general performance: eastern, J. Bullwinkel, Buffalo; mideast, G. B. Kosco, Pittsburgh; central, L. Zucker, Cleveland; southern, J. J. Fabacher, New Orleans; midwest, C. S. Ferris, St. Louis; western, H. M. Lentz, Los Angeles.

Managers of the following branches won prizes for best showing in their divisions: eastern, Boston; mideast, Washington; central, Indianapolis; southern, New Orleans; midwest, Omaha; western, San Francisco.

W. G. Still to Columbia

HOLLYWOOD, June 22.—Columbia has signed William Grant Still, colored, as assistant to Benjamin Stoloff, head of the music department. Still is the composer of symphonic music which has been played by the N. Y. Symphony Orchestra, the Philadelphia Symphony Orchestra and by many organizations abroad.

Call Cohn from London

CHICAGO, June 22.—Jack Cohn received a telephone call at the convention this morning from J. H. Seidelman, Columbia foreign manager, and Joe Friedman, London representative, from London, the two sending their greetings to the delegates here.

Sam Liggett Goes to Meet

Sam Liggett, head of Columbia's non-theatrical department, left yesterday for Chicago and the annual sales convention. He originally was scheduled to leave Saturday, but had to stay over on a deal.

Columbia Has 55 On Player Contract Lis

HOLLYWOOD, June 22.—Columbia' talent roster, on which the compan will draw during the 1936-37 seaso includes 55 stars and featured player *29* associate producers and director and *23* writers.

The players include:

Grace Moore, Ronald Colman, Bing Cro by, Irene Dunne, Jean Arthur, Herbe Marshall, Dolores Del Rio, Rosalind Ru sell, Maurice Chevalier, John Boles, Jc McCrea, Chester Morris, Jack Holt, Ric ard Dix, Walter Connolly, Margueri Churchill, Edward Everett Horton, Ma Astor, Lionel Stander, Fay Wray, L Carrillo, Marian Marsh, Edith Fellow George Bancroft, Thomas Mitchell, Vict Jory, Jean Perry, Ralph Bellamy, Ja Wyatt, Douglas Dumbrille, Isabel Jewe Melvyn Douglas, Raymond Walburn, Na Bryant, Mary Lou Dix, Caroline Hous man, Elisabeth Risdon, Martha Tibbet John Gallaudet, Thurston Hall, Victor K ian, George McKay, Henry Mollison, Ge Morgan, Arthur Rankin, Polly Moran, He man Bing, Robert Allen, Charles Starre Andy Clyde, El Brendel, Larry Fine, Jer Howard and Moe Howard.

The list of associate producers a directors includes:

Frank Capra, Gregory LaCava, Eman Cohen, Victor Schertzinger, Alfred Green, Thomas Mitchell, Erle Kent Spencer Gordon Bennet, Gordon Wil David Howard, Del Lord, Elliott Nuge Herbert Biberman, David Selman, Ju White, Charles Mintz, Irving Briskin, S ney Buchman, Jack Kirkland, Edw Chodorov, Howard J. Green, Robert Nor Everett Riskin, Ben Pivar, Harry Deck Lou Golder, Ralph Cohn, Larry Darmc and Harriet Parsons.

The writers include:

Robert Riskin, Sidney Buchman, Akins, Howard J. Green, Jack Kirkla Joseph Anthony, Ford Beebe, Ethel H Lionel Houser, Robert Andrews, Aben K del, Joseph Krumgold, Lee Loeb, Har Buchman, Fred Niblo, Jr., Harold Shuma Arthur Strawn, Thomas Van Dyke, Ri ard Macaulay, Grace Neville, Robert A drews, Robert Buckner, Jerome Chodor

Columbia Has 10 in Work

HOLLYWOOD, June 22.—Columbia h 10 features in work, some of whi will be ready for release this mont

In the group to be released t month are: "The Final Hour," wi Ralph Bellamy and Margueri Churchill; "Blackmailer," with W liam Gargan and Florence Rice. F probable release next month "Shakedown," with Lew Ayres a Joan Perry, and "Meet Nero Wolf starring Edward Arnold, and feat ing Lionel Stander, Joan Perry a Victor Jory.

Others in various stages of prod tion are: "Adventure in Manhatta starring Jean Arthur, with Joel M Crea; "Craig's Wife," with Jo Boles and Rosalind Russell; "I Pro ise to Pay," featuring Leo Carril Marian Marsh and George Bancro "There Goes the Bride," with Ches Morris and Fay Wray; "The Fighte with James Dunn and June Cl worth; "Find the Witness," featuri Marguerite Churchill.

Romain Callender Cast

HOLLYWOOD, June 22. — Rom Callender has been added to the c of "Adventure in Manhattan" wh Edward Ludwig is directing Columbia. Jean Arthur and Joel M Crea have leading roles.

epression Over, States Montague

CHICAGO, June 22.—The depression over and Columbia must get its are of the improved business, Abe ontague, general sales manager, told e company's sales force today as e annual convention opened at the rake.

"The best salesman is the exhibi- r," he said. "That's where you will d real salesmanship. Our success ust be built on being honest with r accounts."

All pictures are coming through on hedule, Montague added. Grace oore's next picture will start Aug. . The general sales manager added at the display on "Lost Horizon" the convention will be taken on a tionwide tour.

Jack Cohn, vice-president, opened morning session. He told the men speeches would be short and with- t "hooey." Harry Cohn, president, s then introduced and he spoke out the value of star names on the mpany's roster. He stressed the t that he intended to give them the ht kind of pictures. "Lost Ho- on" would cost about $2,000,000, he d.

Crosby Film Ready to Start

Bing Crosby's picture will be put o work next week, Cohn stated. He d he felt happy that Richard Dix d Chester Morris were teamed for picture. That Robert Riskin uld be made a producer also was nounced by the president, who com- nted on Riskin's good work as de- ving the promotion.

Few changes in the last four years s a sign of the hard work of the es force, Montague declared. He ted it was the hardest hitting and st honest group of salesmen in the ustry. Dewey Gibbs, recently named lahoma City manager, was intro- ed. He spoke briefly. The sales nager took occasion to thank the eign sales staff for its fine support.

IcConville Announces Awards

oe McConville was introduced in afternoon. He announced the win- s of the pre-convention sales round- Clark Rodenbach, Chicago *Daily vs* film critic, spoke on "Lost Ho- n." Max Weisfeldt was next. He l shorts are highly important and the double feature woe was ex- erated greatly. He asserted that a of the branch managers showed 39 per cent of 14,000 theatres e interested in duals, leaving 61 cent wanting single feature at- tions and shorts.

Iontague followed with a discussion shorts and sales policies for the season, stressing the popularity Screen Snapshots.

bout 250 attended today's sessions. e Spingold and Abe Schneider ed congratulations from New York. ube Jackter made a pep talk, while att Daab discussed advertising.

Iontague wound up the first day's clave with comments regarding the cess of the sales plan last year, ing that a number of ideas gained n it would be incorporated in the policy.

Loft, McCullough Signed

OLLYWOOD, June 22.—Arthur Loft Ralph McCullough have been ed for Columbia's "The Fighter." es Dunn and June Clayworth are ing the leading roles.

Overheard in the Lobby

CHICAGO, June 22.—SAM LIGGETT, non-theatrical head, has a few niftie gags he intends pulling on the gathered conventioneers tomorrow when he arrives from New York. Just before LOU WEINBERG left Saturday he was bowled over by one crack LIGGETT made. When the WEINBERG tonnage falls for a gag it sure must be above par.

+

Manager of Exchange Operations HANK KAUFMAN denies with emphasis that he got lost in the Loop between the station and the Drake.

+

HARRY TAYLOR, Kansas City manager, has been out looking over the local golf courses. Back in Kansas City he's been known to swing a mean club, so any day now he may be expected to play some unoffending courses into a farm.

+

CARL SHALIT, Detroit's district manager, may try his hand at skeeballing again if he can find a spot where no one is watching. He is anxious to see whether he has improved. He used to be no good at all.

+

The dumb guys are happy with the bulging pockets and the wise guys are wailing and gnashing their teeth, because MAX SCHMELING didn't lie down and go 10 at the fight the other night.

MAX (Milwaukee) WIESNER figures on taking up horseback riding and is looking for a horse with a low-swayback.

+

SHIM (Simon to you) R. CHAPMAN is starting to take up golf very seriously. He expects to play the second hole next week.

+

FRANK (Chicago) FLAHERTY doesn't care for golf-baseball-swimming-bowling and "what nots." Just give him a hunk of salami and a big stein of beer and he'll sell all the film of this or any year.

+

It is noticeable that WEINBERG, who has charge of circuit sales, is sticking closely to his diet. He is still hoping to get rid of that 38 pounds excess by Sept. 1.

+

MILT HANNOCK, head of the contract department, appears to be a specialist of gabardine suits and a sartorial glory to behold. He makes several changes a day and spends his leisure moments abusing the Chicago weather and prophesying rain.

+

BILL BRENNAN, chief of the print department, proposes to spend all the time he can spare from the convention looking up and consorting with persons who may formerly have resided in Scranton, Pa., but left there, as BILL did.

The Columbia Special picks up Vice-President Jack Cohn at Harmon. Left to right: Rube Jackter, Joe McConville, Cohn, A. Montague and Jerry Safron.

"King Steps" Dual Milwaukee Leader

MILWAUKEE, June 22.—The week's big attraction was "The King Steps Out" and "Forgotten Faces" which grossed $12,000 for nine days on a dual bill at Fox's Palace. The only other spot to break par was Riverside with a Major Bowes' unit and "The Mine with the Iron Door." The take was $5,500, or $500 to the good.

Lucky Teter and his Daredevils, appearing at the State Fair park the past two Sunday afternoons before some 30,000 people, offered exhibitors some competition. The weather was cool and fair.

Total first run business was $29,000. Average is $24,500.

Estimated takings:

Week Ending June 16:

"ONE RAINY AFTERNOON" (U. A.)
"DRACULA'S DAUGHTER" (Univ.)
WARNER—(2,400), 25c-40c, 5 days. **Gross:** $3,000. (Average, $5,000)

Week Ending June 18:

"THE KING STEPS OUT" (Col.)
"FORGOTTEN FACES" (Para.)
PALACE—(2,400), 25c-40c, 9 days. **Gross:** $12,000. (Average, $5,000)
"THE MINE WITH THE IRON DOOR" (Col.)
RIVERSIDE—(2,300), 20c-25c-30c, 7 days. Stage: Major Bowes' First All Star Amateurs. **Gross:** $5,500. (Average, $5,000)
"FURY" (M-G-M)
"SILLY BILLIES" (Radio)
WISCONSIN—(3,200), 25c-40c, 7 days. **Gross:** $7,000. (Average, $8,000)

Week Ending June 19:

"PRIVATE NUMBER" (20th-Fox)
"CONNECTICUT YANKEE" (20th-Fox)
STRAND—(1,400), 25c-40c, 8 days. **Gross:** $1,500. (Average, $1,500)

New Studio Equipment

HOLLYWOOD, June 22. — The new four-story dressing room building on the Columbia lot was finished last week. It includes 16 suites for important name players, 20 rooms for other performers and the make-up and hairdressing departments.

The new two-in-one stage is claimed to be the largest sound unit of its kind on the coast. It is 300 feet long by 150 feet wide by 90 feet from floor to roof. The electrical department has been augmented and a new generator building, plus complementary equipment, is being completed.

Studio construction this year calls for an expenditure of $1,000,000, the company asserts.

Holt in "Road to Nowhere"

HOLLYWOOD, June 22.—"Jack Holt is cast in Columbia's "The Road to Nowhere" which Earl Kenton will direct. This film formerly was titled "Outlaws of Palouse."

Cosmo-Sileo Photos

New York, New Haven and Philadelphia men, plus Columbia's home-office contingent, assemble at Grand Central Station bound for Chicago, the Drake and the annual sales convention.

"Deeds" Tops Seattle Takes In 10th Week

Seattle, June 22. — "Mr. Deeds Goes to Town" is making history for itself in this town. It finished the tenth week at the Liberty with the distinction of being the only first run to go over normal. The take was $4,200, above a first week par by $200.

"Fury" was weak and was taken off after six days. "Show Boat" was continued for a fifth week, although the gross fell to $3,350 at the Music Box last week.

Total first run business was $25,000. Average is $30,000.

Estimated takings for the week ending June 16:

"PRIVATE NUMBER" (20th-Fox)
BLUE MOUSE—(950), 25c-40c-55c, 7 days, 2nd week, extended run from Fifth Avenue. **Gross:** $3,100. (Average, $4,000)

"FURY" (M-G-M)
FIFTH AVENUE—(2,500), 25c-40c-55c, 6 days. **Gross:** $5,300. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)
LIBERTY—(1,800), 15c-25c-40c-55c, 7 days, 10th week. **Gross:** $4,200. (Average, $4,000)

"SHOW BOAT" (Univ.)
MUSIC BOX—(950), 25c-40c-55c, 7 days, 4th week, extended run from Fifth Avenue. **Gross:** $3,350. (Average, $4,000)

"TROUBLE FOR TWO" (M-G-M)
"FLORIDA SPECIAL" (Para.)
ORPHEUM—(2,450), 25c-40c-55c, 7 days. **Gross:** $5,850. (Average, $6,000)

"THREE WISE GUYS" (M-G-M)
"THE LAW IN HER HANDS" (F.N.)
PARAMOUNT — (3,050), 15c-20c-30c, 7 days. **Gross:** $4,200. (Average, $5,000)

"King Steps" Dual $8,500, Portland

Portland, June 22. — "The King Steps Out," on a dual with "Too Many Parents," garnered top honors in the annual Rose Festival week. The take at the Paramount was $8,500, above par by $3,500.

"Show Boat" was moved to the Mayfair for a third downtown week, securing $4,000, over the usual by $1,000.

"Mr. Deeds Goes to Town," on a dual in its sixth week at the Blue Mouse, reported $2,000, over the house average by another $300.

Total first run business was $30,500. Average is $24,700.

Estimated takings for the week ending June 13:

"DRACULA'S DAUGHTER" (Univ.)
"SPEED" (M-G-M)
BROADWAY—(1,912), 30c-35c-40c, 7 days. **Gross:** $5,000. (Average, $5,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"TILL WE MEET AGAIN" (Para.)
BLUE MOUSE—(1,700), 30c-35c-40c, 7 days, 6th downtown week. **Gross:** $2,000. (Average, $1,700)

"SHOW BOAT" (Univ.)
MAYFAIR—(1,700), 30c-35c-40c. 7 days, (3rd downtown week). **Gross:** $4,000. (Average, $3,000)

"DANCING PIRATE" (Radio)
"CASE AGAINST MRS. AMES" (Para.)
ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

"THE KING STEPS OUT" (Col.)
"TOO MANY PARENTS" (Para.)
PARAMOUNT—(3,008), 30c-35c-40c, 7 days. **Gross:** $8,500. (Average, $5,000)

"BULLETS OR BALLOTS" (F. N.)
UNITED ARTISTS—(945), 30c-35c-40c, 7 days. **Gross:** $5,000. (Average, $5,000)

Warners Shift Jacobs

Canton, O., June 22.—Don Jacobs has been transferred from Warners' Ohio to the Alhambra here as assistant manager.

"Number" Cincy's Lead in 3rd Week

Cincinnati, June 22. — "Private Number," in its third downtown stanza at the RKO Grand, was the only picture to get above the line last week. It grossed $3,400 compared with a $2,750 normal.

The nearest approach to average in the ace houses was "Early to Bed," which had an $11,500 week at the RKO Albee, where the established figure is $12,000. The independent Strand broke even with $1,500 on a dual bill of "Brilliant Marriage" and "Comin' Round the Mountain." Except for the Capitol which hit bottom with "Fatal Lady," the other houses turned in fair reports.

Total first run business was $35,250. Average is $48,200.

Estimated takings:

Week Ending June 16:

"BRILLIANT MARRIAGE" (G.N.)
"COMIN' ROUND THE MOUNTAIN" (Republic)
STRAND—(1,500), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending June 18:

"EARLY TO BED" (Para.)
RKO ALBEE—(3,300), 35c-42c, 7 days. **Gross:** $11,500. (Average, $12,000)

"DRACULA'S DAUGHTER" (Univ.)
RKO PALACE—(2,700), 35c-42c, 7 days. **Gross:** $8,250. (Average, $10,000)

"FATAL LADY" (Para.)
RKO CAPITOL—(2,000), 35c-42c, 6 days. **Gross:** $2,000. (Average, 7 days, $6,500)

"FLORIDA SPECIAL" (Para.)
RKO LYRIC—(1,400), 35c-42c, 7 days. **Gross:** $3,500. (Average, $6,500)

"PRIVATE NUMBER" (20th-Fox)
RKO GRAND—(1,200), 30c-40c, 7 days, 3rd downtown week. **Gross:** $3,400. (Average, $2,750)

"DESERT GOLD" (Para.)
RKO FAMILY—(1,000), 15c-25c, 4 days. **Gross:** $1,100. (Average, $1,250)

"HERE COMES TROUBLE" (20th-Fox)
RKO FAMILY—(1,000), 15c-25c, 3 days. **Gross:** $1,000. (Average, $1,200)

"BULLETS OR BALLOTS" (F.N.)
KEITH'S—(1,500), 30c-40c, 7 days, 2nd week. **Gross:** $3,000. (Average, $6,500)

San Francisco Case On Screeno Watched

San Francisco, June 22.—Local police have taken their first action to ban Screeno, arresting Rene T. LaMarre, manager of the President, five times in five days for operating the game. Theatre interests throughout the state are watching the case closely, since the game is claimed to violate both city and state anti-lottery laws.

The action came as a surprise, since 22 houses have been using the give-away for some time without police interference. Bank Night and other types of games are being used in practically every subsequent in the area. A jury trial has been set for this week in the President case.

Thermometer Routs Kansas City Houses

Kansas City, June 22.—Temperatures hovering about the 100 degree mark have sent local theatre business to the showers, and set exhibitors to howling at the sun. Two large independent circuits experienced their worst week thus far last week.

The general concensus here is that theatre business is not booming. The use of premiums, giveaways and double billing is more widespread than ever before. Fox Midwest has just started duals on four out of five Wichita houses, the Wichita, Palace, Uptown and Orpheum.

"Things" Gets Frisco's High With $10,000

San Francisco, June 22.—"Things to Come" stepped out front in the first run parade during a week of low grosses. It garnered $10,000, over par by $1,000, at the United Artists.

Only three other houses managed to get into the profit column. "Bullets or Ballots" and "Palm Springs," on a dual at the St. Francis, took $8,000, over the line by $1,000; "Farmer in the Dell" and a Major Bowes unit reached $14,900 at the Golden Gate, and "The Princess Comes Across" and "Three Wise Guys" garnered $12,000 at the Paramount.

"Show Boat" held up to $5,000 in its fourth week at the Orpheum. This was $1,800 under a first week average.

Total first run business was $72,400. Average is $73,800.

Estimated takings:

Week Ending June 9:

"FARMER IN THE DELL" (Radio)
GOLDEN GATE—(2,850). 15c-30c-35c-40c, 7 days. Stage: Major Bowes amateurs. **Gross:** $14,900. (Average, $14,500)

Week Ending June 10:

"SHOW BOAT" (Universal)
ORPHEUM — (2,440), 15c-30c-35c-40c, 7 days, 4th week. **Gross:** $5,000. (Average, $6,800)

"PRINCESS COMES ACROSS" (Para.)
"THREE WISE GUYS" (M-G-M)
PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $12,000. (Average, $11,500)

"THINGS TO COME" (U. A.)
UNITED ARTISTS—(1,200), 15c-35c-40c-65c, 7 days. **Gross:** $10,000. (Average, $9,000)

Week Ending June 11:

"EX-MRS. BRADFORD" (Radio)
"SPY 77" (First Div.)
EMBASSY—(1,400), 15c-25c-35c, 7 days. **Gross:** $2,700. (Average, $3,000)

"NOBODY'S FOOL" (Univ.)
"FORGOTTEN FACES" (Para.)
FOX—(5,000). 10c-25c-35c, 7 days. **Gross:** $5,000. (Average, $6,000)

"BULLETS OR BALLOTS" (F. N.)
"PALM SPRINGS" (Para.)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days. **Gross:** $8,000. (Average, $7,000)

"TROUBLE FOR TWO" (M-G-M)
"CASE AGAINST MRS. AMES" (Para.)
WARFIELD — (2,680). 15c-30c-35c-40c, 7 days. **Gross:** $14,000. (Average, $15,000)

Week Ending June 12:

"PEG OF OLD DRURY" (G. B.)
CLAY—(400), 15c-35c, 2nd week. **Gross:** $800. (Average, $1,000)

Jensen-VonHerberg In Union Agreement

Seattle, June 22.—After several years of non-union operation during which their theatres have been picketed and otherwise attacked, Jensen-VonHerberg have come to terms with the local projectionists' union.

Effective this week, the circuit will employ all union operators and other employees in the Liberty, Bagdad, Venetian and Roxy. The signing of the agreement means that all Seattle circuits are now completely unionized, Danz's Sterling group and Hamrick-Evergreen having used union men for several seasons.

Flinn, Jensen on Coast

Hollywood, June 22.—John C. Flinn, general manager of Pickford-Lasky Prod., arrived by plane today from New York for the U. A. annual convention. Emil C. Jensen, eastern representative, arrived by train today.

"Number" and Show Boston Hit, $28,000

Boston, June 22.—"Private Num ber," with the Pickens Sisters and large cast on the stage of the Metro politan, chalked up the big money o the week. The $28,000 take was ove normal by $6,000.

"Bullets or Ballots" and "The Sk Parade" were strong at $8,000 in th Fenway, but failed to make much o an impression at the Paramount wher the $6,500 take for eight days was be low a seven-day average. All othe first runs were weak.

Total first run business was $76,50 Average is $83,500.

Estimated takings for the week en ing June 18:

"BULLETS OR BALLOTS" (F. N.)
"SKY PARADE" (Para.)
FENWAY—(1,382), 30c-50c, 2 days. **Gros** $8,000. (Average, 8 days, $5,500)

"BUNKER BEAN" (Radio)
"LET'S SING AGAIN" (Radio)
KEITH'S MEMORIAL—(2,907), 25c-65c, days. **Gross:** $8,000. (Average, $12,000)

"FURY" (M-G-M)
"SPEED" (M-G-M)
LOEW'S ORPHEUM—(2,970), 25c-55c, days. **Gross:** $11,000. (Average, $13,000)

"FURY" (M-G-M)
"SPEED" (M-G-M)
LOEW'S STATE—(3,537), 25c-55c, 7 da **Gross:** $10,000. (Average, $12,000)

"PRIVATE NUMBER" (20th-Fox)
METROPOLITAN—(4,332). 35c-65c, days. Stage: Picken Sisters and large ca **Gross:** $28,000. (Average for 7 days, $22,0

"BULLETS OR BALLOTS" (F. N.)
"SKY PARADE" (Para.)
PARAMOUNT—(1,793). 25c-50c, 8 da **Gross:** $6,500. (Average for 8 days, $8,0

"SHOW BOAT" (Univ.)
"TWO IN REVOLT" (Radio)
RKO BOSTON—(3,246). 25c-50c, 7 da 4th week. **Gross:** $8,000. (Average, $11,000

"Number," "Cargo" Hit in St. Loui

St. Louis, June 22.—"Private Nu ber" and "Human Cargo" were t outstanding attractions at the Fox w a take of $19,200, which was abo par by $7,200.

"Trouble for Two" and "Th Wise Guys" at Loew's also broke i the profit class with a gross of $1 500, topping average by $1,500.

"Early to Bed" and "Too Ma Parents" at the Shubert-Rialto to in $7,300, which was $800 better th average.

The weather was warm and f throughout entire week. Principal c position was the Municipal Opera Forest Park Theatre.

Total first run business was $51,8 Average is $46,000.

Estimated takings for the week e ing June 11:

"THE KING STEPS OUT" (Col.)
AMBASSADOR — (3,018), 25c-35c-55c, days. **Gross:** $8,200. (Average, $10,000)

"PRIVATE NUMBER" (20th-Fox)
"HUMAN CARGO" (20th-Fox)
FOX—(5,038), 25c-35c-55c, 7 days. **Gro** $19,200. (Average, $12,000)

"TROUBLE FOR TWO" (M-G-M)
"THREE WISE GUYS" (M-G-M)
LOEW'S — (3,162), 25c-35c-55c, 7 da **Gross:** $10,500. (Average, $9,000)

"PALM SPRINGS" (Para.)
"MURDER BY AN ARISTOCRAT" (W
ORPHEUM—(1,950), 25c-35c-55c, 7 d **Gross:** $6,600. (Average, $8,500)

"EARLY TO BED" (Para.)
"TOO MANY PARENTS" (Para.)
SHUBERT-RIALTO—(1,725), 25c-35c- 7 days. **Gross:** $7,300. (Average, $6,500)

o Film Bills Are Passed by 74th Congress

(Continued from page 1)

session, from the viewpoint of the lustry. Both were made subject to gthy hearings by committees, the oking bill by both House and Senate d the copyright measure, which was ssed by the Senate in 1935, by the ouse Patents Committee.

The booking bill was given a favor- e report a few days before ad- urnment by the Senate Interstate mmerce Committee; the House mmittee on Interstate and Foreign mmerce would, it is believed, have en similar action had it not been foregone conclusion that the Rules mmittee would not permit its con- eration on the floor.

The copyright bill did not reach the nt of a favorable committee report, largely to the opposition of some the members to A.S.C.A.P. and of ers to the manner in which the ject was handled. The committee several bills before it—that passed the Senate and measures introduced Chairman Sirovich and Representa- Daly of Pennsylvania.

The film industry, like all others, l, of course, be affected by the v tax law, which provides for cor- ation income taxes ranging from ht to 15 per cent and surtaxes on listributed net income running from en to 27 per cent.

Some Never Heard

The several bills designed to remove sent bars on the interstate trans- tation of fight films never reached n the point of hearings.

The Dickstein bill to limit the entry alien actors was passed by the use, but so late in the session that Senate refused to give the matter consideration.

Representative Sirovich's bill for the ablishment of a Department of ence, Art and Literature, and his olutions for an investigation of the otion and sonant picture" industry, Duffy bill to prohibit public ap- rances for profit of jurors serving criminal trials, and the Culkin bill creation of a Federal motion pic- commission were among the asures which received no con- ration.

euer Associated Vith Burkan's Firm

(Continued from page 1)

hur H. Schwartz and David Fogel- All of them had previously been tified with Burkan.

chwartz has been elected a member he board of United Artists as well f its executive committee, succeed- Burkan who held both posts prior is death. Schwartz also becomes eral counsel for Charles Chaplin.

rop Pittsburgh House

ITTSBURGH, June 22.—William boll, of Cleveland and associates decided against renewing their on the Barry here, formerly the The group had spent over $20,- remodeling the house last winter subsequent run pictures when the l in March practically wrecked it.

Dietrich Tax Appeal Filed in Washington

WASHINGTON, June 22.—Denying that she is a "non resident alien," attorneys for Marlene Dietrich today filed a brief with the Board of Tax Appeals contending that her residence in California entitles the actress to the benefits of the state property laws for income tax purposes.

The brief was filed in connection with deficiencies of $52,562 claimed of the star by the Government on her 1933 income, which, the Treasury claims, was $187,469, and on which she paid taxes of $17,209. In addition to the benefit of the California property laws, Miss Dietrich contended that the Government had erroneously included in her net income property belonging to Rudolph Seiber, her husband.

San Francisco Fire Law More Stringent

SAN FRANCISCO, June 22.—The hope of local exhibitors for a more liberal fire ordinance on theatre crowds received a setback when the fire department returned a draft of the proposed new law to the city attorney's office to be made "more restrictive."

The fire regulation supported by the theatre men is based on the current New York code and permits patrons to wait in lobbies and foyers provided a ten-foot aisle is maintained. The present ordinance, tacitly unenforced until very recently, forces those waiting for seats to stand in the street outside the theatres. The Board of Supervisors is expected to pass the new ordinance when it has been approved by the fire department.

Dickinson Men Shifted

KANSAS CITY, June 22.—Glen W. Dickinson has made several management shifts, sending Charles Meyers to the Dickinson at Chillicothe, Mo., to replace Tom Blair. Blair, with J. A. Jeffress, former manager of the Dickinson at Herington, Kan., has purchased a theatre at Clay Center, Kan. Henry Ellenberger has replaced Jeffress.

Bob Mallon has gone to Parsons, Kan., as manager of the Dickinson and Uptown.

Howard Walter, formerly at Paola, now is manager of the Dickinson at Osawatomie, Kan.

J. G. Weigand, formerly at Osawatomie, goes to the Dickinson at Osage City, Kan.

R. D. Burdick, formerly assistant manager of the Dickinson at Lawrence, has taken over the Dickinson at Paola.

Finton Jones Sets Party

KANSAS CITY, June 22.—Finton H. Jones, theatre and film insurance man, will give children of the theatre and movie men of Kansas City a party on June 26 in the big back yard of his home.

"Children never get enough of Mickey Mouse, Popeye, and other animated cartoons. We're going to give them two and one-half hours of nothing else."

Joseph Pine Returns

DARIEN, Conn., June 22.—Joseph Pine, manager of the Darien, has returned from Eagle Lake, Me., where he spent two weeks fishing.

Sabath Group May Resume Here Soon

(Continued from page 1)

chairman, had postponed the recent hearings which were about to get under way in Washington only until after the annual meeting of Paramount stockholders. This was done at the request of Joseph P. Kennedy, who, in asking for the postponement, said that he felt the holding of public hearings on the company's affairs in advance of the meeting of stockholders "would confuse matters to a greater extent insofar as the bondholders and security holders of the company are concerned."

Kennedy added as a further argument for the postponement of the hearing that he hoped a program would be initiated at the stockholders' meeting "which would be based upon definite recommendations that will remedy conditions in the company now subject to criticism."

It was reported here that members of the committee are of the opinion that no such program as that suggested in Kennedy's communication to Sabath was proposed at the stockholders' meeting.

Saul Rogers, film attorney, who led the questioning of Paramount officials at the stockholders' meeting, said yesterday that he was organizing a stockholders' committee of inquiry which would attempt to obtain information concerning plans for Paramount's future administrative policy and what new manpower the company will attempt to acquire. He said that the committee now represents about 75,000 shares of Paramount stock and that it hoped to increase this to 500,000 shares in a few months. Rogers said that the committee would also propose new names for the company's directorate.

Indications yesterday were that the annual election of Paramount officers would not be held at the regular board meeting on Thursday, as at first believed, but will probably be deferred until later.

Silverstone Silent On U. A. Presidency

Maurice Silverstone, managing director for U. A. in England, arrived from the coast yesterday and would not discuss a story which appeared in the *New York Times* last week and which reported he would become president of the parent company.

Silverstone said he would have to read the story first, as he had not seen it, before commenting on the rumor.

Delis Leaves Hospital

STEUBENVILLE, O., June 22.—George A. Delis, district manager for the A. G. Constant circuit, has been discharged from Mercy Hospital, Canton, where he has been confined for several weeks following an automobile accident near Zanesville. He is expected to resume his duties soon.

Shift Para. Manager

BOSTON, June 22.—Walter Rose, former manager of the Paramount in North Adams, is now manager of the Palace, Pittsfield. Both houses are operated by the Western Massachusetts Theatres Corp., Goldstein Bros.—Paramount combine.

Report Grand National May Start Circuit

(Continued from page 1)

go into business for himself. He added he would leave the job as soon as present deals were consummated. Peskay highly commended Spyros and George Skouras, stating "they are the best friends I've ever had."

Asked if he would branch out, Peskay wanted to know if there were any theatres available.

Carl Leserman, general sales manager, yesterday said he knew nothing about the reports and that he had all he could do working on several deals for additional exchanges for Grand National. He lunched with Peskay at the Tavern yesterday, but both men said this had nothing to do with business.

Take Over Cornwall House

CORNWALL, June 22.—Edward Peskay has taken over the Storm King, 574-seat theatre here which was built about a year ago by C. J. Kennery. William Brown, who was Peskay's secretary at Skouras Theatres, will manage under the Cornwall Theatre Corp.

Ends Cleveland Deal

CLEVELAND, June 22.—Grand National Pictures has cancelled its distribution arrangement with Nate Schultz as of Sept. 3d, and will open its own local exchange.

Drops Lang, June Knight

HOLLYWOOD, June 22.—M-G-M has dropped Fritz Lang, director, and June Knight, actress, from its roster.

Wall Street

Eastman Up 3 Points on Board

	High	Low	Close	Net Change
Columbia, vtc	34½	34½	34½	— ½
Columbia, pfd	45	45	45	+ ⅛
Consolidated	4⅞	4⅞	4⅞	+ ⅛
Consolidated, pfd.	16½	16¼	16⅜	— ⅛
Eastman Kodak	171	168	171	+3
Loew's, Inc.	46½	45¼	46½	+1¼
Loew's, Inc., pfd.	107⅜	107⅜	107⅜	+ ⅜
Paramount	8⅜	8⅛	8⅜	.....
Paramount 1 pfd.	66	65¼	66	+1
Paramount 2 pfd..	9½	9¼	9½	+ ⅜
Pathe Film	6⅞	6⅞	6⅞	+ ⅛
RKO	5⅝	5½	5½	.....
20th Century-Fox.	25	24¼	24½	—1
20th Century, pfd.	34¼	34	34¼	+ ¼
Warner Bros.	10	9¾	9⅞	+ ¼

Technicolor Gains on Curb

	High	Low	Close	Net Change
Sonotone	2¾	2⅝	2⅝	— ⅛
Technicolor	27⅞	27	27⅞	+ ½
Trans-Lux	4	4	4	— ⅛

Most Bonds Off

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ...	26	26	26	— ¼
General Theatre Equip. 6s '40 ctf	26⅜	26	26	— ⅛
Keith B. F. 6s '46	93½	93½	93½	.....
Loew's 6s '41 ww deb rights	96¾	96¾	96¾	+ ⅛
Paramount Pict. 6s '55	89	88⅝	88⅝	— ¼
Warner Bros. 6s '39 wd	92⅞	92½	92⅞	— ⅛

(Quotations at close of June 22)

Short Subjects

Louis-Schmeling Fight Pictures

(*Super Sports Attractions*)

With every important blow shown clearly, giving the audience better than ringside seats, these films of the big bout last week are the last word. The sound of the crowd and of the blows as punches connect made a new note in realism. The thud of leather against flesh can be plainly heard. The knockdowns and closeups are fine, vivid photography. Each important punch-slinging moment is shown in closeup and the scene of the knockdown in the fourth is repeated in slow motion. The cameras were cleverly placed and cutting and closeups were well handled. No production code seal number. Running time, 46 minutes. "G."

"The Champ's a Chump"

(*Columbia*)

This is a jocular episode in college athletics and has moments which will provoke laughter. At times there is forced comedy from stock situations, but by and large, it is snappy and tuneful as the tunes of the "swing" variety are provided by Louis Prima and his band. Guinn Williams plays the pug turned collegian to get an intercollegiate boxing champion to turn pro. He has to join the student body and take resultant hazing. However, after some roughhouse, slapstick and romantic interludes he meets the champion in the ring and using "Sockology" brings him down and everything ends well Production Code Seal, No. 2,257. Running time, 17½ mins. "G."

Tee-Off Limit Due At Golf Tournament

The tee-off limit of 180 players is expected to be reached before the day is out in *The Film Daily* Golf Tourament, scheduled for tomorrow at the Glen Oaks Country Club, Great Neck, L. I. The powers that be warn that the fee at the club tomorrow morning will be $12, compared with $10 for early reservations.

Those arriving before 8 o'clock will be served breakfast at the club. Those going by train take the Long Island for Great Neck, picking up a taxi from that station to the club. The auto route is across the Queensboro Bridge, out Queens Boulevard to Kew Gardens, then six miles out to Grand Central Parkway to the club.

Cameramen Get Plaques

W. C. Thomas of Pittsburgh, Pathe News cameraman, was the winner of a plaque at the National Headliners' dinner at Atlantic City Saturday night for his scenes on the western Pennsylvania and Johnstown floods. This award is for the best newsreel coverage in the domestic field.

John Dored of Paramount received a plaque for the best foreign coverage on the scenes at Addis Ababa following the flight of Haile Sellassie.

Take Elizabeth House

L. G. Baurer and S. Stern, newcomers, have taken over the State, Elizabeth, which is sandwiched in between Sam Cocalis' Royal, Strand and Gaiety. Cocalis paid rent on the State for three years while it was closed.

Industry Tribute Climaxes Career of Carl Laemmle

(*Continued from page 1*)

held under the auspices of the amusement division of the United Palestine Appeal, one of the charities to which he has been a liberal donor.

The nearly 500 who attended came in tribute to Laemmle, the man and his career, and this fact was cited by Nathan Straus, chairman of the New York campaign of the Palestine Appeal, as further evidence of Laemmle's generosity. This note was prominent in the words of every speaker.

"A fine man lends a great name to a great cause," Louis Nizer, co-chairman of the amusement division, said later. He pointed out that the evening's tribute was to both the film pioneer and "the other Laemmle—the man we know as 'Uncle Carl'."

War Time Generosity Stressed

Brady stressed Laemmle's generosity in time of war, told how he overcame difficulties in 1917 to get 10,000,000 feet of film into Europe as pictorial evidence of America's amazing aid to her Allies, heartening, war preparations. He characterized the Universal founder as "a man and a hero". Federal Judge Julian W. Mack paid a glowing tribute to Laemmle's character and generosity, with particular reference to the aid he is giving to the Palestine Appeal. Gene Buck, president of Ascap, Judge Jonah Goldstein of General Sessions; Mrs. William Dick Sporborg, Terry Ramsaye, Major Adams Proctor, and other speakers of the evening said that his charitable works are as permanently established as is his place in the industry.

More than 1,000 wires were received during the evening, adding tribute from those unable to attend. They came from President Roosevelt, Adolph Zukor, Nicholas M. Schenck, Will Hays, Carl Laemmle, Jr., and many others.

Roosevelt Extends Greetings

In his message, President Roosevelt said: "Yours has been a dominant role in shaping a primitive enterprise into a gigantic industry and a powerful medium for artistic expression. I hope for you long years of health and happiness."

"Don't be too happy over that," Harry Hershfield, toastmaster, cautioned Laemmle after reading it. "It's likely to be declared unconstitutional yet."

An entertainment program concluding the evening featured a screening of "Hiawatha", Laemmle's first production. Milton Berle, Cross & Dunn, Jay C. Flippen, Harriet Hilliard, Joan Marsh, George O'Brien, George Raft, Pat Rooney, John Steel, Ed Sullivan and Alice White appeared on a program arranged by Louis K. Sidney of Loew's.

On the dais in addition to the speakers listed were Austin C. Keough, Siegfried Hartman, Donald Flamm, Jules E. Broulatour, Martin Quigley, Morris Rothenburg, Harry M. Warner and Major Henry Adams Proctor.

Among those attending were:

Leo and Mrs. Abrams, Neil F. and Mrs. Agnew, Jack Alicoate, M. H. Aylesworth, Paul Benjamin, Jeffrey Bernerd, David Bernstein, Louis Bernstein, Nate J. Blumberg, L. A. Bonn, Richard Brady, Harry and Mrs. Brandt, Leo and Mrs. Brecher, Jack Bregman, A. A. Brill, Colvin W. Brown, Harry D. and Mrs. Buckley, C. N. Bunn, Harry and Mrs. Buxbaum, L. A. Conrow, Jack Connolly, Tom J. Connors, George Dembow, Sam Dembow, Jr., Ned E. Depinet, F. L. Devereaux, Whitford Drake, Howard Dietz, Arthur Driscoll, William J. and Mrs. Eadie, Gus Edwards and guest, Abe Feinberg, Herman and Mrs. Finkelstein, Donald Flamm, Maurice and Mrs. Fleischman, David and Mrs. Fogelson, Charles and Mrs. Ford, F. B. Foster, Jr., Sam Fox and guest, Y. Frank and Mrs. Freeman, Isidor Frey, Leopold Friedman, Louis and Mrs. Frisch.

Many Theatre Men Present

M. F. and Mrs. Gowthorp, Paul and Mrs. Gulick, Ralph Hanbury and guest, E. W. and Mrs. Hammons, Siegfried Hartman, Helen Hayes, Hope Hampton, Harry Hershfield, Hal Hode and guest, Philip and Mrs. Hodes, Helen Hughes, Arthur and Mrs. Israels, Leo and Mrs. Justin, Isidor Kadis and guests, Maurice Kann, M. L. Kaufman, Malcolm and Mrs. Kingsberg, Dr. George W. Kirchwey, Julius Klorfein, H. G. Knox, William and Mrs. Kupper, I. N. Landauer, Joe Lee and guest, Jules and Mrs. Levy, Al Lichtman, A. S. and Mrs. Liebers, Irving and Mrs. Maas, William Mallard, N. L. and Mrs. Manheim, Haskell Masters, A. and Mrs. McCarthy, Barret McCormick, Morton J. and Mrs. Metzler, Fred Meyers, Rabbi and Mrs. Miller, Irving Mills, Jack Mills, Charles C. Moskowitz, Herbert and Mrs. Muller, Leon and Mrs. Netter, John Newbury, Joe and Mrs. Nizer, Clayton Sheehan.

List Reads Like Blue Book

N. F. and Mrs. Oakley, Dennis F. O'Brien, John G. Paine, Charles B. and Mrs. Paine, P. L. Palmerton, Jack Pegler, Harold Postman, E. J. Peskay, Paul and Mrs. Phillips, Louis and Mrs. Phillips, William T. Powers, Martin Quigley, Fred C. Quimby, E. C. Grainger, Matty and Mrs. Radin, Arch Reeve, Phil Reisman, Sam Rhonheimer, A. J. and Mrs. Richards, Samuel and Mrs. Rinzler, Herman Robbins, Harold Rodner, William F. Rodgers, Saul Rogers, Ben Rosenberg, C. Ross, Alex Rothenberg, Morris Rothenberg, J. Robert Rubin, George and Mrs. Schaefer, Marvin M. Schenck, Louis Schiffman and guest, Edward A. Schiller, Jack Schlaifer, Ben Schlossberg, A. Schneider and guest, A. H. and Mrs. Schwartz, Arthur and Mrs. Schwartz, Charles and Mrs. Schwartz, Fred J. and Mrs. Schwartz, William A. Scully, Si Seadler, E. E. Shumaker, Jack and Mrs. Sichelman, George Skouras, Courtland Smith, Cresson E. Smith, Clyde and Mrs. Somers, Nate Spingold, Leo Spitz, William and Mrs. Sussman, Al and Mrs. Spekler.

H. J. Takiff and guest, L. E. and Mrs. Thompson, J. J. and Mrs. Unger, Morton Van Praag, W. G. Van Schmus and guest, Joseph R. Vogel, Henry J. Walters, L. M. Weber, Milton and Mrs. Weill, Milton R. and Mrs. Weinberger, David and Mrs. Weinstock, Earl and Mrs. Wingart, Siegfried and Mrs. Wittman, H. C. Young, H. C. Zapf, George J. Zehring, and Eugene and Mrs. Zukor.

Fox Gives Details On His Investment

ATLANTIC CITY, June 22.—Que tioning of William Fox on his asse was finished today by Federal Re eree Robert E. Steedle, who has n yet chosen a bankruptcy trustee f the Fox estate. The next hearing w be held July 10 with an examinati by creditor attorneys scheduled.

Steedle said that attornys in t meantime would have the right to e amine books. An agreement is no being worked out as to where a when this will take place. An offi may be rented.

Fox said that in January, 1931, created an irrevocable trust for t benefit of his wife, daughters a grandchildren, with his wife as trust Securities and bonds in the trust tot $6,900,000. He doubted whether t trust had been recorded.

"When I made that trust," said, "I had investments of $14,000,0 and no debt that couldn't be liquidat for a few hundred dollars. There was a single lawsuit and no reason to b lieve there would be any blackm suit. I was as solvent as it w humanly possible for anyone to be."

Income Shrunk Considerably

He testified that the income, whi goes to Mrs. Fox, their daughters, a then the daughters' sons, had shru considerably. He denied that he ceives any income from the trust.

Fox said he had $7,500 cash j before filing his bankruptcy petiti He then paid his lawyers and said t the $100 listed as cash on hand at t time of his petition had likewise be paid out. He borrowed another $1 recently, he said. The Woodmere tate is owned by Mrs. Fox, he sa but is not being occupied at present

Several million dollars are in life surance, he said, but he had borrow up to the limit on the policies, a had assigned them to his wife abou year ago. She now pays the p miums.

Fox said that the All-Contin Corp. was an investment concern n located in Atlantic City, with wife and daughters, Mona and Be as officers. He doesn't know what investments are, he testified.

He listed a long series of inve ments which he said had "gone sou They included closed banks, DeF est Phonofilm stock, DeForest Ra Hotel San Remo, Broadway Tem Bldg., and a quarter interest in Palm Beach Land & Development Ltd.

Paper Hits Bank Nigh

KANSAS CITY, June 22.—Bank Ni is attacked in an editorial which peared in the Jefferson City *P* *Tribune*. Referring particularly to use of the game at the Capitol the the editorial charges the use of giveaway lends dignity to gambl and affects adversely the quality films shown.

"U" Assigns Beaumon

HOLLYWOOD, June 22.—Harry Be mont will direct "A Gal Called Ch at Universal. Austin Parker is n writing the screenplay from original story by Roy and Marj Chanslor. Robert Presnell will p duce and Edmund Lowe is tentati ly set for the leading role.

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VOL. 39. NO. 148 NEW YORK, WEDNESDAY, JUNE 24, 1936 TEN CENTS

Election Year Is No Worry, Asserts Cohn

People Must Eat and Be Amused, He Declares

CHICAGO, June 23.—Solidly grounded, well organized industry need stand in no fear of bad business as a result of the uncertainty supposed to be inevitable in an election year, Jack Cohn, vice-president, told the delegates in an address at the annual Co-umbia sales conevtion at the Drake Hotel here today.

"People must eat, they must build iouses, they must buy clothes, they nust travel from place to place, and as a normal part of their life, in an election year, as in any other year, hey must seek diversion and amusement," he declared.

"Columbia," he continued, "has always belonged in this category of inlustry, and will continue to do so." He urged sanity and calmness despite he clamor and excitement of an elecion year, declaring the business ex-

(*Continued on page* 6)

)pposition Talked For Cocalis Moves

With Sam Cocalis having started xcavation for a new 1,100-seat thetre at Ogden Ave. and 166th St., Bronx, several independent exhibitors re reported negotiating for a site near ne Marble Hill where a new project vill be built in opposition to Cocalis.

Although Harry Brandt, William oost, Laurence Bolognino, Jack W. pringer and Louis Frisch and Sam inzler are mentioned as behind the neatre for the Marble Hill neighborood, practically all of them yesterday enied interest in the venture.

Consolidated Amusements, which is ported to be losing on an average $500 a week on the Ogden, hasn't ade any reprisal moves against Colis. The circuit's heads are biding

(*Continued on page* 4)

lew GTE Asks Court To Permit Payments

WILMINGTON, June 23.—The new eneral Theatres Equipment Corp. s filed a petition asking for court thority to pay a total of $501,944.78, s $25,000 already paid to the reornization committee and others. ancellor Josiah O. Wolcott has set ly 8 for a hearing.

The amounts are: Reorganization nmittee, $74,500; fees and compen-

(*Continued on page* 2)

CEA-KRS Theatre Battle Is Seen Likely at Conference

By BRUCE ALLAN

EASTBOURNE, Eng., June 23.—The possibility of a fight on principle between the C.E.A. and K.R.S. which may involve an appeal to the Government in regard to foreign holdings in British theatres and possible legal proceedings between exhibitors and renters over oppressive trading practices was foreshadowed in proceedings of the C.E.A. general council here today.

The meeting this morning in the Town Hall was secret and members were very reticent on detail of the proceedings, but an official report issued this evening indicates the council will demand a reversal of K.R.S. policies.

In the discussion of alleged instances of oppressive renter tactics a letter was presented from the northern branch reporting a complaint from E. J. Hinge that salesmen had threatened to "get one of the circuits in which they were interested" to build up an opposition house if product were not booked.

C. P. Metcalfe, vice-president of the association, said that he would have to look further into the case to see if representations should be made to Lord Moyne's committee to see how much foreign interests should have control over British theatres. Major Gale suggested the possibility of end-

(*Continued on page* 7)

Imperial Will Have 30 Films in Lineup

Imperial Distributing Corp. will have 30 features ready for international release on Sept. 1. "Rich Relations" will be the first for the 1936-37 season. The schedule calls for delivery of a feature production on the first and 15th of each month.

The lineup will include six Major Exploitation Specials, adapted from current best sellers and Broadway stage plays, eight Dynamite Dramas, eight Imperial Classics of the Screen, and eight from Col. Tim McCoy.

Bank Night Wins in Missouri Test Case

KANSAS CITY, June 23.—Circuit Judge Marion D. Waltner today held that Bank Night is not a violation of the Missouri lottery laws because no consideration is involved, and he sustained a demurrer of R. W. McEwan, Bank Night distributor, who was arrested May 29.

The County Prosecutor is expected to file an appeal to the Missouri Supreme Court.

Silverstone Denies

Maurice Silverstone, managing director for U. A. in England, yesterday denied reports printed in the *New York Times* recently that he would be elected president of the parent company.

He plans to leave for Hollywood on Friday with U. A. eastern delegates for the annual sales convention.

Group to U. A. Meet To Leave Tomorrow

The early contingent of home office executives of United Artists will leave here by train tomorrow for the convention, scheduled for June 30 to July 1 at the Ambassador Hotel, Los Angeles. The main group of delegates will leave on a special train Friday. At the meeting will be branch and district managers from all sections of the country and Canada.

Among those leaving tomorrow are: George J. Schaefer, vice-president in charge of sales, who will be accompanied by his wife and daughter; Arthur W. Kelly, vice-president in charge of foreign sales; Harry D.

(*Continued on page* 4)

K. C. Pool Reports Premature—Rhoden

Elmer C. Rhoden, operating head of Fox Midwest, who is in New York for product conferences, stated yesterday that reports of a pooling deal with RKO and Paramount in Kansas City are premature at this time.

He added that the three circuits have been talking about a booking and buying arrangement for some time, but nothing has developed.

Rhoden plans to return to Kansas City Saturday. Leo J. McCarthy, his assistant, who has been here about two months working on product deals for next season, expects to accompany Rhoden.

St. Louis Transfer May Be Set July 3

Although negotiations are being continued daily and are showing signs of progress, indications are that F. & M. may not take over the Shubert-Rialto, Orpheum and Hi-Pointe in St. Louis from Warners until July 3.

Several points remain to be ironed out between attorneys for both inter-

(*Continued on page* 4)

Zukor Choice As Para. Head Likely Today

Board to Hold Annual Officers' Election

The annual election of officers of Paramount Pictures, Inc., is scheduled to be held today at a special meeting of the company's board of directors. Adolph Zukor appears to be the most likely candidate for the presidency of the company despite the fact that it was reported in authoritative quarters yesterday that a majority of the board was undecided on a candidate for the post as recently as Monday night.

The name of Stanton Griffis, a recent addition to the Paramount board, is mentioned more frequently than any other as the likely successor to both Zukor, as chairman of the board, and to H. A. Fortington as chairman of the executive committee. Although Fortington continues as a member of the board, his term as chairman of the executive committee expires with the annual election of officers. The latter post is a salaried position and requires almost the full time of the incumbent. Griffis, reputedly an Atlas Corp.-Lehman Bros. ally, is a member of the brokerage firm of Hemphill, Noyes.

Zukor is at the Paramount studio and, consequently, will not be in attendance at today's meeting. If he is elected to the presidency, indications are that he will remain at the studio for some time to come, regardless. John E. Otterson, whose Paramount contract has four years to run, may be given some special assignment by the board perhaps in connection with production. There is said to be no

(*Continued on page* 4)

IATSE Coast Union Shift Holmden Aim

HOLLYWOOD, June 23.—Strengthening of control over union men and correction of what he regards as weaknesses in the I.A.T.S.E. closed shop setup in the studios is the principal objective of Harlan Holmden, I. A. T. S. E. third vice-president, who has just arrived here. He is accompanied by William Bioff, personal representative of George Browne, who arrived last week.

Union officials will shift the entire control of manpower to locals, relieving the studios which heretofore have executed the closed shop agreement.

Herbert Aller, local executive business manager, has just returned from a two-week trip to Kansas City.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 24, 1936 No. 148

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Outward Bound

R. H. Cochrane and Mrs. Cochrane sail on the *Paris* Saturday for a cruise which will end in New York on Aug. 3. The Universal president is after a rest and has had arranged for him a trip with ports of call where Universal has no offices. He sails from Havre July 29 on the *Normandie*.

Ralph Hanbury, managing director of Radio Pictures in England, sails on the *Aquitania* Saturday.

Louis Phillips, Paramount lawyer, and Mrs. Phillips sail for the coast Tuesday en route to Honolulu.

Courtland Smith, president of Pathe News, goes on the *Normandie* July 1.

William B. Levy, representative for Kay Kamen in England, is booked on the same boat.

Ralph Rolan of "The March of Time" sails on the *Normandie* July 15 to attend Radio's British convention beginning July 30 in London.

Phil Reisman, vice-president of the RKO Export Corp., goes abroad in about 30 days. The date is not definitely fixed.

Bryson, Prinz Marry

HOLLYWOOD, June 23.—Betty Bryson, niece of Warner Baxter, and Leroy Prinz, dance director, were married yesterday in Yuma.

Insiders' Outlook

By RED KANN

EXHIBIT Number Three, current series, in the chain of evidence which, with justification, permits those interested and proud in their industry to hold heads on high is "The Green Pastures," ready and coming up for release by Warners quickly now. The Hollywood preview wire, weeks ago, took this offering through the analytical ropes with the odds very heavily in favor of the film version of the play written by Marc Connelly from Roark Bradford's "Ol' Man Adam an' His Chillun." Our purpose today is to take full cognizance of an important Hollywood effort and to discuss several angles bearing on its future. . . .

▼

"The Green Pastures," it seems almost totally unnecessary to state, is a story of the Deity as seen through the simple, believable and credulous eyes of the Louisiana negro. To him, "De Lawd" is, of course, kindly and sympathetic, but also wrathful, and His Kingdom, which is Heaven, a land of elaborate fish fries and fragrant ten cent cigars. The story of Creation is told, of "De Lawd's" trials and tribulations as the humans He created slip into the slough of careless and unholy conduct. Yet "The Green Pastures" is never shoved down the throat, never turned into moralizing or preachment, while yet it gets over clearly and succinctly its message. . . .

▼

The angels discourse in matter-of-fact terms as they dust off their wings. Gabriel talks to "De Lawd" in accepted business administration terms. Noah builds the Ark according to divine specifications and, according to the Good Book, along comes the flood to wipe out the sinners and to allow "De Lawd" a chance at starting all over again. The results are delightful in their utter and wholesome, child-like simplicity, the picture charming and miles off the beaten track. It is so far off the beaten track, in fact, that any predictions as they may concern its commercial future constitute a guessing contest in which we propose taking no positive part. On the other hand, there are facts, formidable facts, which enter any discussion of "The Green Pastures" and command reflection. Some of them follow. . . .

▼

As a play, its success, of course, grew into a hardy perennial of the American theatre. The show ran eighteen months in New York, won a Pulitzer Prize and played 1,652 performances in 203 cities and towns throughout 39 states with a gross of about $3,000,000. Those engagements included a notable tour of one-night stands in the deep South; 2,000,000 people are estimated as having seen one performance or another; in the 4,000 seat Shriners' Auditorium in Des Moines, the play filled every seat and grossed $11,000 in one day. In Big Spring, Texas, the receipts for a single day ended at $600. "The Green Pastures," before it completed its amazing barnstorming tour, had developed into a combination of American folklore and legend and became permanently woven into the fabric of the American scene. . . .

▼

The conclusion interpretable from this scattered assortment of facts and figures would appear to be that an audience, as readily-made as any audience might be said to be, is waiting for the Warner version of the famous play. It will be argued that those who patronize the theatre do not always patronize the film and this is essentially true. But the circulation which the play achieved, in this instance, strikes us as being different—different and sufficiently embracing to assure a considerable percentage of those who saw and liked the play for the film. The others will have to be sold. We think they can. . . .

▼

It is in the history of the play that its tour was marked by no religious intolerance in this country. England where materialization of the Deity long has been ruled out has banned the film. The Province of Ontario has done likewise and that, it is our opinion, is unfair. This is no argument with the fundamentals behind the belief. Their purpose is to avoid encouragement or to run counter the danger of irreverence. But "The Green Pastures" rightfully should be considered an exception by the very nature of conception and execution. It would be highly regrettable if this production for which the industry will be praised should find its circulation hampered because of a censorship restriction that properly does not apply under the circumstances. . . .

Ontario Bans "Pastures"

TORONTO, June 23.—Premier Hepburn announced today "The Green Pastures" has been banned in Ontario with his concurrence. An appeal to the Appeal Board is expected.

Dual Features Have Firm Hold in Brazil

The double feature has a firm hold on the exhibition field in Brazil, declared Al Szekler, Universal manager in that South American country, here for home office conferences. The only houses not using duals are the leading first runs in the major cities he said, and he indicated that other houses are able to make a profit only when they show double bills. Attempts have been made to discard the practice, but without success, Szekler said.

At least 70 per cent of the film business in Brazil is centered in about 1 major cities, with American produc dominating the market to the extent o 90 per cent, he said. The use o superimposed titles on original versions has been found the best procedure. The only real competition t American films is developing fror England, Szekler declared. There i little building in the area, the Plaz in Rio de Janeiro, seating 2,000, jus opened, and the new M-G-M hous also to seat 2,000, which will b opened in November, being the onl outstanding new houses. Szekler wi leave Saturday, returning directly t his headquarters in Rio.

New GTE Asks Court To Permit Payment

(*Continued from page* 1)

sation, including disbursements counsel for the reorganization con mittee and others, $301,510.80, le $25,000 previously paid; fees and ex penses, including disbursements of committee representing holders of pr ferred stock and counsel for the con mittee, $10,000; compensation, inclu ing disbursements of engineers, a praisers and accountants engaged the reorganization committee, $75,50 Charges, including disbursements depository of certificates and sub-d positories under the reorganizati plan, registrar of certificates of d posits and receipts issued thereunde substitute trustees under the inde tures relating to debentures, $4 433.98.

Figure $1.50 for Loew

Downtown financial editors es mate earnings of Loew's, Inc., for t 12-week period ending June 6 at $1 per common share as against 88 ce for the previous year's period.

In 38 weeks ending March Loew's net was $5,033,038, or $3.4 share, of which $1.97 was earned the last 16 weeks of the period.

Hit "Dust Bowl" Film

PHILADELPHIA, June 23.—Democr delegates here from Texas are p testing against the Dept. of Co merce "Dust Bowl" film on the gro that there is plenty of water in section now. They want it wi drawn on the ground that tourists shunning the area.

Buck-Para. Deal Off

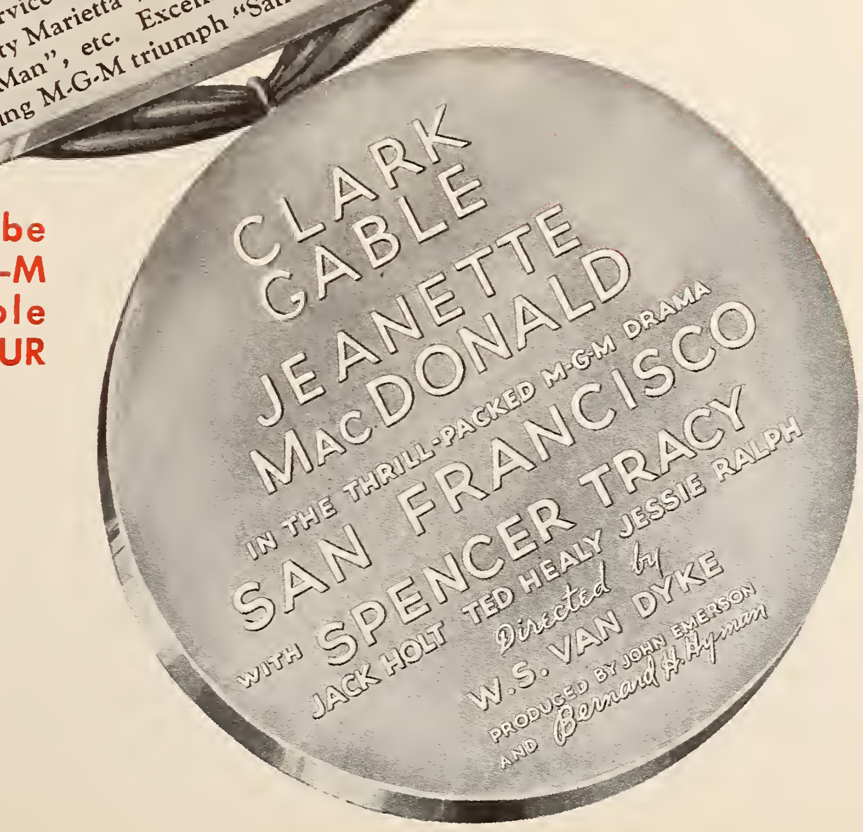
Frank Buck's deal to produce a ture for Paramount in associat with Grantland Rice and Jack Ea has been canceled. Buck's immed film plans are indefinite. He is b with his animal zoo at Massapeq L. I., and has contracted for anot series of magazine stories.

PIN ANOTHER MEDAL ON MR. VAN DYKE!

FOR VALOR AT THE BOX-OFFICE!

To W. S. Van Dyke

Starting with "White Shadows in the South Seas" and "Trader Horn" he has done distinguished industry service directing such hits as "Rose Marie", "Naughty Marietta", "Forsaking All Others", "The Thin Man", etc. Excelling his mightiest is the towering M-G-M triumph "San Francisco."



CLARK GABLE

JEANETTE MacDONALD

IN THE THRILL-PACKED M-G-M DRAMA

SAN FRANCISCO

WITH SPENCER TRACY

JACK HOLT TED HEALY JESSIE RALPH

Directed by

W.S. VAN DYKE

PRODUCED BY JOHN EMERSON AND *Bernard H. Hyman*

"I predict it will be the BIGGEST M-G-M Hit Of The Whole Year! DOUBLE YOUR PLAYING TIME!"

Zukor Choice As Para. Head Likely Today

(Continued from page 1)

immediate likelihood of his contract being settled. His official position in the company has been confused since the annual stockholders' meeting, June 16, when he was not reelected to the Paramount board on the expiration of his one-year term. While the company's bylaws specify that the president must be a member of the board the same bylaws also specify that the incumbent president is to retain his office until a successor has been elected and qualified.

The bylaw provision that the president must be chosen from the members of the board is cited in many quarters as a further indication of the likelihood of Zukor's election to the post. However, there are 16 members of the board at present, whereas a maximum membership of 18 is authorized. Thus, if the dominant factors on the Paramount board agreed upon an outside candidate, one who might be better known to Wall Street than to the film industry, such a candidate could be elected to one of the board vacancies and then to the presidency. This possibility is suggested in responsible quarters on the basis of a known penchant of certain board factors for names which rank high in downtown opinion. Joseph P. Kennedy's name is still mentioned in this connection despite his emphatic denial last week that he was a candidate for any office in Paramount or that he desired to reenter the film business.

Doubt Anderson Reelection

Indications are that the following officers will be reelected: Neil F. Agnew, Y. Frank Freeman and John B. Hicks, Jr., vice-presidents; Walter B. Cokell, treasurer; Austin C. Keough, secretary, and Norman Collyer, assistant secretary. The reelection of R. E. Anderson as vice-president is considered doubtful, with a prominent Paramount executive being mentioned as a successor to the post.

The board committee consisting of Griffis, Harry O. King and Harvey D. Gibson, which was named to study the first "interim" Kennedy report and make recommendations to the full board based upon it may bring in its report at today's meeting. However, the fact that the committee's study of the report was delayed by the absence from the city of Gibson, may delay action on this. Kennedy is said to have suspended his Paramount study and, particularly in the event the board committee does not uphold his initial recommendations, is not expected to resume it.

Action on recommendations for extending the operating contracts for both the Wilby-Kincey and Lucas & Jenkins circuits and for renewing the partnership arrangement with Karl Hoblitzelle for Texas Interstate Theatres on a revised basis is also scheduled to be taken by the board at to-today's meeting.

Santell Father Again

Hollywood, June 23.—Al Santell is the father of a girl. This is the second daughter in the family. Santell wanted a boy this time.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"San Francisco"

(M-G-M)

Hollywood, June 23.—Facts tending to establish "San Francisco" as a great audience entertainment and a great showman's exploitation show are many. The quality of the motivating dramatic, romantic story is stirring and the sequences depicting the city's cataclysmic destruction are sensational. It is an impressive tribute to technical genius.

Performances supporting the stars are excellent and the music is an artistic treat. The caliber of the direction is imaginative and endows the plot with socking, believable realism which is powerful in its capability to stir emotions.

The film returns Clark Gable to the rough, tough, virile character in which he scored his greatest successes. Jeanette MacDonald sings with new charm and reveals herself as an accomplished dramatic artist. Spencer Tracy plays his role with understanding and sincere dignity. It should elevate his importance.

This has name value, with Jack Holt, Jessie Ralph, Ted Healy, Shirley Ross, Margaret Irving, Harold Huber and Al Shean plus the appeal elements listed above. It places in the hands of exhibitors all the commercial essentials to intrigue patron-interest.

The plot is simple and poignant and is developed in convincing fashion. It hurls Miss MacDonald into the welter of the Barbary Coast to become the innocent pawn between two amazing human forces. With a spiritual atmosphere underlying the human quality, all the picture's action tells a gripping, heart-warming love story. Her only trust placed in the counsel of the priest, she is helpless between Tracy and the powerful Holt.

In the fury of the earthquake, the technical excellence of which brought the preview audience to its feet, Gable works out his moral regeneration and finds that Miss MacDonald has been spared for him.

A dynamic story, it is told in dynamic style. It is sometimes brutal, sometimes hits heights of romantic beauty, with music adding much to the effect. Miss MacDonald's singing of the theme song, "San Francisco," is excellent, and her straight dramatic work drew applause from the audience. With Gable, her name offers much for the box-office. The film should provoke wide public attention.

The story is by Robert Hopkins and the screen play by Anita Loos. William S. Van Dyke, the director, is credited also with the production. The theme song is by Bronislau Kaper and Walter Jurmann. "Would You" is by Nacio Herb Brown and Arthur Freed and the musical direction by Herbert Stothart.

Production Code Seal, No. 2,180. Running time, 115 minutes. "G."

"M'Liss"

(Radio)

Hollywood, June 23.—Unusually well produced and performed, this backwoods romance should appeal to family audiences. It marks a definite step forward for Anne Shirley. She plays M'Liss, innocent and hot-tempered child growing up in the riotous atmosphere of gold rush days.

Her chief responsibility is a drunken father, Guy Kibbee, and her best friend is Douglas Dumbrille, for once in a sympathetic part as a good-hearted gambler. Her enemies are the meddling, self-righteous Morpher family, played with excellent comedy by Arthur Hoyt, Margaret Armstrong, William Benedict and Barbara Pepper. The best scene is her appeal to Esther Howard, whose work is outstanding as the middle aged dance hall butterfly, for an explanation of marriage after John Beal almost proposes.

James Bush, the menace from the big city; Moroni Olsen, Frank M. Thomas, Ray Mayer, Louis Mason, Arthur Loft and Fern Emmett complete the good cast. The film was directed with emphasis on the sentiment and comedy by George Nicholls, Jr., and Robert Sisk produced. The excellent screen play was done by Dorothy Yost from the old Bret Harte story.

Production Code Seal, No. 2,272. Running time, 65 minutes. "G."

Joan Blondell Is Cast

Hollywood, June 23. — Warners have assigned Joan Blondell to one of the leading roles in "Three Men on a Horse." Frank McHugh is set for the leading male role, and Teddy Hart will play the part he played on the New York stage.

Republic Gets Cartoon

Republic has acquired screen rights to the newspaper cartoon "Dick Tracy" and will produce it in a 15-episode serial, according to Nat Levine, production head. The cartoon is used regularly in about 150 newspapers in this country.

Opposition Talked For Cocalis Moves

(Continued from page 1)

their time until the first brick is laid, it is said. As soon as this is done, the theatre men mentioned are expected to band together and buy a number of lots in areas where Cocalis has houses, not only in Manhattan, Bronx and Brooklyn, but also in New Jersey.

Springer & Cocalis have dropped the Momart and Heights, the theatres having been taken by J. Cohen. This circuit operates about 22 theatres, while Cocalis has 21 of his own and Springer about 15 in which Cocalis has no interest.

Negotiations whereby Loew's would take over the Marble Hill from Cocalis are understood to have reached an impasse. Cocalis is reported insisting that Loew's also assume operation of the Park Hill, Yonkers, with the major circuit's executives understood not to be keen on the second house. Cocalis reputedly has $400,000 cash invested in the Marble Hill, which was the first theatre in his circuit.

How this picture will be changed in the event the independents build in opposition is something no one can predict. Some say Loew's will not want the house, while others hold that because of the circuit's buying power, Loew's will not be concerned about new theatres going up in the Marble Hill neighborhood.

Group to U.A. Meet To Leave Tomorrow

(Continued from page 1)

Buckley, vice-president in charge of corporate affairs, and Mrs. Buckley; Harry Gold, assistant to Schaefer; James Mulvey, eastern representative for Samuel Goldwyn, with Mrs. Mulvey and their daughter; Lowell Calvert, eastern representative of Selznick International and Pioneer, and Arthur Schwartz.

Monroe Greenthal, advertising and publicity head; Sam Cohen, foreign publicity, and Hal Sloane, Disney New York representative, are already on the coast. Morris Helprin, publicity manager, will fly to the coast today, and Edward Raftery, member of the board, will leave Sunday by plane.

St. Louis Transfer May Be Set July 3

(Continued from page 1)

ests before the deal is ready for signing. It is expected that an agreement may be reached by Friday or Saturday.

Included in the arrangement is the acquisition by F. & M. of Warners 42 per cent stock interest in the 2 neighborhood houses controlled by the St. Louis Amusement Co. and a 10-year Warner product franchise, starting with next season's output.

There is a slight possibility that th lawyers may agree on the remaining mooted points by tomorrow night. I this eventuates, F. & M. will assum operation of the three theatres Friday.

Free in Bank Night Cas

San Francisco, June 23.—A Polic Court jury today acquitted an exhibitor in the first Bank Night arres here.

GB SHOOTS STRAIGHT WITH EXHIBITORS!

Releases its big ones NOW! . . . When exhibitors need them most.

JESSIE MATTHEWS
IN "IT'S LOVE AGAIN"
•
SECRET AGENT
•
COMING
SURPRISE SPECIAL

100%
CAST
MADELEINE CARROLL
PETER LORRE
JOHN GIELGUD
ROBERT YOUNG

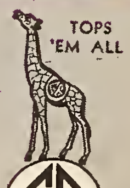
100%
STORY
SOMERSET MAUGHAM'S
GREATEST SPY
THRILLER

100%
DIRECTION
ALFRED
(39 STEPS)
HITCHCOCK

100%
PERFORMANCE
BROKE ALL ROXY
SUNDAY RECORDS
OF PAST 3 YEARS

SECRET AGENT

HELD OVER! ROXY, N.Y.
RIGHT ON THE HEELS OF
JESSIE MATTHEWS
IN "IT'S LOVE AGAIN"



GB

Canada Distributors
EMPIRE FILMS, Ltd.

Election Year Is No Worry, Asserts Cohn

(Continued from page 1)

ecutive can, by a "persistent policy of 'business as usual,' become a dominating influence in maintaining prosperity."

A. Montague, general sales manager, opened the session this morning, outlining the sales policy, and declaring it would be flexible to meet necessary changes. He said the quarterly meeting plan adopted last year will be continued, since it has been highly satisfactory. He said he planned a decentralization of the sales department, with more responsibility for the district and branch managers.

He said selling today was as much a matter of selling the company as the product, and urged salesmen to play fair with exhibitors. He declared such a policy would result in better and fairer rentals on big pictures that should be played on percentage only.

Harry Cohn Speaks

Following Montague, Harry Cohn spoke about "Lost Horizon" then left by plane for New York.

Other speakers today included Leonard Picker, Columbia attorney, who advised the sales staff on drawing up contracts; Al Seligman, who discussed plans and functions of the accessory department; Maurice Grad who discussed sales promotion and the importance of developing cooperation between exhibitor and producer.

S. O. Shapiro, circulation manager of Macfadden Publications, told the delegates about tieups which have been made for the Court of Human Relations shorts. Large scale radio and magazine publicity is planned for this series, he said.

Jack Cohn denied to Motion Picture Daily that "Lost Horizon" would be roadshown. At the end of the day he described the meeting as one without any grandiose speeches. "The bare facts and no bull characterized the talks to the sales force," he said.

More than 100 prominent local exhibitors attended a beefsteak dinner at the Drake tonight, which was topped off with entertainment furnished by B. & K.'s Loop theatres. The dinner officially ends the convention, although individual sales meetings of division, district and branch managers are scheduled for Wednesday, Thursday and Friday.

Overheard in the Lobby

Chicago, June 23.—Nat Cohn is the most serious guy at the convention.

+

The Three Stooges are still talking about the plane trip with Harry Cohn from Hollywood. Larry is holding on to his plane ticket stub to prove that he really went on a plane, but Curly swears it was all a dream.

+

Jerry Safron, with rose in lapel and cigar perched in mouth, got one of the big hands of the day when he went up to get his prize as a roundup winner. Walking away with the cup, someone yelled, "Go easy on it, Jerry. It's not a shaving mug."

+

When McConville handed Miller his prize check, Montague said, "I think we ought to deduct the telephone charges from that check." And someone else shouted, "Hurry, Joe, there's a call for you."

+

Phil Dunas breezed up like a veteran Chicagoan for his prize only to find out it was a mistake. However, he got his prize letter, so all was well.

+

The prize awards came as a surprise to the boys, but all the guys figured the dough would come in handy, what with expenses and the sights to see.

+

Lester Zukor had a seat away back in the hall and when he went up to get his prize four of his pals offered to buy him some roller skates.

+

Al Avid is proud of being a Southern gentleman—from Southern Minnesota.

+

Joe ("Chicago") Kaufman is the athlete of the convention what with being a shining light of advertising King Lasker's handball team. He works out in grand style on the big estate.

+

Clarence ("Chicago") Phillips is batting out contracts as strongly as his baseball favorites, the Cubs. The whole North Side is in the bag, he says.

+

Al Sherman startled every one with his dark blue shirts with contrasting ties.

+

Hy ("Smilin'") Chapman, reputedly the best dressed man in Minnesota and Columbia's amiable branch manager in Minneapolis, swings a wicked stick of golf and is gunning for some of Columbia's Eastern boys who shoot in the 80's or 90's.

+

When Mrs. Joseph learned that her young hubby, who is in the home office sales department, was going to the convention, she wanted to be taken along, but George hastily informed her he was afraid it was too warm for her in Chicago.

Cohn Signs Performer

Chicago, June 23.—Harry Cohn, Columbia president, today personally signed Carl Grayson, night club entertainer, to a long term contract. Grayson was surprised by the offer as he left the dinning room floor. Grayson is a violinist as well as singer and has been with Henry Busse's orchestra for the past year and one-half.

No Films Set

Chicago, June 23.—Although no vehicles are announced for her, Grace Moore will continue to appear in Columbia's 1936-37 program.

The identical situation applies to Herbert Marshall, Irene Dunne, Richard Dix, Walter Connolly and Jack Holt and to Gregory LaCava, the director, who is now in New York.

Columbia Scatters Exploitation Staff

Chicago, June 23.—Columbia's exploitation department is to be decentralized so that each exploiteer will make extensive tours of specialized territories instead of being assigned from the home office for individual attractions. They will operate out of key cities.

During the summer each field man will visit exhibitors, editors and radio stations to discuss the new season product, and, if the plan works, publicity and exploitation material will be sent out six months in advance of big attractions.

"Horizon" Exhibit a Hit

Chicago, June 23.—One of the hits of the party at the Columbia convention here is the exhibit of models, paintings and photographs of the sets for "Lost Horizon," directed by Frank Capra and starring Ronald Colman, which will be on next season's program.

The exhibit is to be sent on a nationwide tour, ending at the Music Hall shortly before the opening of the film there.

On Extended Trip

London, June 23.—J. H. Seidelman, foreign sales manager of Columbia, is expected to remain here four months.

Chicago—Group photograph of the largest attended sales convention in Columbia's history now in its third day at the Drake. Standing a the dais from left to right: Leo Jaffe, Maurice Grad, Al Seligman, Hy Daab, Leonard Picker, Rube Jackter, Harry Cohn, A. Montague, Jac Cohn, Joe McConville, Max Weisfeldt, Louis Astor and Lou Weinberg.

Short Subjects

"Golfing Rhythm"

(*Columbia*)

A combination of amusing golfing antics and serious, hard-swinging power, this short in the News World of Sports series is entertaining in general and should set the countless golfing bugs on the edges of their seats as such players as Lawson Little and Gene Sarazen put their shoulders behind the club swing. As is usual with these subjects, this is lively and entertaining. Production Code Seal No. 1,012. Running time, 10 mins. "G."

"Glee Worms"

(*Columbia*)

A pleasant, entertaining cartoon novelty in color, this should generally please. Played against the music of "The Glow Worm," two of the insects are lovers, and as they bill and coo a storm comes up, they become separated and the female of the species is lured away by a villainous spider. Her 'boy friend" comes to the rescue and ngeniously overcomes the menace. Production Code Seal, No. 2,239. Running time, 7 mins. "G."

'Sport Magic"

(*Columbia*)

A collection of unusual shots of various sporting events that should make this one pleasing all around. There is condensed excitement in excellent shots of log rolling, trick motorcycle riding, archery, pistol shooting and horseshoe pitching, all with the element of risk involved. Other scenes are of trick billiard and bowling shots. It is interesting and ery often thrilling. Production Code Seal, No. 010138. Running time, 9½ mins. "G."

Disorder In The Court"

Columbia)

The Three Stooges bring their ntics into a courtroom when they are alled as witnesses at a murder trial. s usual the sky is the limit. They ntroduce outlandish evidence and ery opportunity for the pulling of a ag is well taken. Finally, after putng on a show, as evidence, and trackg down the most important piece of idence—a note attached to a parrot's g—they obtain the acquittal of the efendant. Some hilarious moments, me that are strained and others . . . roduction Code Seal, No. 2,166. Runng time, 17 mins. "G."

To Double Stooges Cost

Chicago, June 23.—Columbia will uble negative costs on the Three ooges series next season, convention rces have been informed here. arquee billing is being given the orts in a number of large cities, the legates were told, and the personal pearance tours of the stooges have reased their popularity. They start other tour in the east and middle st next month.

en Cohen to New York

Chicago, June 23.—Ben Cohen of rroughs-Tarzan leaves here tonight New York, planning to stop at Warwick Hotel.

Harry Goetz to East

Hollywood, June 23. — Harry M. etz, president of Reliance, will leave New York tomorrow by plane.

O'Donnell Asks If It's So What Was Said About Texas

Dallas, June 23.—R. J. ("Bob") O'Donnell, general manager of the Interstate Circuit, is back from New York and the Louis-Schmeling bout with pleasant recollections of the party which Herman Robbins, president of National Screen Service, threw for him in New Rochelle last Saturday night. Among O'Donnell's choice possessions now is a brochure simply called "O'Donnell Melodiana" and there's a story.

Robbins, always an excellent host, had prepared specially written lyrics which were superimposed on phonograph recordings and dealt at large with the life of a big film buyer as it is lived by O'Donnell. For instance, there was a parody on "Oh, Susanna." It ran like this:

He came to New York City with a twinkle in his eye,
He was full of twinkles when he had some film to buy.
He bought his film in very cheap, and never laid an egg;
But the firm went into bankruptcy from dealing with this yegg.

Chorus

Bob O'Donnell, they take it on the lam.
When they see you coming, every salesman hollers "Scram!"

That put Bob in the Landon class.

Dubbed "He'll Be Comin' Up from Texas," was another parody to the tune of "She'll Be Comin' 'Round the Mountain" and went like this:

He'll be comin' up from Texas when he comes.
He'll be comin' up from Texas when he comes.
He'll be comin' swiftly, Mister,
Just like any Texas twister,
So get your fifes and bugles and your drums.

He'll be comin' up from Texas when he'll come.
He'll be comin' up from Texas when he'll come.
He'll be comin' up from Texas.
And his comin's sure to wreck us.
What else could you expect from such a bum!

He'll be comin' up from Texas when he'll come.
He'll be comin' up from Texas when he'll come.
He'll be comin' up from Texas.
And if John Law doesn't check us,
We will drown this Dallas yokel deep in rum.

He'll be comin' 'round the mount when he arrives,
He'll be comin' 'round the mount when he arrives,
He'll be ridin' 'round the ranges,
Showin' up the film exchanges,
'Till you wonder how the picture trade survives.

Good, too, was "I'm Buying All My Film by One System," cudgeled and cajoled to fit into the tune of "I'm Putting All My Eggs in One Basket." It ran on like this:

I'm buying all my film by one system.
I'm buying everything low too, you can bet.
I'm saving millions for old boss Hoblitzelle.
We'll make Interstate a real circuit yet.
I buy the product with a smile.
Demand adjustments after a while.
Long ago I decided dough divided in two
Won't do. So I'm buying
All my film by one system.
Oh, Industry, what Bob has done to you!!

"I can't wait until I get back to New York for the annual Schrooners' meeting in October," declared O'Donnel today, thereby inferentially suggesting he might be willing to submit to another Robbins funfest although advices from New York contain nothing to indicate anything of the kind will happen.

Much profound discussion revolved around the so-called "Lichtman formula" by which the M-G-M sales policy for next season is being governed. O'Donnell had an explanation as did some of the others, but Lichtman failed to make an appearance and the issue therefore emerged clouded in some doubt. The accordionist, who made up the one-man band, however, played and sang a Russian folk song and insisted he was furnishing the answer. Nobody paid much attention to him.

Among those who attended and made 'way with whole sides of beef, Pilsener and Johnny Walker Black Label were:

Neil F. Agnew, Austin Keough and Y. Frank Freeman, of Paramount; Gradwell L. Sears and A. W. Smith, Jr., of Warners; William Sussman, Twentieth Century-Fox; William F. Rodgers, M-G-M; Joe Vogel, Loew's, Inc.; Martin Quigley, W. P. Garyn, Sam Dembow, Jr., Toby Gruen, William Brenner, Morton Van Praag and Red Kann.

Labor Moves Limit Spanish Production

Washington, June 23. — Although exhibition of Spanish films showed considerable increase in Spain in 1935, which increase has continued during 1936, production has been restricted, according to a report to the U. S. Dep't. of Commerce from Assistant Trade Commissioner Miles Hammond in Madrid.

Since the election of a "left" majority to the Cortes on Feb. 16, particular attention has been paid to labor conditions. Film workers and artists, in keeping with the trend, have been requesting higher wages and are reported to have sought to obtain representation in the management of the enterprises.

Labor organizations are said to be requiring that contracts be entered into in every case where a player takes part in a film, and it is reported that under some contingencies the wages of the artist must be paid whether or not he works.

Although the belief is expressed that these problems will work themselves out through cooperation and understanding between labor and capital, the effect since the beginning of the year has been such as to limit production activities and to cause capital to be timid.

Bomb M-G-M in Spain

Barcelona, June 23.—The office of M-G-M was slightly damaged by a bomb today during the mercantile strike which has closed distributor branches. Exhibitors in Cataluna are exchanging films, thus prolonging the supply for another week. The Cortes at Madrid has reduced the gross turnover tax of 7.50 per cent to 3.75 per cent for foreign and 1.50 for native Spanish films.

M-G-M Buys Riggs Play

Hollywood, June 23.—M-G-M has bought Lynn Riggs play, "Green Grow the Lilacs," from Radio. There is a strong likelihood that Franchot Tone will play the lead, since he did the part in New York.

CEA-KRS Row Held Likely On Theatres

(*Continued from page* 1)

ing business relations with offending firms. This was referred to the legal, finance and parliamentary committee for action.

Resolutions were considered from the London home counties and northwestern branches regarding a K.R.S. secret circular urging renters to insist on percentage bookings in certain situations. T. H. Fligelstone, president, said the officers took a very serious view of this and had had a meeting this morning with the affected parties.

"Fortunately, we shall be quite competent to deal with the matter," he said, "and shall have an opportunity of returning the compliment to the other side which they have so often paid us in the past."

Thomas Ormiston moved that the matter be remitted to officers of the C.E.A. with instructions for them to interview officers of K.R.S. in order to secure withdrawal of the K.R.S. policy outlined in the circular, failing which the council could take whatever action it considered necessary.

S. K. Lewis, one of the exhibitors on the special list, said the policy had all the foundations of dictatorship. K. A. Nyman, chairman of the London branch, said renters had thrown down the gauntlet and exhibitors had taken up the challenge. Fligelstone asserted that the council considered the situation an acid test of the C.E.A., and that if there was to be a fight it would be a fight to the bitter end.

A garden party was held under brilliant sunshine with about 500 present. A banquet was held tonight with Fligelstone presiding.

Film in England At 37 Billion Feet

London, June 15.—Official figures issued by the Board of Trade, summarizing returns made by exhibitors under the provisions of the Cinematograph Films Act, show that the footage of film exhibited in the year ended Sept. 30, 1935, was 37,520,000,000. This figure covers the 4,700 theatres in the United Kingdom and represents not actual film used but footage exhibited, counting each run on its footage basis.

Of this total 9,575,000,000 feet exhibited was British; the percentage of the total, 25.5, compares with 26.1 in 1934. The legal exhibition quota was only 15 per cent. Feature footage exhibited was 33,498,000,000, and of this 9,406,000,000 was British, a percentage of 28.1 against 28.4 in 1934.

* * *

Herbert Wilcox has set as his first film at the new Pinewood Studios, Iver, "Lady Hamilton," with Anna Neagle. He will seek a Hollywood star for the role of Nelson.

Pass Marathon Bill

Boston, June 23.—The Massachusetts House today passed a bill prohibiting marathon dances and other forms of endurance contests, which had been competing with theatres.

◂ Purely Personal ▸

GROVER PARSONS, who on Saturday left M-G-M as San Francisco manager to become western division sales head for Republic, was at the Tavern yesterday surrounded by J. J. Milstein, M. H. Goldstein, Edward M. Schnitzer, Herman Gluckman and Moe Seigel. Parsons says he is leaving tonight via United Airlines for the coast and will make his headquarters in San Francisco. Charles Reagan and Milt Kusell are seated at the adjoining table, Reagan declaring it isn't true that he flew to Columbus over the week-end; that it was another place and he's not telling. In the far left corner Neil F. Agnew and Harry Ross are huddled in deep conversation.

•

The Ritchey family is ensconced at one of the center tables. There's Norton senior and junior and Mrs. Ritchey. Lee Shubert and Billy Brandt have a section to themselves and it's big business they're discussing. Maurice Silverstone, Charles Schwartz, who has just been named a director on the U. A. board, and James Mulvey sit apart from Roy Disney, William Levy and Arthur W. Kelly. Joe Moskowitz is being entertained by Bob Goldstein, Lou Irwin, Charles Goetz and a couple of other friends. They're seated up front where they can spot all comers.

•

Charles Moses, Mitchell Klupt, Henry Brown, Arthur Fisher and Moe Streimer are kidding along when Jack W. Springer comes over, stays a while, leaves to join Leo Justin at an adjacent table and then heads for the exit. Harry Thomas lunches with an ex-music publisher. Jack Barnstyn and J. H. Hoffberg talk about the foreign market. Maurice Conn, Edward Halperin and Budd Rogers are enjoying their meal until Al Friedlander, anxious to instill a little excitement, joins the group and shows his gambling instinct.

•

Phil Reisman, Ralph Hanbury, Regina Crewe, Mrs. Adrian Droeshout, Sol Rosenblatt, Bill Jaffe, Herbert J. Yates, Frank Buck, Willard and Mrs. McKay, Nate Spingold, Ralph Rolan and George McL. Baynes among those at "21" yesterday.

•

A. P. Waxman makes the rounds of the various tables, spending most of the tour at Nellie Revell's spot. In parting, Justin notifies "Toots" Shor he has a new name for him and without further ado he tells him what it is.

•

Stuart Jackson and Connery Chappell, film critics from London, will leave for Kansas City today by plane. After spending the night in the town they will get another early morning airliner headed coastward.

•

Paul Kelly leaves today for the Paramount studio, his planned vacation cut short by a picture call. His wife, Dorothy MacKaye, is with him.

•

Steve Neuman, formerly with

Gang All Ready For 24th Film Daily Golf Tourney

The boys are taking that annual day off today, to indulge in the ancient and honorable Scotch game, at the 24th *Film Daily* Golf Tournament at Glen Oaks Country Club at Great Neck, Long Island.

The full playing limit of 180 golfers is expected to be on hand, with a considerably larger number appearing in the evening for the dinner and discussion, at which Al Lichtman is scheduled to be the toastmaster. Those arriving only for the dinner can get it for $5, which is exactly half the price if there is a desire to work up an appetite on the links.

Jack Alicoate will be in general charge of the affair, with Don Mersereau as second in command and chief handicapper. The day's schedule is breakfast—for the early birds—golf, lunch, golf and dinner. Also, as usual, a feature of the day will be the battle between the Ampa team and the Motion Picture Club team.

According to latest reports last night, there were enough prizes contributed to give every man at the club at least one, almost including the caddies.

Warners and First Division, has joined Imperial Distributing Corp. in an advertising and publicity capacity.

•

Charles Gartner of the Paramount foreign department leaves tomorrow on a three-weeks Central and South American cruise.

•

Buddy Cantor will interview Cecil Clovelly, Paramount's eastern coach at the talent developing school, tonight on WMCA at 8:15.

•

Dave Palfreyman leaves for Chicago tomorrow to attend the testimonial dinner to Jack Miller being given there Friday.

•

William Heineman, west coast district manager for Universal, plans to head for his Los Angeles office tomorrow.

•

Harry M. Warner and Charles R. Rogers were among those who left for the coast yesterday in a private car.

•

Rosina Lawrence, who is on a vacation in the east, left New York yesterday for her home in Ottawa.

•

Louise Latimer, under contract to RKO, will depart for Hollywood today via the sky route.

•

Carl Laemmle, Gregory La Cava and Beatrice Lillie sail on the *Queen Mary* this morning.

•

Al Altman, eastern talent scout for M-G-M, has returned from the coast.

•

Randolph Scott, who is in Washington, will leave today for the coast.

•

Roy H. Haines returns today from a business trip to Poughkeepsie.

•

Margaret Sullavan returned to the coast yesterday.

Tax Burden

Oklahoma City, June 23.—Standard Theatres, Inc., local circuit, is bringing to public attention the details of its tax burden, totaling 15 cents of every dollar, via cards in the box-offices in all its theatres.

The 11 different taxes are: sales, Federal income, state income, corporation license, real estate, personal, social security, occupational, Federal capital stock, consumer, Federal amusement. A twelfth, in the form of a two per cent levy for old age pension, is expected to become effective within a year.

Wis. Ordinance Sets Number of Theatres

Oconto, Wis., June 23.—The City Council here has passed an ordinance limiting the number of theatres in the city to one for each 5,000 population. This action, it is believed, may halt plans to construct another theatre in the old Grandall Bldg. here.

Oconto has a population of slightly more than 5,000, and unless the ordinance is declared unconstitutional, the Princess, operated by A. L. Merritt, will be the city's only theatre. The Oconto Operating Co. recently announced plans for the erection of a house here. The concern is reported affiliated with circuit interests.

Baltimore Union Elects

Baltimore, June 23.—Officers just elected by the M. P. Projectionists' Union included Harry Bauer, president; John Winn, vice-president; Charles Reisinger, recording secretary; Philip Sollins, financial secretary; William Holthaus, treasurer; Harry Cluster, business agent; Fred Swartz, sergeant-at-arms. The directors include: William Maney, Earl Jackson, Ed Wallace, John Codd, F. Rollins, Earl Tyson, George Dusman, Al Roth, Conrad Backert and Leonard Henderson.

Marx Brothers Rehearse

Hollywood, June 23. — The Marx Brothers have started rehearsals for "A Day at the Races," and will take part of the picture on a preview vaudeville tour as they did with their last. Sam Wood will direct, and Dave Gould will stage the dances. No route for the vaudeville tour has been mapped out as yet, but the act will probably play in the east.

Ryan Killed in Crash

Penns Grove, N. J., June 23.—Peter Ryan, 44, manager of the Broad here for four years, was instantly killed last night when his car crashed into a telephone pole after sideswiping another on the Penns Grove-Salem road near Carney's Point, N. J. He is survived by his widow and a son, Edward.

"Flags" Best Loop Grosser With $7,200

Chicago, June 23.—"Under Tw Flags" turned in a good showing a the Apollo in 10 days by gettin $7,200. This topped normal by $2,70

Good weather helped grosses in th Loop. "Show Boat" continued at snappy pace in its second week, wit Paul Haakon and his revue on th Palace stage. The gross was $19,20 "Pride of the Marines," with Bo Hawk's radio revue on the stag pulled $14,000 at the State-Lak

Total first run business was $106 000. Average is $126,000.

Estimated takings:

Week Ending June 18:

"PRIVATE NUMBER" (20th-Fox)
ROOSEVELT—(1,591), 30c-40c-60c, 7 day
Gross: $11,300. (Average, $11,000)

"SHOW BOAT" (Univ.)
PALACE—(2,509), 25c-35c-60c, 7 days, 2 week. Stage: Paul Haakon and Revu
Gross: $19,200. (Average, $19,000)

"HEARTS DIVIDED" (W. B.)
CHICAGO—(4,000), 35c-50c-68c, 5 day Stage: Johnny Burke, Bert Granoff a Revue. **Gross:** $13,900. (Average, $32,000)

"EXCLUSIVE STORY" (M-G-M)
ORIENTAL—(3,490), 25c-40c, 7 day Stage: Vaudeville Revue. **Gross:** $15,2 (Average, $15,000)

"BULLETS OR BALLOTS" (W. B.)
GARRICK—(900), 30c-40c-60c, 7 da
Gross: $6,300. (Average, $5,500)

Week Ending June 19:

"TROUBLE FOR TWO" (M-G-M)
UNITED ARTISTS—(1,700), 30c-40c-6 7 days, 2nd week. **Gross:** $9,500. (Ave age, $15,000)

"UNDER TWO FLAGS" (20th-Fox)
APOLLO—(1.400). 30c-40c-60c, 10 da
Gross: $7,200. (Average, $4,500)

"PRIDE OF THE MARINES" (Col.
STATE-LAKE—(2,776), 20c-30c-35c, days. Stage: Bob Hawk's Radio Rev
Gross: $14,000. (Average, $13,000)

Week Ending June 20:

"THE GREAT ZIEGFELD" (M-G-M
ERLANGER—(1,200), 50c-75c-$1-$1.50, days, 10th week. **Gross:** $9,400. (Avera $11,000)

Wall Street

Most Off Slightly on Board

	High	Low	Close	N Cha
Columbia, vtc	35	34¾	34¾	+
Eastman Kodak	170¾	170	170½	—
Loew's, Inc.	46¾	46	46½	..
Loew's, Inc., pfd.	107½	107½	107½	+
Paramount	8½	8⅛	8⅛	—
Paramount 1 pfd.	65½	65½	65½	..
Paramount 2 pfd.	9⅛	9⅛	9⅛	—
Pathe Film	7¼	7	7⅛	+
RKO	5⅝	5½	5½	..
20th Century-Fox.	24⅜	24	24	—
20th Century, pfd.	34½	33⅝	33⅝	—
Universal, pfd ...	101¼	101¼	101¼	—
Warner Bros.	10	9¾	9¾	—

Technicolor Only Curb Gain

	High	Low	Close	N Cha
Sonotone	2¾	2⅝	2⅝	..
Technicolor	28⅝	27⅞	28⅝	+
Trans-Lux	4	4	4	..

Warner Bonds Up ⅛

	High	Low	Close	N Cha
General Theatre Equip. 6s '40 ..	26	25¾	26	.
General Theatre Equip. 6s '40, ctf	25¾	24¾	24¾	—
Keith B. F. 6s '46	93¼	93¼	93¼	—
Loew's 6s '41 ww deb rights	96⅞	96⅝	96⅝	—
Paramount B'way 3s '55	59¾	59¾	59¾	.
Paramount Pict. 6s ''55	88⅞	88¾	88¾	+
RKO 6s '41 pp....	64	64	64	.
Warner Bros. 6s '39 wd	93	92⅞	93	+

(Quotations at close of June 23)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

OL. 39. NO. 149 NEW YORK, THURSDAY, JUNE 25, 1936 TEN CENTS

Britons Find 3lock Booking 3an Is Costly

'auses Artificial Film Shortage, CEA Told

By BRUCE ALLAN

EASTBOURNE, Eng., June 24.—While merican exhibitor groups are fight- g for a prohibition of block booking, er here the law against it is stirring protests on the ground that it cre- es film shortages and thereby raises ntals.

J. X. Prendergast discussed the oblem today at the third day's ses- on of the Cinematograph Exhibitors' ss'n while talking about "Scientific ying and Selling."

The block booking prohibition eans plenty of rental for short pe- d booking, he declared, by creating artificial shortage.

Prendergast's speech was full of secracks, aimed largely at Ameri- n distributors and their high power lling methods. He urged a defensive

(Continued on page 22)

'ew Anti-Trust Suit Is Filed in Boston

BOSTON, June 24.—An anti-trust t against all major distributors was ed here today in the U. S. District urt by Attorney George S. Ryan the A. & W. Amusement Co. of ovidence.

Louis Anger and George W. Walsh, o formerly operated the Metropoli- in Providence, charge monopoly conspiracy which allegedly re- ted in the theatre's closing. A. & Amusement Co. have an option lease the Metropolitan again when duct becomes available, but new npetition from the Modern, which opened in the meantime, makes dubious.

Ryan, who is handling a number anti-trust actions both here and A. B. Momand of Oklahoma, was uest of the sectional Allied meet- yesterday when he discussed the al film situation.

ssociated to Open 28th Theatre Soon

ssociated Theatres of Ohio will its 28th unit when the new May- d Center, 1,500-seat house, is ned in Cleveland in August, Meyer e, head of the circuit stated yes- lay. He is in town conferring h M-G-M executives on a product l for next season and is scheduled leave for Cleveland today.

Spring Takes Show Decline In 29 Cities

Grosses Near Figures For Christmas Week

Advent of summer weather has sent key city grosses into a sharp decline which has the total take for 29 key cities flirting with the low mark set during Christmas week. The total for the week ending June 12-13 was $1,357,750, which was $130,916 below the previous week.

Only twice before since the current season started last September have grosses hit this low mark. This was during Christmas week when the total was $1,228,199, and the week ending Dec. 12-13 when the total was $1,321,385.

Last week's decline was confined to 18 cities. In Chicago, Denver, Detroit, Houston, Kansas City, Lincoln, Oklahoma City, Omaha, Providence, San Francisco and Seattle business was better than the previous week.

(Comparative gross charts appear on page 21)

Convention No Help To Phila. Theatres

PHILADELPHIA, June 24.—The Democratic convention has enlivened Philadelphia, but it hasn't meant much to theatres. The cool weather break has kept the crowds parading the streets instead of taking refuge in the air conditioned theatres. The niteries have been doing a rushing business.

Opposing attractions also have done their share in getting convention trade. The Paul Whiteman symphony concert was a sellout and the Mardi Gras on the Parkway, with the mummers' parade, crowning of the convention queen and street dancing cut into film trade.

School Films Start Fight in Northwest

SEATTLE, June 24.—Northwest theatre owner members of Allied are launching a campaign against the alleged practice of scholastic institutions in this territory of running feature pictures for students without payment of theatre and film taxes. Allied has appointed sub-committees to study the problem and will immediately take steps to obtain legislation prohibiting schools from entering into the entertainment business.

J. M. Hone, executive secretary, says "schools can expect lawsuits before the year is over." He was quoted as saying: "It isn't right that theatres

(Continued on page 4)

Joint Observance

Herman Wobber, general west coast representative for Twentieth Century-Fox, and Leo Spitz, president of RKO, happen to have birthdays on June 30. Last year, each promised the other the 1936 celebration would be a joint function.

It's about to happen at Wobber's ranch house at Woodside, Cal. John D. Clark, general sales manager of Twentieth Century-Fox, will attend as may Neil F. Agnew of Paramount and others from New York.

U. A. to Appeal on Sales Tax Decision

United Artists will appeal at once from the Appellate Division decision handed down late Tuesday which held that films exhibited in New York City are subject to the two per cent city sales tax. Films licensed for exhibition outside of the city limits are not subject to the sales tax, the court held, even though they are supplied by exchanges located within the city.

The decision was described by attorneys associated with the case as being "about 60 per cent in the city's favor insofar as taxation revenue is concerned." A recent estimate placed the amount of the sales tax on films licensed by city exchanges since the enactment of the tax law at $1,500,000. Thus the decision means that approximately $900,000 in sales taxes on films exhibited within the city

(Continued on page 21)

RCA Workers Strike At the Camden Plant

CAMDEN, June 24.—A group of workers in the RCA Mfg. Co. plant here went on strike yesterday after lunch and the plant is being picketed today. The strike was called by Local 103, United Electrical and Radio Workers of America.

Wage raises, closed shop and other demands have been made by the union, according to E. T. Hamilton, vice-president.

Eighteen pickets were arrested today for disorderly conduct.

David Sarnoff says that Gen. Hugh S. Johnson has been retained as labor adviser and that the company is willing to have the National Labor Relations Board make a poll of employes to see whether they wish to be represented by the union or by a committee of employees in the plant.

New Executive Committee Set By Paramount

Election of President Is Delayed Until Today

After electing a new executive committee of Paramount at a special meeting of the company's board yesterday, the annual election of officers was deferred until the regular monthly meeting of the board which is being held today.

Stanton Griffis of the investment firm of Hemphill, Noyes, was elected chairman of the new executive committee, succeeding H. A. Fortington, whose term had expired. The chairmanship of the committee is a salaried position paying $1,000 per week and requires practically the full time of the incumbent. The post is a strategic one in that the executive committee is recognized as the "steering committee" for the board.

Two management men, Barney Balaban and Neil Agnew, were elected to the committee, which with the reelection of Adolph Zukor, gives the executive committee three seasoned film

(Continued on page 22)

M-G-M Opening 8 Abroad; More Due

With eight foreign theatres scheduled to be opened by the company this year, M-G-M is negotiating for additional sites at Capetown, South Africa; Bombay and Columbo, India; Singapore, Straits Settlements; and Osaka, Japan.

Theatres opened recently are in Calcutta, India, which has three bars and 31 waiters serving drinks in addition to the screen entertainment; Lima, Peru and Santiago, Chile. Within the

(Continued on page 21)

Report Stallings to Take a Post at RKO

Laurence Stallings, editor of Fox Movietone News, is understood to be negotiating to join RKO. While executives at RKO admit a deal is on, there is no indication that such an arrangement will be consummated. Persistent efforts to reach Truman H. Talley, producer of the newsreel, by telephone yesterday for confirmation of the Stallings resignation and his successor, were unavailing and finally met with word by his secretary that a formal statement on Stallings would be released today.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 25, 1936 No. 149

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Officials See "Parole"

Trenton, June 24.—Col. Mark O. Kimberling, new head of the N. J. State Police; Commissioner of Institutions and Agencies Ellis, State Prison Warden William Lagay and other state officials were guests at a private screening of "Parole" last night at the State Hospital.

Join Engineering Firm

Robert R. French and Rudolph Miehling have been named to the engineering staff of Theatre Equipment & Sound Co. French recently resigned as chief engineer of the S.O.S. Corp. Miehling is a consulting engineer and author of a number of books on projection practice.

Swozzo Opens Another

Charles Swozzo, who operates the Palace, Corona, and Newtown, Elmhurst, has added a third Long Island house to his interests with the opening of the Ditmars in Astoria.

Group Heads West

Chicago, June 24.—Harry M. Warner, Charles R. Rogers, Harry Sherman and William Boyd passed through here today en route to the coast.

Purely Personal

JOHN BOETTIGER, Louis Nizer, Y. Frank Freeman, Louis Phillips, Gabriel Hess, Walter Trumbull and Austin Keough, among the lunchers at the Cinema Club yesterday.

•

Bill Powers, F. W. C. attorney, has been given a bona fide Missouri meerschaum by Elmer C. Rhoden, who brought the pipe all the way from Kansas City to present it in person.

•

Sam Pinanski of the Mullin & Pinanski circuit in New England was in town yesterday. For a part of the time he conferred with Bill Rodgers on an M-G-M deal.

•

Sam Burger, roving M-G-M foreign representative, has had a racehorse named after him in Singapore by F. O. C. O'Neill, Penang millionaire and turfman.

•

George Raft will depart for Hollywood today after a vacation here during which he took in the fights, saw "On Your Toes" and a couple of other shows.

•

Bernie Kranz, local RKO salesman, had George O'Brien over to the exchange the other day and work had to be suspended while the star made the rounds.

•

Ken Maynard and his horse have been booked for a coast-to-coast personal appearance tour by Martin Wagner of the William Morris office.

•

Sonya Henje, recently signed by Twentieth Century-Fox, has been booked to head an F. & M. stage unit with a portable ice rink.

•

Rita Dorkwit of the local Warner exchange will sail on July 3 for a Havana vacation aboard the *Prince Henry*.

•

George W. Weeks, G. B. general sales manager, returned yesterday from a business trip to Washington.

•

Edward Levy is all pepped up over the golf tournament to be held at Race Brook, Conn., on July 14.

•

J. V. Jameson's "Antoinette's Phillip" has been acquired by Sol Lesser for Bobby Breen.

•

Edward Fadman, director of Red Star Films, Paris, has taken an apartment at the Devon.

•

Dan Thomas, Walter Wanger's coast publicity head, is in New York for a week's stay.

•

Jack Flynn, M-G-M district manager, is in from Detroit on an indefinite stay.

•

Edgar Kennedy will make personal appearances at the Roxy starting tomorrow.

•

Paul Kelly left for the coast yesterday. He's driving out.

•

Phil Bloom has joined the Simon Agency.

JACK MILLER, retired head of the Chicago Exhibitors Assn., who was in town yesterday, left on the Century to be on time for the testimonial dinner being given in his honor in Chicago on Friday.

•

Manny Reiner of the M-G-M advertising department will be master of ceremonies tomorrow night for "America on Parade," Brooklyn's annual fashion show.

•

Ed Kuykendall leaves the Democratic national convention at Philadelphia today to attend the testimonial dinner to Jack Miller in Chicago tomorrow night.

•

Watterson R. Rothacker left for his ranch in Hidden Valley, Cal., yesterday, but will spend a few days in Chicago en route.

•

Al Wilkie leaves for the Paramount studio tomorrow and may take a two-week vacation on completing his work there.

•

Elizabeth Allan, who has been working in British films, will arrive in New York today on the *Washington.*

•

Roy Norr of the M.P.P.D.A. is back at his office with an arm in a sling after his recent taxi accident.

•

Helen O'Toole, New York M.P. T.O.A. secretary, is celebrating her 25th birthday again today.

•

George Valler, head of Paramount Pictures in Germany, is due today on the *Washington.*

•

Charles Morgan's novel, "Sparkenbroke," has been optioned by M-G-M.

•

Mack Gordon left Southampton on the *Normandie* yesterday for New York.

•

Irene Smolen of *Motion Picture Herald,* takes the vows this week end.

Caldwell in New Post

Spartansburg, S. C., June 24.—Bernard Caldwell, assistant manager of the Carolina, has been transferred to the Criterion as manager, succeeding Pat McSwain. Judson B. Johnson will replace Caldwell at the Carolina.

Protest "Pastures" Ban

Toronto, June 24.—The clergy of all denominations joined today in protesting the ban on "The Green Pastures" by the Ontario censor board. Premier Hepburn already has concurred in the censor decision.

"Pastures" to M. H.

"The Green Pastures" has been booked by the Music Hall starting July 16.

To Open Omaha Branch

Omaha, June 24.—Officials of Grand National are preparing to open an exchange here and will have a local film man as manager. Quarters are being sought.

"Two Flags" Is May Box Office Champion

"Under Two Flags," Twentieth Century-Fox picture, took first place among the eight box office Champions for May, according to the *Motion Picture Herald* compilation, published today. Universal's "Show Boat" won second place.

The other six, in the order of their rating, were: "The Great Ziegfeld," M-G-M; "Mr. Deeds Goes to Town," Columbia; "One Rainy Afternoon," Pickford-Lasky-U. A.; "The Golden Arrow," First National; "The Princess Comes Across," Paramount; Small Town Girl," M-G-M.

Balaban Sets Deal With Radio Studio

A. J. Balaban has made a deal to join the production staff at the Radio studio and will be on his new job in about a week. He will be answerable to Samuel J. Briskin and the understanding is that at a later date he will produce.

Balaban is a brother of Barney and John and has been spending most of his time in the last couple of years out of business and in Switzerland. As recently as the Radio sales convention at the Waldorf last week, Balaban told Motion Picture Daily he did not plan to re-enter the industry.

Kuykendall to Omaha

Omaha, June 24.—A special meeting of the Nebraska-Iowa M. P. T. O. has been called by Charles E. Williams, president, for June 29 at the Hotel Loyal. Ed Kuykendall will be the principal speaker. He will explain the recent conferences with distributors in New York on trade practices. Exhibitors throughout the territory have been invited.

Krim Back in Detroit

Detroit, June 24.—Mac Krim, polo playing exhibitor, has returned from a two-month vacation on the coast, where he has been playing polo on teams composed of well known film men. Krim brought back with him three new ponies, one formerly of the late Will Rogers' string, another formerly owned by the late Prince Midvani and the third purchased from Spencer Tracy.

Lewen Pizor Drops Plans

Philadelphia, June 24.—Fearing that his invasion of the field might aggravate an already serious seating condition, Lewen Pizor, local exhibitor, has abandoned his plan to reconstruct the old Somerset, now the site of the Cambria A. C., in the Kensington district.

Radio Signs O'Day

Hollywood, June 24.—Dennis O'Day of the Abbey Players, Dublin, has been signed by Radio for one of the leading roles in "The Plough and the Stars." O'Day is due here early in July.

Allied to Discuss Tax

Sales policies of the various companies and the New York sales tax will be discussed at a meeting of Allied of New Jersey next Tuesday at the Lincoln.

THE PICTURE OF THE WEEK

Labeled by its producers as 'thrillarious', lauded by critics as 'lively', 'filled with entertainment',

"THE BIG NOISE"

Warner Bros.' latest laugh-loaded comedy brings to the fore jovial Guy Kibbee as an unemployed millionaire who takes gangdom to the cleaners. The talented supporting cast of Warren Hull, Alma Lloyd, Dick Foran, Marie Wilson, Henry O'Neill, and Olin Howland lends further interest to this gay story of guns, gags, and gals. Directed by Frank McDonald. Released June 27th.

Montague Raves Over Columbia's 'Horizon'

Chicago, June 24.—Enthused beyond restraint by the magnitude of "The Lost Horizon" on which the company is spending approximately $2,000,000, Abe Montague, general sales manager of Columbia, told the sales force today that he feels the Frank Capra production will be the leading picture of all times.

He added the production is one of roadshow proportions and will give exhibitors throughout the country a chance to increase admissions.

"To date more than 2,000,000 feet of film have been taken and more than a year of preparation has gone into its making," Montague stated.

The exhibit on "The Lost Horizon," on display here at the Drake, is valued at $50,000. It will be taken on tour to stimulate public interest in an extensive publicity and exploitation campaign.

"The fullest resources of the entire Columbia organization is behind 'The Lost Horizon' and we are confident it will be a production all exhibitors will await with keen anticipation," the sales manager concluded.

Para. In Producing Deal in Argentina

By N. BRUSKI

Buenos Aires, June 15.—Paramount has concluded negotiations for the production of Spanish language pictures here, the first foreign company to undertake production in this country. The negotiations were concluded by John B. Nathan, Paramount representative here, with the Association Industrial Argentina of La Plata, which controls an important circuit in this city. Under the terms of the arrangement, the company's facilities are placed at the disposal of Paramount.

Paramount will start shooting immediately on the first film at the Lumiton Studios, one of the best the country affords. Manuel Romero wrote the story and will direct, the cast having been selected from native talent exclusively.

Whitney, Goldwyn To Discuss Program

Hollywood, June 24.—John Hay Whitney left by plane for New York this afternoon to confer with Samuel Goldwyn on future releasing plans for the combined Pioneer-Selznick companies. He will be gone a week.

Frank O'Heron, former Pioneer executive in charge of commitments, has resigned from the new organization due to ill health. The belief is that no successor will be named.

Ned Dobson to Republic

Hollywood, June 24.—Ned Dobson, New York agency operator, has been signed by Republic to act as talent scout. He succeeds Dick La Marr, resigned. Dobson was at one time with the William Morris agency. He will report to the studio June 29.

Set Bennett Film Start

Hollywood, June 24.—Constance Bennett will start work in "15 Maiden Lane" at Twentieth Century-Fox on July 15. David Silverstein is now completing the screenplay with Paul Burger, author of the original. Allan Dwan will direct.

Overheard in the Lobby

Chicago, June 24.—Rube Jackter didn't dispose of his cigar at all at the beefsteak party. The boys are betting he's still chewing the same one.

+

Max Weisfeldt figured short subjects worth talking about even during dinner, but stopped when the entertainment started.

+

Al Sherman told three Yiddish dialect stories to Clark Rodenback, Bill Crouch and a couple of other guys.

+

Hy Daab and Mike Newman are still talking about the ranch.

+

Sam Liggett proved a popular gagster not gangster. But even he was stopped when the Three Stooges told the one about the traveling salesmen who did not stop at the farmhouse or meet the farmer's daughter.

+

Frank McGrann was another press table sitter who enjoyed the show, the food, the drinks and especially the room decorations.

+

Bill Thomas was here, there and everywhere, but he didn't get up to do his famous impersonation of Helen Lynd impersonating Jeanne Eagles doing a scene from "Rain." It was a break for everybody.

+

Bill Brennan, the print expert, was acclaimed the handsomest guy at the convention. A lot of the muggs, however, insist it's a put up job. Vince Borrelli and Maurice Grad aren't saying anything.

+

George Josephs, however, looked best on paper. His picture in the *Columbia Beacon* had everyone wondering if he was Columbia's new find.

+

Milt Hannock and Leo Jaffe compared notes all day long.

+

Tim O'Toole practiced a couple of Boston tunes, or were they Irish ditties? Anyway Tim tried out his tenor for a few minutes before going down to the beefsteak party.

+

Jovial Jerry Safron, Los Angeles district manager, went along with the New York delegates. Jerry and Clark Gable have the same tailor, and both are pretty smart clothes-hangers.

+

Charlie Roberts never travels without his camera. He proposes to take a bunch of pictures of the proceedings inside the convention hall, again this year.

+

Munn Delano, Columbia's office manager in Chicago, is president of the Soft Ball League and vice-president of a number of bowling teams.

New Contract to Holt

Hollywood, June 24.—Jack Holt, absent from the Columbia studio for a year, has been signed to a new contract. His first starring role under the new pact will be in the film temporarily titled "The Road to Nowhere."

Billie Burke Is Signed

Hollywood, June 24.—Columbia has signed Billie Burke and Nydia Westman for featured roles in "Craig's Wife," Pulitzer Prize play by George Kelly. John Boles will have a leading role and Dorothy Arzner will direct.

Set Release Date

Hollywood, June 24.—Columbia has set July 7 as the release date on "The Final Hour," featuring Ralph Bellamy and Marguerite Churchill. D. Ross Lederman directed.

Cohns Back from West

Harry and Jack Cohn, Columbia executives, arrived yesterday by plane from the annual sales convention in Chicago.

RKO and Columbia Win

In two games of the M. P. Baseball League played this week, Columbia beat Loew-M-G-M, 2-0, and RKO trimmed NBC by 4-0.

File Liens Against Fox

Tax liens aggregating $1,361,731.58 against William Fox were filed yesterday in the U. S. District Court. Penalties and interest totaled $1,060,922.98 on taxes of $300,808.60.

Chicago.—The three head men at the Columbia convention. Left to right: Jack Cohn, vice-president; Harry Cohn, president, and A. Montague, general sales manager.

Seek Contempt Order For Unions' Pickets

An application will be made in N. Y. Supreme Court before Justice Valente this morning to punish officers of the I. A. T. S. E. and Local 306, and others for violating an injunction order against picketing in front of the Star at 906 Southern Blvd., Bronx.

A petition has been filed by the Burt Amusement Corp. and the New Star Exhibitors and Art Amusement Corp. Also named as defendants are the Theatrical Stage Hands Protective Union, No. 1, Musicians' Local 302 and Theatre Amusement Employes Union Local 95. An affidavit was filed on behalf of the plaintiff by Martin Wurtzburg, assistant manager of the Star on May 16, 1936. Six pickets annoyed patrons entering the theatre and were handed the injunction order, but refused to cease their annoyance and ignored the court order. The court order was signed on Sept. 14, 1934, by Justice Laurer.

School Films Start Fight in Northwest

(Continued from page 1)

should pay out heavy taxes for the right to hold entertainments and then be forced to compete with school entertainments in public-owned and operated buildings."

A test case involving a theatre owner who is also on the board of a local scholastic institution and a competitive exhibitor who claims the school official is using films for both his theatre and school, is scheduled to be heard in Washington court within two months it was learned.

F.W.C. executives in Los Angeles to date have taken no active interest in the impending trouble brewing between exhibitors and schools, but it is expected they will make a trip north following reports of the Allied subcommittee and subsequent action by the organization.

Hays Lauds Frohman

Los Angeles, June 24.—Will H. Hays today paid personal tribute to Daniel Frohman and actors and actresses throughout the world in a lengthy speech before the Los Angeles Breakfast Club at the Ambassador Hotel.

Hays lauded Frohman's untiring work for the Motion Picture Relief Fund and acknowledged the sympathetic counsel and practical cooperation offered the industry by Los Angeles and California. He referred to Frohman as the ambassador of entertainment.

Delay Para. Film

Hollywood, June 24.—Paramount today indefinitely postponed production on "Spawn of the North," Technicolor film, and recalled Grover Jones, author, and a camera crew which has been on location at Ketchikan, Alaska, for the past month. The delay is due to Carol Lombard being ill. The star has been advised by her doctor not to go to Alaska. Director Henry Hathaway and the rest of the cast were scheduled to leave for the north Monday.

Kessler in Detroit Park

Detroit, June 24.—Joseph Kessler has succeeded Roy Campbell as manager of the Park.

NEXT
YEAR
IN
BLACK
AND
WHITE

FACTS

2+2=4

We are in this business to make money, the same as you.

We know, as you do, that big pictures and fine pictures are the surest way to profit, that to make money you have to spend money. 2 plus 2 equals 4 in your theatre or on our books; one profitable week and one losing week equals *two* lost weeks. We can't make money unless you do.

RKO-RADIO holds an enviable place in this industry. During the past few years we have delivered more than our share of *all* the big money pictures produced, as well as earning a record for consistently fine and substantial attractions.

You can't put more on film than you've got in your head, and it takes men with brains to make big pictures. We've been buying brains!

To the solid foundation of our organization we have been adding ***man-power*** and ***star-power.***

For months we've been planning and building, re-inforcing our production facilities with the best minds that money can bring together. Today our company stands strong among all producing organizations.

We are thinking in terms of *big* pictures.

We have star names to head our casts, and if it takes two stars or ten to tell a story, that's the kind of a cast you're going to get.

There are several very important pictures to deliver on our 1935-1936 program and they will show, better than we can tell, this new vitality of RKO-RADIO. Our new year strides in on the cyclonic heels of such attractions as the Katharine Hepburn - Fredric March "Mary of Scotland"; Barbara Stanwyck, Gene Raymond, Robert Young, Ned Sparks, Helen Broderick, in "The Bride Walks Out"; Hepburn's "Quality Street"; John Ford's "The Plough and the Stars" and the new Fred Astaire-Ginger Rogers dancing show of shows. Any one would highlight a season.

We have gone out for names —star names—paid the price and bought them. Ours is a noble list right now, but we're still buying —stars, names, producing brains, stories.

So solid, so real is our production policy for next season that with confidence we lay it on the table, unadorned, ***in black and white.***

RKO-RADIO PICTURES

FRED ASTAIRE

will star in one musical production to be produced by Pandro S. Berman and directed by Mark Sandrich, who gave you the record-breaking "Gay Divorcee," "Top Hat" and "Follow the Fleet."

FRED ASTAIRE
GINGER ROGERS

Throwing the golden loot of a string of victories into the show of their dreams ... A lavish, tingling love tilt ... rolling in fun and, as with all their other successes, Pandro S. Berman, producer, will have melodies composed by a great name in music.

KATHARINE HEPBURN

in two productions, supported in each by a top-ranking male star. The standard set in "Mary of Scotland" is the quality mark established for this great actress' new-season presentations. The first will be "Portrait of a Rebel," Mark Sandrich, Directing, Pandro S. Berman, Producing.

LILY PONS

The most adorable singing star who ever crossed the ocean . . . in a down-to-earth, up-to-heaven melody drama, **"STREET GIRL,"** by Jane Murfin. Producer, Pandro S. Berman. The story of a girl who leads a five-man band to glory on the soaring wings of song.

ROBERT DONAT

In two pictures he conquered America—"The Count of Monte Cristo", "39 Steps." It is the privilege of RKO RADIO to present him in ONE Reliance Production, with all the strength of Hollywood behind him . . . to be personally produced by Edward Small, maker of "Monte Cristo."

CLAUDETTE COLBERT

will appear in one production . . . Bringing to RKO RADIO still another great star in this year of big names.

BARBARA STANWYCK

in TWO productions, the first from George Kelly's stage success, "BEHOLD THE BRIDEGROOM," with HERBERT MARSHALL. Produced by Robert Sisk. . . . The story of a girl who met her master in the golden slums of the too-rich.

HERBERT MARSHALL

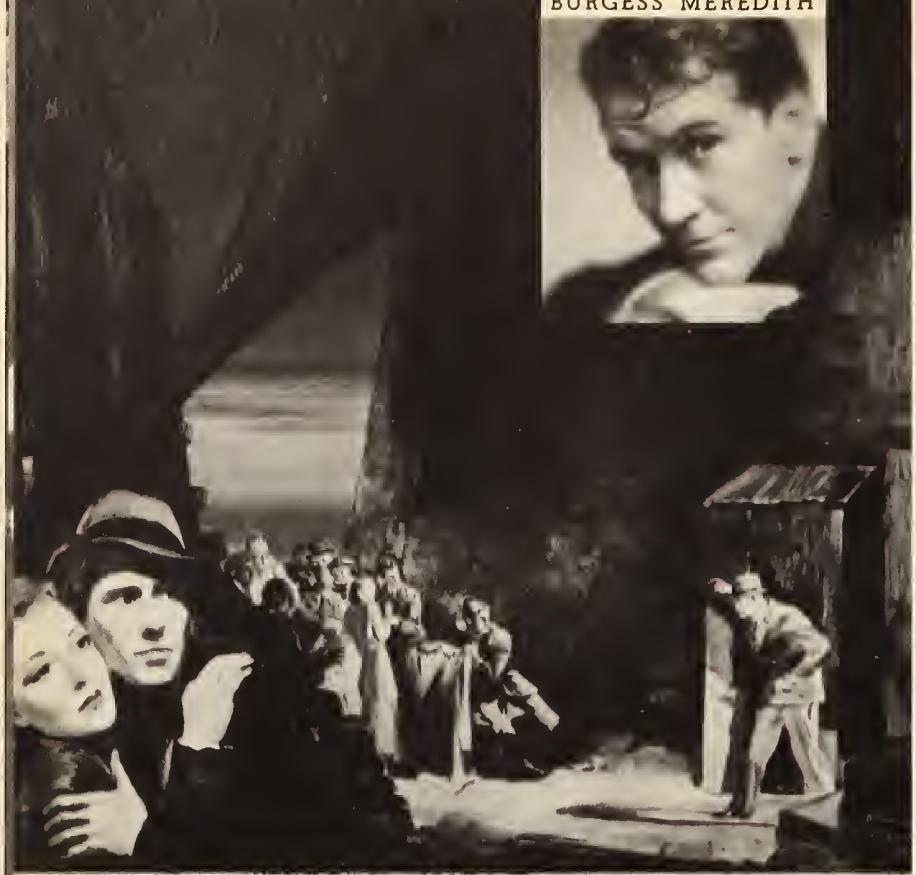
One of the distinguished stellar personalities already under contract to play opposite RKO RADIO'S first-ranking feminine stars. He will appear in two more productions. The first, with Barbara Stanwyck, "BEHOLD THE BRIDEGROOM."

JOE E. BROWN

Drive right in, boys! . . . The flannel-mouthed colossus of the belly-laugh nobility stars in two. "A"—quality giggle epics are assured by the name David L. Loew, Producer.

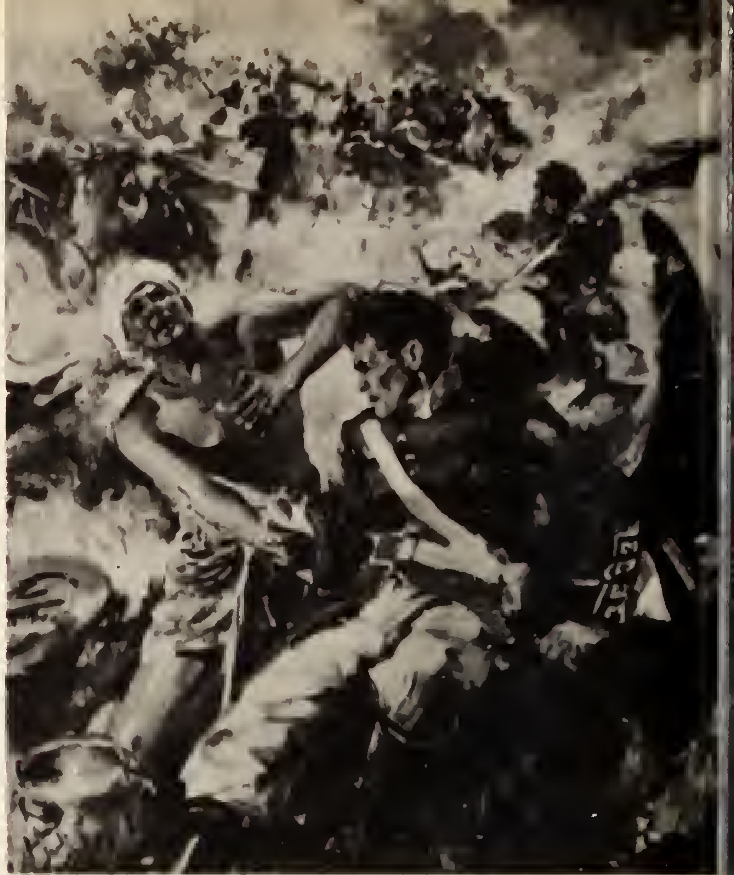
BOBBY BREEN

A tremendous hit on the air . . . a sensation on the screen! . . . The "Bobby" whose voice has thrilled millions on the radio . . . the boy wonder who became a star overnight in his very first picture, "LET'S SING AGAIN," . . . to be presented in three Sol Lesser Productions.



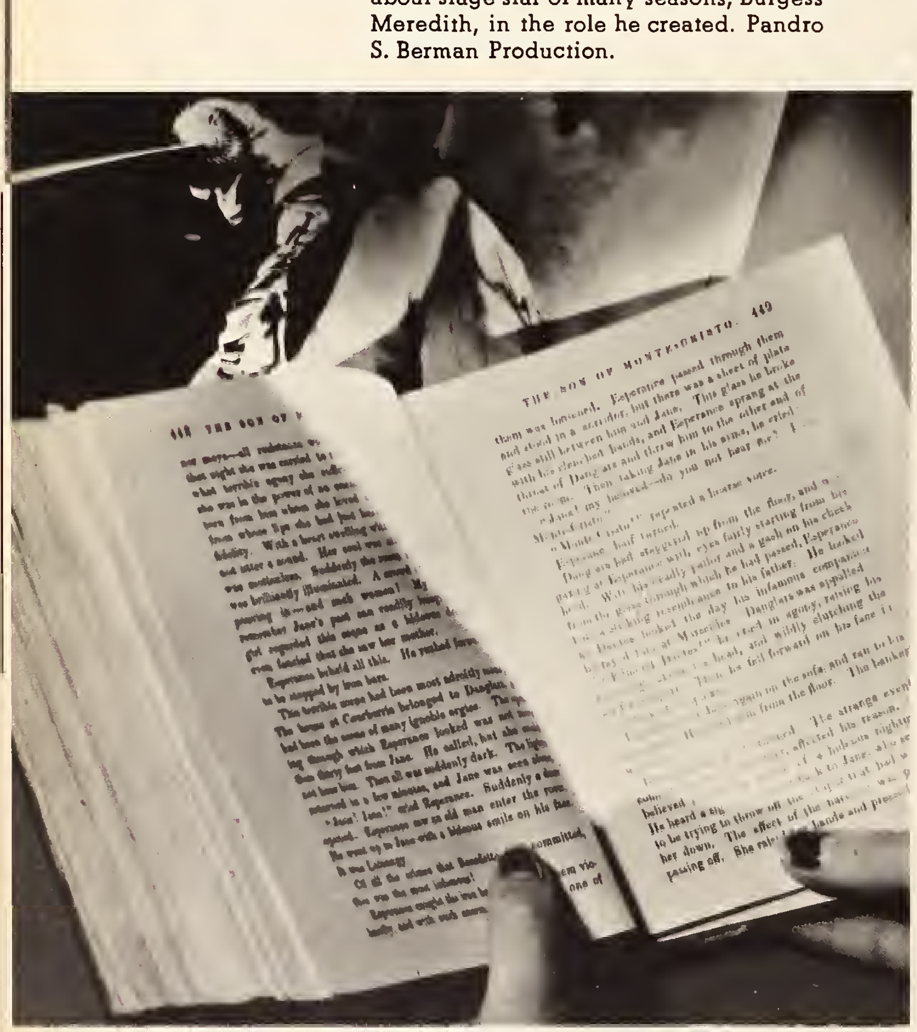
WINTERSET

Maxwell Anderson's terrific two-season stage success of New York and the road . . . winner of the New York Critics' Best Play Award . . . bringing to the screen a dramatic impact seldom generated. . . . Introducing to the screen the most talked about stage star of many seasons, Burgess Meredith, in the role he created. Pandro S. Berman Production.



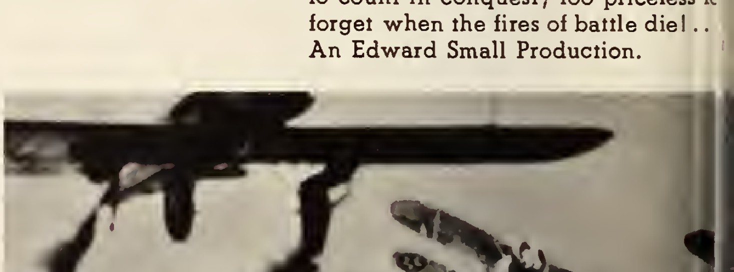
GUNGA DIN

Rudyard Kipling's greatest work bombarded to the screen! . . . Tuned to the stirring beat of marching men. . . . Written in the blood and glory of an Empire marching on. . . . Pictured in the drama of human souls too small to count in conquest; too priceless to forget when the fires of battle die! . . An Edward Small Production.



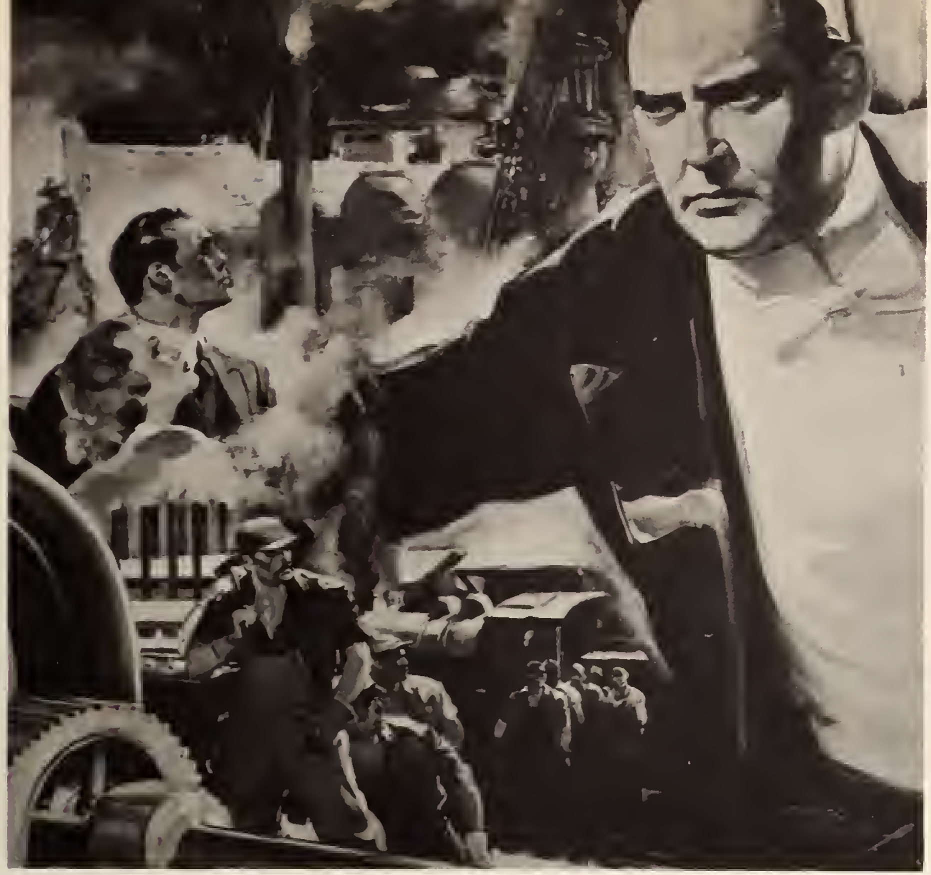
THE SON OF MONTE CRISTO

Throbbing adventure lives again to sweep the bold emotions! . . . The reckless son of fiction's most dramatic hero leaps into furious action to fight for the honor of a gallant name. Mightily staged and produced by Edward Small, the man who gave you "The Count of Monte Cristo."



MIRAGE

"The Cimmaron of the Air," . . . Man's conquest of the sky, pictured in all the thrill, drama and human heart-beat of thirty years of danger, death and victory. . . . The roaring epic of the age of wings. . . . From the story by Dick Grace, war-time ace and first among the stunt fliers of the world.



THE ROBBER BARONS

By far the most timely, the most daring, the most sensational screen property of our generation . . . this dramatic Battle of the Giants for Possession of America! . . . With

EDWARD ARNOLD as JIM FISK

. . . Adapted from the book by Matthew Josephson. Screenplay by Dudley Nichols. Directed by Stephen Roberts. An Edward Small Production.

MOTHER CAREY'S CHICKENS

Memories of "Little Women!" Again the sweet sensation of sheer loveliness glorifies the screen! Our studios believe that here, at last, is the story of Tender Emotion destined to replace in the world's affection that picture of happy theatre memory. From Kate Douglas Wiggin's novel . . . Starring **GINGER ROGERS**

PRODUCTIONS PREPARING

"COAST PATROL"

A theme as big as the canvas on which it is painted. Drama of the fighting men of the Coast Guard. By Lt. Comm. Frank Wead, author of "Ceiling Zero".

"THE BIG GAME"

A football story for the football season. From novel by Francis Wallace which also ran serially in Collier's. Pandro S. Berman Production.

"WITHOUT ORDERS"

Peter B. Kyne's thrilling romance aboard a giant transport airliner. Producer, Cliff Reid.

"NIGHT WAITRESS"

What happens after curfew in a night-hawk rendezvous where life and pulses quicken as a city sleeps.

"THE MAN WHO FOUND HIMSELF"

Inspired by the dramatic life of a war correspondent who "died at his typewriter" as the cannons roared over Ethiopia. Lou Lusty, Producer.

"SAINT IN NEW YORK"

They'll love the "Saint" for his silk-hat sins. From the novel by Leslie Charteris, the swiftest selling author in the mystery field today.

"THE GANG BUSTER"

VICTOR MOORE and HELEN BRODERICK are scheduled to play the leading laugh roles in this story of a timid bank clerk who cleaned up a crime wave.

"THE MILLION DOLLAR PROFILE"

The girl you see in all the ads . . . the model with a fortune in her face goes gunning for a millionaire. From the amusing romance by Muriel Schack and H. S. Kraft. Producer, Edward Kaufman.

"A MAN MUST LIVE"

The story of a great surgeon who defied law and ethics in a moment of heroic sacrifice.

"SERENADE ON THE SEINE"

An original musical by Franz Schulz and Jay Gorney. Romance and rhythm from Paris, Texas, to Paris, France.

"BY THE DAWN'S EARLY LIGHT"

JOAN BENNETT and FRED STONE in a drama by Gene Markey. The story of an American consul and his daughter in China, buffeted by a raging torrent of banditry and revolution.

Titles and casts in this announcement subject to change

GINGER ROGERS

Among the unique musical shows of the new season is the one now being planned for Ginger Rogers and Jack Oakie . . . Ginger for Glamour, and Jack for Laughs! . . . That's the combination!

JACK OAKIE

hangs his hat at RKO! . . . You'll be seeing him in several shows—one with Ginger Rogers!

JAMES GLEASON

JOAN BENNETT

ANNE SHIRLEY

GENE RAYMOND

CHARLES BOYER

at the top of his class among the screen's romantic actors . . . Still another in our name parade!

JOHN BOLES

Another of the outstanding names that add star power to our 1936-37 program.

PRESTON FOSTER

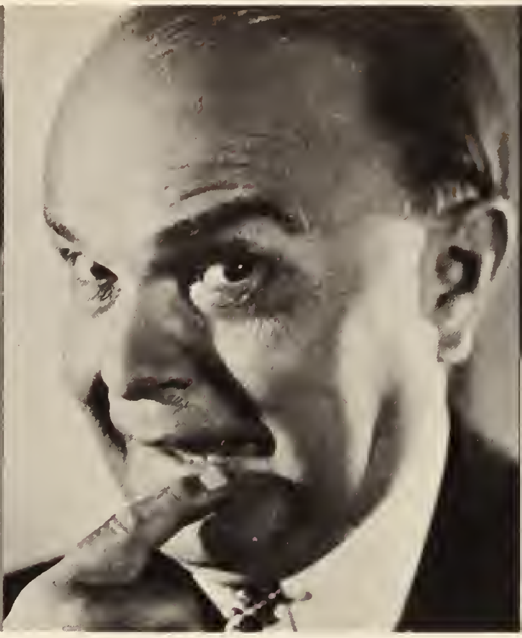
FRED STONE

ANN SOTHERN

MARGOT GRAHAME

PARKYAKARKUS

VICTOR MOORE



HELEN BRODERICK

HARRIET HILLIARD

A LEW BROWN MUSICAL

Mentioned for the cast of this exciting musical comedy are the stars on this page. Now being readied by Lew Brown, Broadway producer . . . With music by Sam Fain, composer of hits like "I'm No Angel," "When I Take My Sugar to Tea," and many others.

JOE PENNER

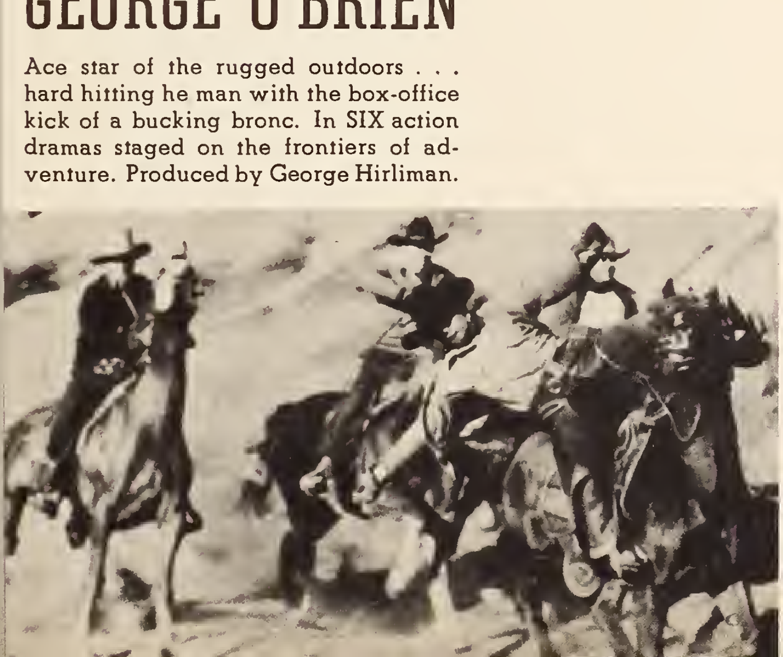
The screen's perfect idiot, in one or more productions, throws his fiery genius at the feet of a hardened world . . . and all they do is laugh!

WHEELER AND WOOLSEY

Two blasts of hokum from the bashful boys next year. The first, "Mummy's Boys," in which the sappy scientists go digging the dirt in Egypt for a mummy full of laughs. Producer, Lee Marcus.

GEORGE O'BRIEN

Ace star of the rugged outdoors . . . hard hitting he man with the box-office kick of a bucking bronc. In SIX action dramas staged on the frontiers of adventure. Produced by George Hirliman.



THE STRENGTH OF RKO RADIO

The industry is alert to the forward surge of RKO RADIO. Showmen everywhere share with us our high hopes, aware of an added vitality to a company grown strong by hard work. We are rich in stars and properties, richer still in the possession of an organization with vision, courage and integrity of purpose. Your show business and ours is a world of dreams made real by men who know.

That manpower is the strength of RKO RADIO.

Samuel J. Briskin, Vice President in Charge of Production

THE PANDRO S. BERMAN PRODUCTIONS

Associate Producers . . Lew Brown . . Edward Kaufman . . Lou Lusty . . Lee Marcus . . Zion Myers Ernest Pagano Cliff Reid . . Robert Sisk . . Edward Small . . *Directors* . . Christy Cabanne . . John Cromwell . . Wallace Fox . . Fred Guiol . . Leigh Jason . . Edward Killy . . Philip Moeller . . George Nichols, Jr. . . Stephen Roberts . . Mark Sandrich . . William Seiter . . George Stevens.

Affiliated Producers . . George Hirliman . . Sol Lesser . . David L. Loew.

48 FEATURE PICTURES 1936-37

It is with pride that RKO Radio herewith presents a tentative outline of its production plans for the new season.

4339 ALREADY ON THE DOTTED LINE . . .

Even before the new selling season begins, as this announcement goes to press, 3027 independent exhibitors and 1312 circuit theatres and important key runs, a total of 4339 houses, have expressed their belief in RKO Radio by signing contracts for our 1936-37 program.

These 4339 contracts, bought on faith alone, are more than mere commercial agreements. They represent, in black and white, the confidence of showmen in our ability to deliver.

WALT DISNEY

WALT DISNEY has chosen RKO RADIO to distribute "MICKEY MOUSE" and "SILLY SYMPHONIES" on the 1936-37 program, at the completion of his existing contract with United Artists . . Coming soon! . . Mickey and Minnie . . Donald Duck . . Pluto . . Horace Horsecollar . . The Big Bad Wolf . . The Three Little Pigs . . and all his world-loved stars.

PROPHECY

Only time can tell whom The March of Time will present as its star for the 1936-37 season. Yet when he flashes across the 6000 screens that regularly show The March of Time, in sharp, clear focus against a significant background of world-news, he will become an object of universal interest. For on him may depend the rise or fall of an empire, the prosperity of an industry or the turn of an election. As time marches on during the coming season, The March of Time will add many such stars to that important gallery of statesmen, messiahs, dictators and just plain people that have already attracted millions to the world's box-offices.

MARCH OF TIME

Produced by the
Editors of TIME

VAN BEUREN PRODUCTIONS

32 SPECIALIZED SHORTS FOR 1936-37

One-reelers expertly planned for present program demands, both as to running time and subject matter . . . Each with its own definite appeal to the widest [illegible] of the greatest number.

13 BILL CORUM SPORTS REVIEW

Sports hold a deeper interest for more folks than any other single activity . . . Bill Corum, [illegible] sports editor and writer, looks behind the [illegible] lines and gives 'em pictured sports from an "inside" angle . . . with a zest and zip that have made the series outstanding.

6 STRUGGLE TO LIVE SERIES

Nature's most amazing [illegible] on the [illegible] from the microscopic to the [illegible] . . . the [illegible] for the survival of the fittest . . . brought with thrilling interest by the gifted [illegible] of the Woodard Brothers, Academy award [illegible]

13 THE WORLD ON PARADE

Subjects that would make [illegible] articles for any magazine told [illegible] lighted by the breezy comment [illegible] The drama of today [illegible] why, what, when and where of [illegible] we think we know all about—[illegible]

R K O
RADIO
PICTURES

36 TWO REEL COMEDIES

- 6 MUSICALS
- 6 HEADLINERS
- 6 SUPERBAS
- 6 EDGAR KENNEDYS
- 6 SMART SET
- 6 RADIO FLASHES

Produced by Lee Marcus

LITHO U.S.A.

PATHE NEWS

TWICE WEEKLY . . . Dominant today as it has been for a quarter of a century

PATHE TOPICS . . . Sever issues a [illegible]

M-G-M Opening 8 Abroad; More Due

(*Continued from page* 1)

next two months, the Metro at Rio de Janiero will be ready. The new theatre at Brisbane, Australia, is slated to be completed in three months.

Construction has just been started on a 2,200-seat house in Durban, South Africa, and within the next few weeks building will get under way on the new Tokyo project.

William Weiner of the Loew home office construction department is en route to Rio de Janiero to relieve Ely Stillman who will go to Durban to supervise the work on the latest South African unit. Sam Burger, who has just returned from a nine-month trip, will leave in a month or so for Rio de Janiero to attend the opening the new Metro there.

William Melniker, recently appointed by Arthur Loew as foreign theatre head, sailed June 18 on the *American Legion* from Rio de Janiero and is due in New York the end of the month.

Now Operating 22 Houses

M-G-M now is operating 22 theatres outside of the United States and this number will be increased to 27 by the end of the year.

Theatre conditions are improving nicely, especially in countries where new structures have gone up, Burger commented. He visited, during his nine-month trip, the following territories: Japan, China, Hong Kong, the Philippines, Straits Settlements, Java, India, Egypt, South Africa, Rio de Janiero, Montevideo, the Argentine, Chile, Peru, Panama and Havana. Burger negotiated most of the trip by plane.

Sale Policies Topic Of ITOA's Directors

Directors of the I. T. O. A. yesterday discussed the sales policies of M-G-M, Paramount, Radio, Twentieth Century-Fox and Warners which appeared in MOTION PICTURE DAILY on June 22. The men admitted the information was the first of its kind to reach them.

Bernard Barr acted as chairman. Because several members were absent the session at the Astor was cut short.

"Seven Sinners"

(*G. B.*)

London, June 24.—"Seven Sinners" was given a private trade showing today by Gaumont British. It is an excellent mystery drama with plenty of comedy, romance, suspense and excitement. It has some marvelous train wrecks and everything to please the lovers of mystery.

The photography is expert with scenes showing the Nice carnival, authentic London Guildhall background, Paris, and the English countryside.

Edmund Lowe and Constance Cummings head a fine cast. Albert De Courville directed. ALLAN

Spring Decline Continues In Takes of 29 Key Spots

Comparative grosses for the latest available periods:

	Week Ending June 12-13		*Week Ending June 5-6*	
	Nok Theatres	*Gross*	*No. Theatres*	*Gross*
Boston	7	$66,000	7	$77,000
Buffalo	5	32,900	5	40,000
Chicago	9	126,900	8	122,500
Cincinnati	8	35,950	8	41,950
Cleveland	5	37,000	5	49,700
Denver	6	29,500	6	28,500
Detroit	5	67,500	5	54,700
Houston	4	26,800	4	24,900
Indianapolis	4	23,800	4	25,800
Kansas City	5	38,400	5	32,000
Lincoln	5	10,200	5	10,000
Los Angeles	9	78,700	9	84,666
Louisville	6	19,900	6	19,500
Milwaukee	5	24,700	5	32,400
Minneapolis	4	20,500	4	25,000
Montreal	4	36,500	4	41,500
New Haven	4	16,500	4	19,900
New York	9	220,900	9	249,700
Oklahoma City	4	13,450	4	12,600
Omaha	3	25,100	3	22,500
Philadelphia	9	64,900	9	85,400
Pittsburgh	4	38,850	4	42,300
Portland	6	30,500	6	32,000
Providence	5	32,800	5	30,500
San Francisco	8	71,600	8	69,000
St. Louis	5	51,800	5	52,350
St. Paul	5	15,000	5	26,500
Seattle	6	30,100	6	27,200
Washington	7	71,000	7	78,000
	166	$1,357,750	165	$1,458,666

Key city grosses from September to the last week in April:

	No. Theatres	*Gross*
Sept. 26-27	164	$1,655,050
Oct. 3-4	178	1,572,310
Oct. 10-11	178	1,452,499
Oct. 17-18	178	1,563,750
Oct. 24-25	180	1,534,575
Oct. 31-Nov. 1	186	1,544,724
Nov. 7-8	185	1,545,710
Nov. 14-15	183	1,722,305
Nov. 21-22	181	1,578,550
Nov. 28-29	181	1,593,860
Dec. 5-6	183	1,766,910
Dec. 12-13	180	1,434,785
Dec. 19-20	171	1,321,385
Dec. 26-27	175	1,228,199
Jan. 2-3	179	1,918,729
Jan. 9-10	179	1,901,455
Jan. 16-17	176	1,722,400
Jan. 23-24	173	1,539,065
Jan. 30-31	177	1,515,300
Feb. 6-7	168	1,591,350
Feb. 13-14	174	1,680,180
Feb. 20-21	175	1,558,185
Feb. 27-28	178	1,777,650
Mar. 5-6	179	1,689,550
Mar. 12-13	181	1,761,547
Mar. 19-20	174	1,502,583
Mar. 26-27	172	1,521,800
Apr. 2-3	174	1,373,875
Apr. 9-10	177	1,354,624
Apr. 16-17	180	1,732,100
Apr. 23-24	179	1,703,822
Apr. 30-May 1	186	1,583,945
May 7-8	182	1,565,050
May 15-16	169	1,432,569
May 22-23	170	1,441,980
May 29-30	169	1,379,250
June 5-6	165	1,458,666
June 12-13	166	1,357,750

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U. A. to Appeal on Sales Tax Decision

(*Continued from page* 1)

could be collected now if the decision is not reversed.

In exempting films delivered by local exchanges to theatres outside the city the court observed that "the city controller by express ruling has recognized that the city may not impose a tax upon merchandise delivered outside the territorial limits of the city, even though the contract of sale is concluded within the city. For identical reasons we think that a license to exhibit films, though executed within the city, is not taxable where the license requires that it be exercised beyond its territorial limits."

As a result of the decision all theatres in northern New Jersey, Westchester and Long Island counties other than Kings and Queens, representing about two-fifths of the business of the city film exchanges will not be required to pay the city sales tax. All theatres within the five boroughs are subject to the tax.

Recognized as a Test Case

The case is recognized by all local distributors as a test. United Artists, against whom the first tax assessment was made by the city on all films shipped from its local exchange, took the initiative in contesting the city's action. The company's contention is that films are in interstate commerce and, therefore, not subject to local taxation. O'Brien, Driscoll & Raftery, attorneys for United Artists, said yesterday that notice that the decision would be appealed to the Court of Appeals at Albany would be given the city within three days. However, a hearing of the appeal can not be obtained in the state's highest court before the opening of its new term next October.

Wall Street

Notable Gains Spot Board

	High	Low	Close	Net Change
Columbia, vtc	35¾	34½	35⅝	+ ⅞
Consolidated	5⅛	5	5	+ ⅛
Consolidated, pfd.	17½	17	17½	+1⅛
Eastman Kodak	172	170½	172	+1½
K.-A.-O., pfd	90	90	90	—1
Loew's, Inc.	49¼	46⅞	49¼	+2¾
Paramount	8¾	8¼	8⅝	+ ½
Paramount 1 pfd.	68	65¼	68	+2½
Paramount 2 pfd.	9⅝	9¼	9½	+ ¾
Pathe Film	7⅞	7¼	7½	+ ⅜
RKO	6	5¼	6	+ ½
20th Century-Fox.	24¾	23⅞	24¼	+ ¼
20th Century, pfd.	34½	33⅝	34⅜	+ ¾
Universal, pfd	100	100	100	—1¼
Warner Bros.	10¾	9⅝	10⅝	+ ⅞

Curb Holds Levels

	High	Low	Close	Net Change
Sonotone	2¾	2⅝	2¾	+ ⅛
Technicolor	28¾	28¼	28¾	+ ⅛
Trans-Lux	4	4	4	.....

Most Bonds Up

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	25½	23½	25½	— ½
General Theatre Equip 6s '40 ctf	25¼	24	25	+ ¼
Keith B. F. 6s '46	93½	93	93½	+ ¼
Loew's 6s '41 ww deb rights	96½	96½	96½	— ⅛
Paramount B'way 3s '55	59¾	59¾	59¾	.....
Paramount Pict. 6s '55	90	88¾	89½	+ ¾
RKO 6s '41 pp	67½	67¼	67½	+3½
Warner Bros. 6s '39 wd	94½	93	94¼	+1¼

(Quotations at close of June 24)

Britons Find Block Booking Ban Is Costly

(*Continued from page 1*)

organization because, he said, exhibitors are becoming paid employes in their own theatres.

"Will you organize for a year, or take two years to pass out of the business?" he asked.

He suggested a clearing house through which independent exhibitors could jointly offer booking competition to circuits. He also said financial interests were ready to produce 20 pictures yearly for exhibitors, if 500 theatres will guarantee playing time. He indicated that he thought it desirable and probable that British independents should organize separately from circuits and establish a booking agreement with American independents.

The conference opened decorously, with the presentation of Lord Tyrrell of Avon's paper on "Film Censorship Today" and Simon Rowson's talk on "It Pays to Advertise." There was no discussion of either. The liveliness developed when Prendergast spoke.

Brooke Wilkinson, secretary of the British Board of Film Censors, said there was no desire on the part of the board to interfere with films made for political propaganda, but thought such films unsuitable for public theatres. T. H. Fligelstone asserted that the C. E. A. was hostile to the increasing tendency toward propaganda in newsreels.

2,100 Subjects Examined

During the past year the board examined 6,130,115 feet in 2,100 subjects and passed 350 in the "A" classification and 1,750 in the "U" division. Renters collaborated on the excision of incidents in many films put in the "U" category, Lord Tyrrell said. The same method was used with producers in reading scenarios.

If films were considered unsuitable for youths, censors were zealous in their differentiation. Films in the horrific category were gone, the report said, and the board regarded suggestions that there should be a third category for such films as not desirable.

During the past year, the report indicated, the board took exception to 360 films as not desirable, 50 per cent less than the previous year. Standard film production both in England and America, the report stated, is on a much higher plane than in the past and far less contentious. The board indicated that the same license should be granted to films as to other forms of dramatic art, remembering that films cater to millions as against thousands for other forms of art.

Sees Politics in Films

The board indicated it had noticed a tendency for politics to creep into films and expressed the opinion that this is dangerous, as nothing "is more calculated to arouse passions than introduction on to the screen of religion or politics," and one of the first license regulations states that no film may be exhibited which is likely to lead to disorder.

No films have yet appeared dealing with current burning political questions, but the thin edge of a wedge has been inserted, the report went on, and it is difficult to foresee where this will lead unless checked.

The board has been attacked, it was stated, for passing films looked upon as insidious propaganda against the state. Even Mickey Mouse has been assailed. The attacks are invariably made by "worthless critics." It was stated that the C. E. A. might have a definite pronouncement on what attitude it would take toward such films.

An attack was made on a film connected with a series of topical events strung together to form a stogey subject centering about the League of Nations and with a commentary of such a nature as to give the impression that England is arming against Italy. Some films, it was stated, are compiled by stringing together sections of old films with a running commentary which may have nothing to do with the original and they are frequently handled by non-registered renters who affirm these films do not enter the provisions of the Films Act.

It is for the C. E. A. to say whether this policy is in the interest of the industry, as they are primarily intended for some form of propaganda and are generally innocuous.

Increase in Hospital Scenes

The report noted an increasing number of films with intimate hospital scenes which are "neither entertaining nor amusing" and indicated a belief that the cumulative effect is unwholesome.

British and American films are less open to censorship than formerly, it was stated, but there is a marked increase in European films mostly intended for specialized programs of artistic merit, coupled with objectionable, prohibited scenes. The tendency is to import such films to obtain the board's observations on themes, and then retake scenes with English dialogue and atmosphere. The board indicated it welcomed this procedure.

It also reported a growing tendency by producers to submit scenarios. During the first five months of the year approximately 200 were submitted. One important producer who had previously held aloof has agreed to submit all future scenarios. An agreement has been reached to keep all trailers within the "U" certificate restrictions.

Carlisle House has been purchased by the board for new offices. It was built by Christopher Wren for the Earl of Carlisle 250 years ago. Many of the original features have been retained in the decorative scheme, with projection booths constructed in the courtyard.

It is the board's policy, the report concluded, to prevent the showing of films likely to give offense to the public and to imperil the industry.

Rowson Argues for Advertising

In his paper, "It Pays to Advertise," Simon Rowson based an argument for a cooperative advertising campaign by the industry on the experience of other industries. He estimated that the weekly film attendance in Great Britain is 20,000,000, but for every two patrons there are three who do not attend.

"An increase in the average attendance of one per cent would produce additional revenue of £370,000 a year, and would avoid the necessity of a capital expenditure in building and equipping new theatres," he declared. He cited the instances of campaigns conducted on beer, milk and fruit, and said that if the British advertising expenditure were up to the American level of $7 per seat, the total gross would be £5,000,000 yearly, or nearly treble the present total.

He suggested an annual budget of £100,000, leaving details of a campaign for later discussion. He called it a small, experimental first step toward bringing the British annual receipts from $42 per seat to the American figure of $74.

Other speakers included James Welsh, Jack Alexander, Dan Benjamin, E. Trounson, Bert Green and Coverdale Bell.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Three Cheers For Love"

(Paramount)

HOLLYWOOD, June 24.—This is light musical fare offering good production flashes and should fit happily on most programs, despite the lack of stellar cast names. Although the story is slight and handicaps, rather than helps, the players, it also leaves them free to concentrate on musical numbers which are delightfully presented.

The plot concerns Eleanore Whitney as the daughter of John Halliday, a picture tycoon, who is sent to a boarding school which has been taken over by a stranded theatrical troupe. William Frawley, head of the troupe, conceives the idea of selling the show to Halliday by staging a performance at the school as an amateur offering. When Miss Whitney falls in love with Robert Cummings, a song writer, complications are added, but all ends happily with all the company finishing with Hollywood contracts.

The songs by Ralph Rainger and Leo Robin are catchy, with two showing hit possibilities. In the supporting cast Roscoe Karns carries most of the comedy. Louis Da Pron does tap dancing that is second only to that of Miss Whitney, while Veda Ann Borg and Grace Bradley competently offer what little menace is needed for the story. The screen play is by Barry Trivers from an original by George Marion, Jr. Danny Dare staged the dances. Mel Shauer here bows as an associate producer and can be pleased with his maiden effort. The picture should get over as average entertainment.

Production Code Seal, No. 2,246. Running time, 63 minutes. "G."

New Executive Committee Set By Paramount

(*Continued from page 1*)

men out of a membership of eight. Zukor was the only committee member of recognized industry experience during the past year. The five remaining members of the committee were reelected. They are John Hertz of Lehman Bros., Maurice Newton of Hallgarten & Co., Duncan Harris of Brown, Wheelock & Harris, and Stephen Callaghan of Allied Owners Corp.

The new members of the committee replace Fortington, John E. Otterson and Percy Johnston. The last two are no longer members of the Paramount board, although Fortington is.

No official explanation for deferring the election of officers until today could be obtained in Paramount. The assumption was that either no candidate for president of Paramount had been agreed upon up to the time of the meeting or that the favored candidate, Zukor, had not consented to accept the post.

Scheduled action by the board in extensions of three Paramount theatre operating agreements was also delayed until today. They are the Wilby-Kincey, Lucas & Jenkins and Karl Hoblitzelle deals, all of which expire July 1.

Austin Keough, Paramount secretary, presided at the meeting. Otterson did not attend.

Para. Trustees Get Examination Order

An order authorizing the examination of a number of members of the law firm of Cravath, de Gersdorff, Swaine & Wood in connection with actions instituted some time ago by the Paramount trustees in bankruptcy was signed yesterday by Federal Judge Alfred C. Coxe.

The Cravath firm was formerly Paramount counsel. The order was obtained by Charles D. Hilles, Paramount trustee, to obtain information concerning Paramount's assets, it was stated. The hearings were referred to Special Master John E. Joyce with no date being set yet.

Carolina MPTO Hits Para Ad Sales Plan

CHARLOTTE, June 24.—Protests against the new Paramount ad sales plan of giving credit for return of accessories has been decided upon by the board of the M.P.T.O. of North and South Carolina. It is contended the plan would work to the advantage of exhibitors with one theatre playing the newer releases, but would eventually lead to generally increased costs if adopted by other companies.

The directors also have gone on record as protesting against the "exorbitant" rentals being charged for next season's product.

Endorsement has been given to the 10-point trade practice program which Ed Kuykendall and an M.P.T.O.A. committee has been negotiating in New York.

The Mourners

Great Neck, L. I., June 24

They kept the promise made at the Allied convention in Cleveland a couple of weeks ago. At the golf tournament today, Dave Palfreyman and Nate Yamins who agree on the merits of golf although they disagree on the relative merits of exhibitor organizations, teamed against Eddie Ansin and Harold Stoneman, Boston exhibitors, and licked the pants right off them.

+

Morris Lieberman set a new technique for the game. He arrived at Glen Oaks without a putter.

+

The British cousins were well represented by Jeff Bernerd who played on the losing Cinema Club team, which gave away to the Ampa team, and Arthur Lee for the play during the day. Abe Waxman came out for the dinner.

+

It was a case of the "A's" having it on one count at least. Albert Warner, Al Manheimer, Al Fagan and Al Levy looked up suddenly and found themselves in the same foursome.

+

Al Lichtman, the toastmaster at the dinner, was grouped with Billy and Harry Brandt and Milt Weisman. The Lichtman formula was unexplained by the end of the day.

+

Sam Rubinstein sank a 25 foot putt on the sixth green and promptly passed out.

+

Jules Levy, on the other hand, failed to land the longest drive. "It was the highest anyway," was his defense.

+

Oscar Doob kept his pipe burning merrily during the melee before dinner. It was loud and furious—the melee not the pipe.

+

Mitch May was bedecked in yellow; so was Joe Hornstein. Jack Alicoate were a pleasant sartorial ensemble in white and brown; Cres Smith, all brown; Levy, solid blue.

+

Monroe Greenthal, away on the coast but represented via Western Union, won a bet. Herb Hyman said he would go around in 95. He ended at 127.

+

Charlie Einfeld's golf was the sensation of the day. He got his reward in cups to add to the gold medal which he captured at the City Athletic Club last week for the best all-'round athletic performance.

+

Don Mersereau was the handicapper. Which was another way of catching hell and grief from all sides.

+

Gordon White had an experience. In the morning, he chased his golf bag all over the club. Two solid hours went by, then Gordon discovered his caddy was waiting for him with the bag at the first tee where he should have been in the first place.

+

Ralph Rolan occupied the end seat on the dinner dais. Any minute he threatened to topple into the aisle, but coordination won out. Nine guys waiting on the sidelines were grievously disappointed.

Chilly Air Fails to Dampen Film Daily's Golf Swatters

Great Neck, L. I., June 24

The Film Daily's traditional and eagerly awaited golf tournament—the 24th, by actual count—played off today and tonight at the Glen Oaks Country Club to the largest turnout in the history of these events. Forty foursomes and three threesomes, which totals itself mathematically to exactly 209 players, not excepting goofers, braved a chilly and unsavory day on Long Island and voted the tournament in and the weather out by popular and unusually noisy acclaim.

Approximately 260 sat down to the dinner which climaxed the day, thereby crowding the main dining room of the club and giving the commissary and the waiters a somewhat hectic time of it. Somebody forgot to take the ice cream forms out of the refrigerator in time. That gave opportunity for some of the gang to try an anvil chorus to the tune of a "swing" song on the phonograph blasting away through loud speakers. But it was all in fun and it was good fun.

Hyman Nabs Clubs

Herb Hyman walked off with a set of costly golf clubs and nine golfers before him with a quart of Golden Wedding rye contributed by Schenley Products. Columbia's convention in Chicago kept its representation to exactly nil, but the Cohns didn't get off badly what with Grace Moore warbling her way through a record and "Golfing Rhythm," a company release, as part of the film entertainment which included "The Old Mill Pond," a Harman-Ising cartoon for M-G-M and "Alpine Climbers," a new Mickey Mouse, for United Artists.

Beer flowed, courtesy of The Tavern in New York; Al Lichtman was toastmaster in his usual good form; the Ampa team, captained by Charlie Einfeld, licked the Cinema Club array in charge of Ted Curtis. One of the impressive moments of the evening was a silent toast to Joe ("Danny") Dannenberg, Alicoate's deceased partner who had originally launched the golf tournaments for *The Film Doily* many years ago. Wires were read from Herb Ebenstein, Monroe Greenthal, Bruce Gallup, the tournament's handicapper for a considerable span; Louis Nizer, Jay Emanuel, now in Paris, and Hap Hadley.

Bernard Kleid won the booby prize with a nifty score of 258. A firing squad with Jack Glucksmann as captain and composed of Joe Hornstein, Ed Finney, Irving Chidnoff and George Morris, properly accoutred in scarlet uniforms and rifles, led him off to slaughter. The revolver shots offstage, by reliable authority, were reported to have been managed by Charlie Alicoate.

Crowd Is Representative

Among those present were:

Edward Ansin, Louis Adams, Charles A. Alicoate, Jack Alicoate, Winfield Andrus, Joseph A. Arnold, Ralph B. Austrian, J. E. Baker, Leon J. Bamberger, George Batcheller, Jr., Frank Begg, Russ Bell, Herb Berg, Jeffrey Bernerd, M. Blackstone, George A. Blair, George Blake, Richard Brady, George Brandt, Harry Brandt, Lou Brandt, William Brandt, Frank Britton, Geo. Brown, Dr. Henry Brown, Jules Brulatour, C. W. Bunn, W. S. Canning, Charles L. Casanave, Jr., D. J. Chatkin, James A. Clark, Julius Cohen, Max A. Cohen, L. W. Conrow, James A. Cron, Charles Curran, Ted Curtis, Harvey Day, George F. Dembow, Gregory Dickson, Nathan Dobson, Oscar A. Doob, Ralph R. Doyle, Phil Duey, Sol Edwards, S. Charles Einfeld, Norman Elson, Simon H. Fabian, Al Fagan, Herb Fecke, Max Feinberg, William H. Ferguson, Edward Finney, Arthur Fisher, Maurice Fleischman, Daniel Frankel, William V. Frankel, Louis Frisch, L. J. Gafney, Ray Gallagher, Charles B. Gardner, Paul Garst, Dick Gavin, Fred Gebhart, Tom Gerety, William J. German, J. Gilman, Jack Glucksman, Milton Goldstein, Irving W. Goodfield, John P. Goring, Lou Gaudreau, Jack Gutfreund, Adolph Haas, Bob Hadley, O. F. Haas, John Hammond, Jack Harrower, M. E. Herschman, Melvin M. Hirsh, Nathan Hirsh, J. H. Hoffberg, Joe Hornstein, Edward L. Hyman, Herbert H. Hyman, W. Ray Johnston, Leo Justin, Herbert M. Kahn, S. Kallman, Red Kann, S. W. Kaufman, Frank Kelly, Jerry Keyser, Marvin Kirsch, Bernard Kleid, Mitchell Klupt, Marty Kornbluth, David Kugel, Bert Kulick.

Oscar S. Lager, M. Lanzit, Harry Lanzner, Arthur A. Lee, Hal Lerman, Jack Level, Lee Leventhal, Bruce Levine, Marty Levine, Al J. Levy, Edward G. Levy, Jules Levy, "Chick" Lewis, Morris Lieberman, Al Lichtman, John I. Lind, Irving Lipcowitz, E. L. McEvoy, Willard S. McKay, Karl G. Macdonald, Joe Rich Malcolm, Al Manheimer, Henry Marks, William Massce, Haskell Masters, Mitchell May, Jr., Charles Mersereau, Don Mersereau, Harry Michaelson, M. Micolino, Jr., Lou Miller, Mike Milton, Bob Mintz, Bert Moeller, George Morris, M. C. Morton, Charles M. Moses, Louis Mazze, Herbert Muller, James W. Neary, Oscar S. Neu, Norman C. Nicholson, Louis Nizer, Wally Nolan, Ken O'Brien, Millard Ochs, David A. O'Malley, E. M. Orowitz, John Ostendorf, David Palfreyman, Leonard Palumbo, Charles B. Paine, Elmer Pearson, Arthur H. Pelterson, F. N. Phelps, John F. Plunkett, Ralph Poucher, Irving Regensburg, Paul Reis, Bernard J. Ridder, Harold Rinzler, Samuel Rinzler, Thomas Roberts, Jr., Myron Robinson, Harold Rodner, Charles A. Rogers, Ralph Rolan, Samuel Rosen, Sidney Rosenfeld, Sam Rubenstein, S. Rugoss, Lou Rydell, Bert Sanford, Jr., Sidney Satenstein, Bob Savini, Edward M. Schnitzer, John S. Schoenfeld, Fred J. Schwartz, G. L. Sears, Clarence Secor, Arthur Seiderman, Al Selig, Al Semels, J. W. Servies, Sam Shiff, Harry Shiffman, Bernard Sholtz, M. J. Siegel, Cresson E. Smith, Homer B. Snook, H. J. Spiess, Edward F. Sterk, G. E. Stoddard, E. Harold Stoneman, S. Straussberg, Dave Strumpf, Max Stuart, Dr. J. F. Sullivan, Theodore J. Sullivan, Al Szekler.

Lindsey W. Teegarden, Creighton J. Tevlin, Carroll S. Trowbridge, W. J. Turnbull, Phil Turnessa, Daniel A. Udell, Arnold Van Lear, Jack Ungerfeld, Bernard Walsh, Major Albert Warner, Ernest J. Warner, Sydney B. Weill, William Weintraub, Milton C. Weisman, Edward White, E. A. Williford, Earl Wingart, Robert S. Wolff, Nathan Yamins, Douglas T. Yates, Herbert J. Yates, Sr., Herbert J. Yates, Jr., and Henry Yusen.

Grand As Ever

Great Neck, L. I., June 24.—They all said the United Artists home office hadn't even seen it tonight and that's simply swell for the gang at 729. As usual, at the golf dinner tonight, the celluloid entertainment included a new Mickey Mouse, dubbed "Alpine Climbers." In it Mickey, Donald Duck and Pluto do what the title indicates and have a perfectly mad time in Technicolor. This is well up to the Disney standard, a grand short and another demonstration that Walt and his merry crew continue to climb entertainment heights as high and as dizzy as the very peaks Mickey essays to conquer here.

KANN

The Winners

Great Neck, L. I. June 24

Twenty-one major prizes were handed out to golfers and goofers tonight, ranging from medals to cups to whisky to cameras to lounging robes. In addition there were, as usual, winners for the prizes of the foursomes and for the runners-up in each winning foursome.

This is how it went:

Team Winners—(Albee Memorial cup; *Film Daily* medals; Ross Federal Service sweaters)—*Ampa team: S. Charles Einfeld, Tom Gerety, Herb Fecke and Leonard Palumbo.*

Low Net—(*Film Daily* Cup; *Variety* trophy—*Joe Rich Molcolm.*

Low Net, Runner Up—(Radio Pictures trophy)—*William Fronkel.*

Low Gross—(Quigley Publications trophy—*S. Chorles Einfeld.*

Low Gross, Runner Up—(Columbia Pictures trophy)—*Max Feinberg.*

Low Net—Morning Round—(Du-Pont Mfg. Co. trophy)—*Ted Sullivan.*

Low Gross—Morning Round (Stebbins-Leterman & Gates trophy)—*Leonord Palumbo.*

Low Gross—Morning Round, Runner Up—(Mitchell May, Jr. trophy)—*Arthur Seidman.*

Low Net—Exhibitor—(United Artists trophy)—*David J. Chatkin.*

Low Gross — Exhibitor—(Western Electric trophy)—*W. S. Canning.*

Low Gross, Second Runner Up—(RCA radio)—*Sidney Rosenfield.*

Low Gross, Morning Round, Second Runner Up—(Eastman camera)—*E. L. Hyman.*

Driving Contest, Winner—(William Massce trophy)—*Douglas Yates.*

Driving Contest, First Runner Up—(National Theatre Supply Co. trophy)—*Daniel Udell.*

Driving Contest, Second Runner Up—(General Electric Co. mixer)—*Mitchell May, Jr.*

Birdies—(Gaumont British trophy)—*Lou Miller.*

Best Dressed Golfer—(Nat Lewis robe)—*Jules Levy.*

Best Dressed Golfer, Runner Up—(Eaves Costume Co. plug hat)—*Jeffrey Bernerd.*

Special Prize—(Jack & Charlie's "21" Ballantine Scotch)—*Ralph Doyle.*

Winners of Foursome (Jules Brulatour sport bags) and Foursome Runners Up. Nat. Screen Service (fountain pen desk niblick sets) included:

Fred Barron, Russell Bell, Richard Brady, George Brandt, Billy Brandt, Dr. Henry Brown, James A. Clark, L. W. Conroy, Bill Dewey, Sol Edwards, Si Fabian, Al Fagan, Tom Gerety, Joe Young, Jock Gutfreund, O. F. Cass, A. R. Hammerslag, Melvin Hirsh, J. H. Hoffberg, Herb Hyman, Leo Justin, Herbert Kahn, Hal Merimon, William Massce, N. C. Nicholson, Lou Miller, Mike Milton, Jack Astendorf, John Plunkett, Sam Rinzler, Myron Robinson, Charles Rogers, J. W. Servies, Leon Bamberger, George Batcheller, Jr., George A. Blair, "Bingo" Brondt, Harry Brandt, James A. Cron, Nathan Dobson, Oscar A. Doob, Ed Finney, Arthur Fisher, Charles B. Gordner, Paul Garst, Fred Gebhart, Irving W. Goodfield, Bob Hodley, Jerry Keyser, Marty Kornbluth, Bert Sanford, Al Semels, G. E. Stoddard, Dr. J. F. Sullivan, Al Szekler, Phil Turnessa, Jack Ungerfeld, Albert Warner, Edward White, E. A. Williford, Robert S. Wolff, Nathan Yamins and Herbert J. Yates, Jr.

"Number" Big Denver Draw In 2nd Week

Denver, June 24.—"Private Number" held up in a big way at the Aladdin after playing a week at the Denver. The $4,000 take was above normal by $1,000.

"The Golden Arrow" also was in the money. It took $8,500, up by $1,000, at the Denver with the help of a stage band. "House of a Thousand Candles" and "Born to Gamble," on a dual bill at the Center for four days, reached $1,500, the only other spot in town to show a profit.

Total first run business was $27,000. Average is $28,000.

Estimated takings for the week ending June 18:

"PRIVATE NUMBER" (20th-Fox)
ALADDIN—(1,500), 25c-40c-50c, 7 days, following a week at the Denver. **Gross:** $4,000. (Average, $3,000)

"THINGS TO COME" (U.A.)
BROADWAY—(1,500), 25c-40c, 7 days following a week at the Paramount. **Gross:** $1,500. (Average, $2,000)

"HOUSE OF A THOUSAND CANDLES" (Republic)
"BORN TO GAMBLE" (Republic)
CENTER—(1,500), 15c-25c-35c, 4 days. Uses revivals other three. **Gross:** $1,500. (Average, 4 days, $1,000)

"PALM SPRINGS" (Para.)
"FORGOTTEN FACES" (Para.)
DENHAM—(1,500), 25c-35c-40c, 7 days. **Gross:** $4,000. (Average, $4,500)

"THE GOLDEN ARROW" (F.N.)
DENVER—(2,500), 25c-35c-50c, 7 days. Stage band. **Gross:** $8,500. (Average, $7,500)

"GARDEN MURDER CASE" (M-G-M)
"BUNKER BEAN" (Radio)
ORPHEUM—(2,600), 25c-40c, 7 days. **Gross:** $5,000. (Average, $6,000)

"SNOWED UNDER" (F.N.)
"BRIDES ARE LIKE THAT" (F.N.)
PARAMOUNT—(2,000), 20c-25c, 7 days. **Gross:** $2,500. (Average, $3,500)

"Investigator" on Dual N.H. Best Bet

New Haven, June 24.—With record summer business on a rainy Sunday and a continued good showing for amateur night, the College took $3,500. It was the only house to beat par. "Special Investigator" and "Hell Ship Morgan" made up the dual bill.

"The Unguarded Hour" and "The First Baby" at the Poli, "and "Early to Bed" and "The Amateur Gentleman" at the Paramount did average business. "Let's Sing Again" on a double bill with "Murder by An Aristocrat" at the Roger Sherman had s.r.o. on Sunday, but was unable to maintain the good showing, dipping $1,000 under the usual $4,700. Severe thunderstorms during the week counteracted the effect of cool weather.

Total first run business was $19,000. Average is $19,300.

Estimated takings for the week ending June 19:

"SPECIAL INVESTIGATOR" (Radio)
"HELL SHIP MORGAN" (Col.)
COLLEGE—(1,499), 25c-35c, 7 days. **Gross:** $3,500. (Average, $2,800)

"EARLY TO BED" (Para.)
"THE AMATEUR GENTLEMAN" (U. A.)
PARAMOUNT—(2,348), 35c-50c, 7 days. **Gross:** $4,800. (Average, $4,800)

"THE UNGUARDED HOUR" (M-G-M)
"THE FIRST BABY" (20th-Fox)
POLI—(3,040), 35c-50c, 7 days. **Gross:** $7,000. (Average, $7,000)

"LET'S SING AGAIN" (Radio)
"MURDER BY AN ARISTOCRAT" (F. N.)
ROGER SHERMAN—(2,200), 35c-50c, 7 days. **Gross:** $3,700. (Average, $4,700)

Overseas Previews

"Everything Is Rhythm"

(Joe Rock-A.B.F.D.)

London, June 17.—A musical, technically crude in some of its details, but with plenty of good popular items, both instrumental and vocal, Harry Roy and his band providing the former and Roy also officiating as soloist as well as hero in a serio-comic story of a dance-band leader who loves and is loved by a princess and gets away with her.

As well as being tuneful it has some good comedy scenes, and an ingeniously presented finale, in which the musician and his band carry off the princess by aeroplane, while the court thinks a phonograph reproduction of their show is being provided by the musicians in person. There is also some effective double photography, presenting Roy and a chorus in miniature on the lid of a piano played by a life-size musician. Ensembles and solo dance turns are well done.

The story is strong enough to maintain interest through the succession of musical items and is amusingly developed in the scenes showing the band-leader's masquerade as a waiter and in those showing the band on its way to a "command" performance under military escort.

It wants cutting at the beginning where the humor drags and it is rather obvious that Roy ranks a good deal higher as a musician than as an actor. As a potential American booking, the drawback here is that this attraction will be compared with much more polished American efforts.

A useful exploitation value has to be considered, in that Roy actually married "Princess Pearl," daughter of the white Rajah of Sarawak, and that she appears in the picture. Alf Goulding directed. Allan.

Running time, 75 mins. "G."

"Girls' Club"

(Jacques Deval)

Paris, June 16.—This is one of the most interesting films made in a French studio in some time. It has been written, directed and produced by Jacques Deval, who is now in Hollywood to make two for Twentieth Century-Fox.

It is the story of the lives of girls 20 to 30 years old in a city house erected by a philanthropic woman familiar with the difficulties of young women in a large city. One of the young women is an 18-year-old dancer at the Folies, in love with a musician. Greta, a Danish girl, in Paris to study painting, returns to the club as a servant after a series of adventures. The stories are really less important than the study of characters and the climax of the film.

Love, life, death, passion and hope make the action deeply moving. Drama and comedy are mixed.

The story is delicate and some of the incidents are rather shocking, but it is done in good taste and some incidents are only suggested. The cast is made up entirely of women.

In the cast are Danielle Darrieux, Betty Stockfeld, Josette Day, Junie Astor, Kissa Kouprine, Marion Delbo and Carol Royce.

The settings are large and splendid and the technical work is fine.

Warners have bought the rights to the story for American production.

No production code seal. Running time, 90 minutes. "A." Autre.

Looking 'Em Over

"Guns and Guitars"

(Republic)

Routine in its conception and story, this western features Gene Autry and his guitar, the combination providing several bits of vocalization, which may or may not be an asset to a riding, shooting western, depending entirely upon the tastes in action films of the audience.

With Autry are Dorothy Dix, for romance; Smiley Burnette, for occasional comedy as Autry's buddy, and Tom London, for menace.

Autry, singing cowboy with a medicine show, runs into town and trouble as London attempts to drive diseased cattle through a quarantine into the next county. Miss Dix, niece of the sheriff, trying to stop them, is saved from a bad situation by Autry, who proceeds to beat London at his own game. When London shoots down the sheriff, Autry is elected, and tracks down the gang when they attempt to bring the cattle in again. He also proves London's complicity in the shooting of Miss Dix's uncle.

There is plenty of riding, shooting and general excitement for the followers of westerns.

Production Code Seal, No. 2,280. Running time, 56 minutes. "G."

Pittsburgh's Heat Hammers Down Grosses

Pittsburgh, June 24.—The heat took another sizable fall out of business last week and not a single one of the four first run houses downtown was able to come even near average. It was probably the poorest all-around week in several months.

Although "Fury" received fine notices at the Penn and started off nicely, it couldn't overcome the weather and backed down after the brisk getaway to a very ordinary $9,700. At the Stanley things were just as bad with "The Case Against Mrs. Ames" and a stage show, with the gross dipping to $12,500, while at the Alvin "Dracula's Daughter" also felt the pinch after two good opening days and fell off to $4,100. The Warner, too, found the going tough and had to be content with a weak $3,600 for "The Law in Her Hands" and "Palm Springs."

Total first run grosses were $29,900. Average is $35,000.

Estimated takings for the week ending June 18:

"DRACULA'S DAUGHTER" (Univ.)
ALVIN—(2,000), 25c-40c, 7 days. **Gross:** $4,100. (Average, $4,500.)

"FURY" (M-G-M)
PENN—(3,300), 25c-40c, 7 days. **Gross:** $9,700. (Average, $10,500.)

"THE CASE AGAINST MRS. AMES" (Para.)
STANLEY—(3,600), 25c-55c, 7 days. Stage: Little Jackie Heller, Bob Hall, Berry Brothers; Cass, Mack Owen and Topsy; Bebe Barri girls. **Gross:** $12,500. (Average, $16,500.)

"THE LAW IN HER HANDS" (W. B.)
"PALM SPRINGS" (Para.)
WARNER—(2,000), 25c-40c, 7 days. **Gross:** $3,600. (Average, $4,000.)

"Nobody" and Band Indianapolis Lead

Indianapolis, June 24.—"Little Miss Nobody" and Ina Ray Hutton's band rocketed the take at the Lyric $4,000 above the line for a gross of $11,000 on the week. First run business held its own against summer heat.

Shorts made by the Hutton band for Paramount some time ago were re-run by the Lyric for three weeks preceding the personal appearance and this exploitation was believed No. 1 cause for the heavy gross.

"It's Love Again" drew $5,500 at the Circle, $1,500 above the line. "Dracula's Daughter" shared the bill with it. "Fury" and "Absolute Quiet" at Loew's stood at normal with $6,000, and "Private Number," in its second and last week at the Apollo, was good for $3,700.

Total first run business was $26,200. Average is $21,000.

Estimated takings for the week ending June 19:

"PRIVATE NUMBER" (20th-Fox)
APOLLO—(1,100), 25c-40c, 7 days, 2nd week. **Gross:** $3,700. (Average, $4,000)

"IT'S LOVE AGAIN" (G. B.)
"DRACULA'S DAUGHTER" (Univ.)
CIRCLE—(2,800), 25c-40c, 7 days. **Gross:** $5,500. (Average, $4,000)

"FURY" (M-G-M)
"ABSOLUTE QUIET" (M-G-M)
LOEW'S—(2,800), 25c-40c, 7 days. **Gross:** $6,000. (Average, $6,000)

"LITTLE MISS NOBODY" (20th-Fox)
LYRIC—(2,000), 25c-40c, 7 days. Stage: Ina Ray Hutton and Band. **Gross:** $11,000. (Average, $7,000)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 150 NEW YORK, FRIDAY, JUNE 26, 1936 TEN CENTS

End Building, Nyman Pleads At CEA Meet

Sees Situation as Near "State of Chaos"

By BRUCE ALLAN

EASTBOURNE, Eng., June 25.—The overbuilding situation in England is rapidly approaching "a state of chaos," declared Kenneth A. Nyman, vice-chairman of the London and Home Counties Branch of the Cinematograph Exhibitors' Ass'n, in an address at the annual summer conference of the organization here today.

Nyman's speech, on "Redundancy, or Progress," virtually closed the business sessions of the conference. He said that it was imperative not to "engulf all exhibitors with a repetition of the near holocaust in America."

Building must stop immediately, he declared. An increase in patronage was unlikely, he said, unless the trade advertises to tap the millions of potential patrons.

Nyman urged the formation of a trade statistical bureau for the purpose

(*Continued on page 6*)

F. & M. Details Set Back St. Louis Move

Although there was a possibility F. & M. would take over from Warners the operation of the Shubert-Rialto, Orpheum and Hi-Pointe in St. Louis today, the few remaining details in connection with the 10-year Warner franchise have not been ironed out to permit the transfer of the three houses before July 3.

Harry C. Arthur will leave for the Mound City next week to supervise the change in management to F. & M. There is a possibility Jack Partington, head of the stage production department, will go along with Arthur to set up local policies.

The Playoff

Ed. G. Levy, whose major interest these days is the forthcoming golf tournament of Connecticut exhibitors on July 14, said yesterday Ed Kuykendall, president of the M.P.T.O.A, and Nate Yamins, president of Allied, had agreed to play it off as a twosome on that date.

Ross Federal Service will check the score.

Radio Boycott Threatened Over "Indecent" Programs

By BERTRAM F. LINZ

WASHINGTON, June 25.—Extension to radio of the campaign leveled two years ago at improper pictures was threatened today by Representative William P. Connery of Massachusetts.

Connery, who for several months has sought an investigation of the Federal Communications Commission because of allegedly indecent programs permitted, inserted in the appendix of the *Congressional Record*, issued today, a letter from the solicitor of the Post Office Dep't holding that the material complained of would be unmailable under the penal code.

Referring to the drive by churches against films, Connery said, "The result of that campaign was that very few indecent pictures are now produced, because the American people so decidedly indicated that they would support the campaign initiated by the Catholic Church.

"It is not at all improbable that the American people may find it necessary, unless the Congress acts—as I expect that it will—to take similar action by refusing to purchase the products of those concerns who use the radio facilities of such radio stations as permit the broadcasting of indecent or otherwise unfit radio programs."

M-G-M Sells Away From M.&P. Spots

BOSTON, June 25.—M-G-M has sold away from M. & P. in New Bedford where the 1936-37 product goes to Zeitz Bros. and in Portland, where a deal has been made with Abe Goodside.

These are the first two deals to follow in the wake of failure of Marty Mullins and Sam Pinanski to get together with Metro on the basis of next year's terms.

M-G-M is still discussing terms with M. & P., it is understood. The deals in New Bedford and Portland do not necessarily indicate that the company will pursue the same policy in all of the New England situations where M. & P., Paramount affiliate, operates, although this is possible.

Stallings on Leave, Truman Talley Says

Laurence Stallings, editor of Fox Movietone News, "is on a leave of absence and has gone to North Carolina to do some literary work and a play," Truman H. Talley, producer of the newsreel, stated yesterday in answer to reports that Stallings had resigned and was negotiating to join RKO.

Talley pointed out that on two previous occasions Stallings has taken leaves. He added that Stallings' contract, which expires in the fall, provides he can do work for other companies, but not competitive with the newsreel. Such was the case last fall when Stallings worked on "So Red the Rose" for Paramount, according to Talley.

Stallings is due back at Fox Movietone News late in the fall, Talley stated. "He has indicated to me that he wants to come back," Talley added.

Schaefer Heading U. A. Coast Group

George J. Schaefer, Harry Gold, Lowell Calvert, James Mulvey and Arthur W. Kelly left for the coast yesterday on the 20th Century as the advance guard for the U. A. convention which opens Tuesday at the Ambassador, Los Angeles. Schaefer and Gold are accompanied by their families.

Paul Lazarus and L. Jack Schlaifer today will head the eastern and home office sales personnel departing for the three-day sessions.

Maurice Silverstone, managing director of U. A. in England, will leave by plane Sunday. Edward Raftery of O'Brien, Driscoll & Raftery, will be on the same airliner with Silverstone.

Moe Streimer, local branch head, on Monday will go to Asbury Park with his family for a vacation. Doctor's orders will not permit him to attend the convention this year.

Silverstone, who is here with his wife and two daughters, is sending his family to the country while he sits in on the sales conferences. He ex-

(*Continued on page 6*)

Warner Houses Take Universal's Lineup

Universal and Warners have reached an agreement whereby the latter's theatre circuit will take all the Universal output for the new season. James R. Grainger, general sales manager, handled the negotiations for Universal, and Clayton Bond represented Warners. Playing time in about 435 theatres is involved.

Grainger informed the Universal sales convention recently that the company this year is far ahead of last in closing circuit deals.

Extend Para. Theatre Deals Automatically

Board Takes No Action, Delays Election

Three Paramount theatre operating agreements are extended automatically for an indefinite period to give the company's board of directors additional time in which to study the new agreements recommended for adoption by the management, it was stated yesterday by Edwin L. Weisl, of counsel for Paramount, following the regular monthly meeting of the Paramount board. The agreements are for the Wilby-Kincey, Lucas & Jenkins and Hoblitzelle circuits.

The board took no action on these nor did it hold the scheduled annual election of officers, although it was in session for nearly three hours with a full attendance except for Adolph Zukor, who is in Hollywood, and Floyd B. Odlum of Atlas Corp., who, however, is customarily represented by Weisl at board meetings. The company's official statement at the conclusion of the meeting was that no action was taken by the board on anything except routine matters.

The new agreements covering the Wilby-Kincey and Lucas & Jenkins

(*Continued on page 6*)

Rule New Iowa Bank Night Stunt Illegal

DES MOINES, June 25.—Attendance card registrations for Bank Night, now used by theatres here, is illegal, it has been ruled by Carl Burkman, Polk County attorney, who has obtained a ruling from the Attorney General's office.

The Attorney General ruled recently that the giveaway was not a lottery if no purchase of ticket was required. Since that time persons buying tickets on the day of the drawings have been allowed to register their names in the lobby as being present. It is this new development that is now frowned upon.

Kahane Stays

B. B. Kahane's contract as president of the RKO Radio Studios, Inc., was extended yesterday at a regular meeting of the board of Radio Pictures. His current pact expires on July 1.

Other busines transacted was described as routine.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 26, 1936 No. 150

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Three More Skouras Men to Join Pesky

Three more Skouras Theatres men have resigned to join Edward J. Peskay in his new theatre venture. The resignations become effective July 1. No successors have been named.

The men are George Rich, supervisor of the Queens County theatres; Moe Baranco, Jersey City supervisor; and William Brown, assistant and secretary to Peskay.

Whitney Here for Talks

John Hay Whitney arrived from the coast by plane yesterday for conferences with Samuel Goldwyn on the new Selznick-Pioneer lineup. His plane was a few hours late due to bad weather. Whitney plans to remain in New York several weeks.

Goldwyn will head for Hollywood on June 30, according to present plans.

Berk Succeeds Brill

Due to the death of Henry Brill, attorney for Fox Theatres, an order of substitution was entered yesterday in the Federal Court designating Herbert D. Berk as attorney in his place in connection with the suit brought by the Chicago Title & Trust Co. against Fox Theatres.

◀ Purely Personal ▶

PHIL ISLEY and BEN ROSENBERG lunched together at the Tavern yesterday. ROSENBERG insists he had Beechnut chipped beef in cream while the Tulsa exhibitor had Canadian bacon and eggs.

•

BERT REISMAN, RKO home office representative in Cuba, sailed yesterday. PEDRO SAENZ, RKO Cuban distributor, also in for the convention, will leave by train tomorrow for Florida, sailing for Cuba later.

•

I. FRANKLIN, Amkino's Midwest representative, returned yesterday to Chicago after conferring with company officials in New York.

•

SOL E. GORDON, president of the Jefferson Amusement Co. of Texas, will spend the summer on the coast with his family.

•

JENO HELTAI's Hungarian play, "Silent Knight," has been bought by M-G-M for next season's production list.

•

AL JOLSON and MRS. JOLSON (RUBY KEELER) will arrive here Sunday for a two or three-week stay.

•

AL STREIMER, son of MOE, local U. A. exchange manager, returns Monday from a Havana honeymoon.

•

CHARLES COLLINS, "Dancing Pirate" star, will be interviewed tonight over WHN by RADIE HARRIS.

•

EDDIE BURKE, manager of the Roxy, is going in for badminton in a big way.

•

WHITFORD DRAKE, executive vice-president of Erpi, sails for Europe tomorrow.

•

MAX GORDON, MARCUS HEIMAN and MRS. BEN GOETZ arrive today on the *Paris*.

•

HARRY M. GOETZ is in town from Hollywood.

•

. . . Chicago

SAUL BRAGIN of B. & K. has a new pipe. It is a two and one half foot cherrywood import from Austria, via Peoria. This is Saul's 68th.

BEN JUDELL, a daily visitor to Wrigley Field. Baseball, of course.

AL BONDY has been visiting. Minneapolis next, then Salt Lake.

HARRY ASHER has been appointed city sales manager and HARRY CHARNASS country sales manager, both operating out of the local Master Art office.

Meeting on Changeover

HOLLYWOOD, June 25.—Film editors of all major studios will hold meetings during the next 10 days under the direction of Gordon S. Mitchell, manager of the Academy Research Council, to receive final instructions on the 2,000-foot reel changeover Sept. 1. Due to the Council's complete coverage of all studio branches, exchanges and distributors, with comprehensive instructions, it is anticipated the new standard will go into effect smoothly, without disturbing the existing routine.

Say Australia Film Business Is Booming

The film business is booming in the Antipodes and theatre construction in the neighborhod is very active, Elton Wild, secretary-treasurer of Twentieth Century-Fox in Australia, and Ralph Doyle, head of RKO Radio activities in the same country, asserted in a joint statement yesterday.

Wild left yesterday for San Francisco, where he will sail on the *Maunganui* for home after spending six weeks in England and a week in New York. Doyle will leave for the coast on July 4 and will sail on the *Mariposa*. He has been in town for three weeks on his first visit in two years, during which he attended the company's annual sales meet at the Waldorf.

All of the 1,567 houses in New Zealand and Australia are in operation, the men said. There are no theatres without sound.

From 10 to 12 pictures will be produced in Australia next season by two independent companies, Wild and Doyle asserted. Zane Grey has formed a syndicate in Sydney to produce and act in a story centered about the native life on the Great Barrier Reef, which is 1,000 miles in length and parallel with the Queensland coast. After this picture, Grey will do another on the life of the inhabitants.

"White Angel" Off To a Flying Start

"The White Angel," enthusiastic Warner executives yesterday reported, is off to an auspicious start in widely scattered key cities.

At the Strand, New York, the picture is running neck to neck with "Bullets or Ballots." Relatively little business is being done at the 25-cent "early bird" price, but plenty at 55 and 85 cents.

It had a $1,300 day at Warners' Hollywood and about the same calibre opening at Warners' Downtown, Los Angeles, thereby outdistancing the opening of "The Story of Louis Pasteur" and "Bullets or Ballots."

Milwaukee, according to Warners, was even better. The Warner there did $2,800 the first day, leaving behind "Pasteur," "The Petrified Forest" and the Robinson film.

From Philadelphia came word the Boyd, at $3,300 on the day, has outstripped every opening day record since 1932. That figure is about $800 ahead of the opening of "Pasteur."

Many RCA Workers Back

CAMDEN, June 25.—Thousands of RCA Mfg. Co. workers returned to work today through the picket lines with police escorts. Ten more pickets were arrested on disorderly conduct charges. This brings the total of arrests to 52.

Company officials said that about 2,500 employes failed to report to work today, the second of the strike.

More Time on RKO Pacts

The Irving Trust Co., as trustee for RKO, yesterday was allowed six months from July 1 by Federal Judge Bondy to affirm or disaffirm any breach of contract or other agreement to which RKO is a party and which has not yet been fully performed.

Columbia to Build Exhibitor Contacts

CHICAGO, June 25.—Closer cooperation with exhibitors was urged today as a Columbia policy at a series of conferences held between Abe Montague, general sales manager; Joe McConville and Rube Jackter and men in the field as one of the windup features of the annual sales convention.

Company executives will leave tomorrow on the 20th Century. In the group will be Montague, McConville, Jackter, Leonard Picker, Louis Astor, Lou Weinberg, Max Weisfeldt, Al Seligman, Sam Liggett, Maurice Grad, Leo Jaffe, George Josephs, Milton Hannock, Hank Kaufman, Bernie Zeeman, Vincent Borelli, W. G. Brennan and Al Sherman.

The Cleveland contingent headed by H. C. Bissel, branch manager, left this evening by plane. In this group were L. Zucker, G. J. Becker, S. Gerson and F. Barry. The Albany, New Haven, Buffalo and Philadelphia contingents got away this morning and last night.

Nat Cohn, accompanied by Irving Wormser, left for New York by plane.

Western contingents departed in groups last night and early today.

Columbia Takes Shorts

Columbia has closed a deal with the newly formed Screen Classics to distribute 13 one-reelers next season based on the newspaper and radio series, "Strange As It Seems." Officers of Screen Classics are Richard C. Kahn, L. M. Poole and John Hix.

New GTE Securities To Be Ready Monday

Securities of the reorganized General Theatres Equipment, Inc., will be ready for distribution next Monday, according to Arthur W. Loasby, chairman of the reorganization committee which recently secured approval of the new plan from the Chancery Court at Wilmington.

Loasby says approximately 92 per cent of the holders of the company's debt are participating. Voting trust certificates for about 81 per cent of the preferred stock and about 70 per cent of the common have been deposited. Deposits are still being accepted.

Application is to be made soon for listing of the new stock on the N. Y. Stock Exchange.

End Suit Against Loew's

The Appellate Division of the N. Y. Supreme Court yesterday unanimously affirmed a judgment of Justice Cotillo dismissing a suit for $1,967,611 damages brought by the Theatres Holding Co. against Loew's, Inc.

Also named as co-defendants were Marcus Loew Booking Agency, Loew's Atlanta Theatre Co. and the Fox Theatres Corp. The suit was over an alleged breach of lease contract between Yaarab Temple Bldg. and Fox Theatres Corp. entered into on Jan., 1928, and to extend over a period of 21 years. The claim was assigned to the plaintiff after the lease had allegedly been broken.

Trans-Lux Board Meets

The board of directors of Trans-Lux Daylight Screen Corp. met yesterday at what was described as a routine meeting.

20th CENTURY-FOX ROCKS THE TRADE AGAIN! . . .

with the

HEADLINE-CRASHING SHOW-THRILL OF THE YEAR!

Front-page drama destined to evoke a storm of discussion on a vital question of today: Dare a doctor . . . his duty to prevent death . . . violate his sacred oath for love — or for compassion? Daring showmanship brings your public the stirring answer!

The Crime OF DR. FORBES

with

Gloria STUART · Robert KENT

HENRY ARMETTA · J. EDWARD BROMBERG

SARA HADEN · ALAN DINEHART

20th CENTURY FOX
THE KEYSTONE
OF YOUR FUTURE

A FOX PICTURE. EXECUTIVE PRODUCER SOL M. WURTZEL. Directed by George Marshall. Original screen play by Frances Hyland and Saul Elkins. Music and lyrics: "The Doctor Song" by Gene Rose and Sidney Clare.

"CERTAINLY, THIS NEW IF NOT BETTER THAN

Says Red Kann in Motion Picture Daily, Keynoting Unanimous Trade-Press Praise That Presages Another Great Hit For Warner Bros.! Read Some More—

"The drama of a great ideal, the drama of a great woman, this picture is fine entertainment for any kind of audience! Though entirely different in theme motivation from 'Pasteur', there is a direct entertainment parallel. A 100 per cent woman's picture— likewise an attraction worthy of the attention of every man, youth or adult who is interested in the cause of improved screen entertainment. It's the kind of show that exhibitors can take to the opinion-creating forces in any community and demand that it be brought to the attention of all"!—*Motion Picture Herald*

●

"Presages sure box-office of prosperous proportion . . . a flawless job! Kay Francis steps into a high niche as an important actress in her superb portrait of Florence Nightingale. Her fine, sensitive and altogether impressive performance opens up a new screen cycle. Entertainment excellence, splendid direction, and superior craftsmanship make the offering dramatically superlative"! — *Variety Daily*

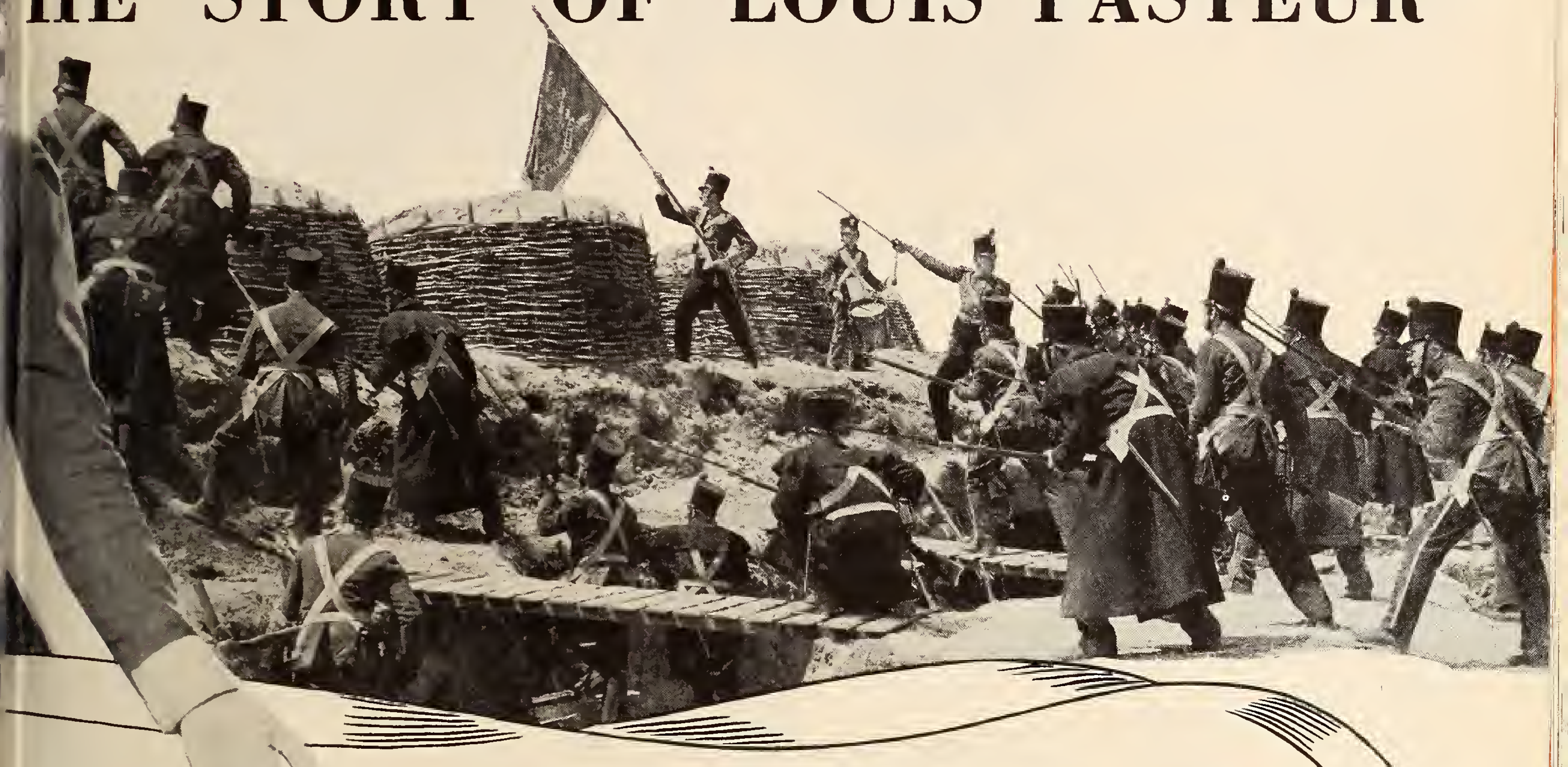
●

"An important contribution to the screen! Kay Francis' work in the title role is easily the best she has done and will deserve much consideration in the Academy voting for the best actress".—*Film Daily*

with

IAN HUNTER **DONALD WOODS**
NIGEL BRUCE **HENRY O'NEILL**
DONALD CRISP **BILLY MAUCH**
A First Nat'l Picture · Directed by WILLIAM DIETERLE

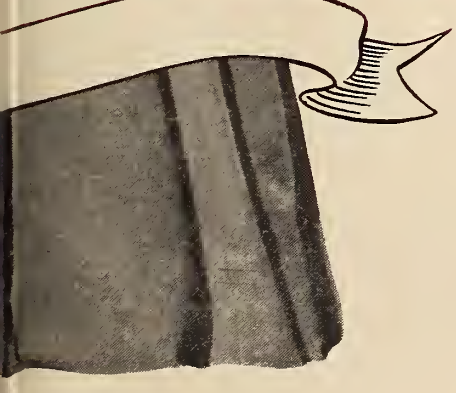
ARNER ATTRACTION IS AS GOOD,
HE STORY OF LOUIS PASTEUR'"



KAY FRANCIS

s FLORENCE NIGHTINGALE in

ne 'White Angel



Get Behind "The White Angel" With Everything You've Got, and Get the Benefit of Our BIG-SPACE KEY CITY NEWSPAPER AD CAMPAIGN THAT WILL BUILD BUSINESS FOR EVERY FIRST-RUN IN THE COUNTRY

End Building, Nyman Pleads At CEA Meet

(Continued from page 1)

of making a survey before plans can be formulated for new houses.

The C. E. A. controls 4,000 theatres, 4,000,000 seats and serves 1,000,000,000 patrons yearly.

Iniquitous rentals, he declared, will result in open revolt. Renters, he declared, are extracting more by acquiring control of theatres. He sharply criticized what he described as the persistent refusal of the K. R. S. to draw a standard film contract. Continuing on this subject, he said he would hate to see a Government-controlled industry, but indicated he regarded this as more desirable than being crushed out of existence.

Suggests Three Methods

"The menace of redundancy," he declared, "is due to the vicious percentage systems, followed by speculation by financiers who are prostituting legitimate business. Renters have swung away from legitimate exhibitors to the newcomers who are paying ridiculously disporportionate rentals, menacing both the independents and major circuits.

"Three methods have been suggested to combat redundancy—first, Government intervention; second, a joint C. E. A.-K. R. S. tribunal; third, opposition to all applications considered redundant."

Nyman declared that it was the Government's duty to maintain British screens for British films. The quota, he said, has increased British films on British screens from two per cent to 26 per cent.

Referring to the three methods of control proposed by Nyman, Joseph Pollard, last year's president, declared the first is dangerous and the second impossible, in the face of repeated refusals by the K. R. S. to cooperate.

A resolution was passed urging the appointment of a committee to consider Nyman's suggestion on the formation of a trade statistical bureau.

Hints Trade Board Appeal

Declaring in the debate, "There is something fundamentally rotten going on in this business," Nyman hinted an appeal to the Board of Trade would force a friendly answer from the K. R. S. on the next request of the C. E. A. for cooperation.

Following the Nyman address and debate, the day was featured by a visit to Arundel Castle in the afternoon, and a trade showing of Herbert Wilcox's latest film, "The Three Maxims," and a reception and dance at the Winter Garden here this evening.

A channel trip to France and the Film Star ball in the evening tomorrow will conclude the five-day meeting.

Luncheon for McNamee

Graham McNamee will be guest of honor at a luncheon to be tendered by Universal officials in honor of his signing a third contract with the Universal Newsreel. It will be held today at "21." R. H. Cochrane, president, will preside.

Schaefer Heading U. A. Coast Group

(Continued from page 1)

pects to remain in Hollywood about a week after the convention winds up.

Also leaving today will be Haskell Masters, Charles M. Steele and N. A. Thompson, home office executives, in addition to Emanuel Silverstone, American representative for Alexander Korda.

Nat Bier of the New York exchange, Harry Bodkin of Philadelphia, and Lou Wechsler of New Haven will leave with the New York contingent. Bier and Wechsler are taking their wives along.

John J. Dervin will board the train at Albany, Carlos E. Moore at Buffalo. At Chicago, the following will be picked up: Jack Goldhar, midwest district manager, and Harry Lotz, Windy City exchange head; A. M. Goodman of Cleveland, Max Stahl of Cincinnati, Morris Dudelson of Detroit, William Rosenthal of Indianapolis, J. S. Rose of Milwaukee, Ralph Cramblet of Minneapolis, Bert Stern of Pittsburgh, Charles Kranz of Washington, A. J. Jeffery of Montreal, Sam Glazer of Toronto, and Dave Griesdorf of Winnipeg.

William Truog of Kansas City, Dave McLucas of Omaha and Fred A. Rohrs of Charlotte will get on the train at Kansas City.

N. Y. Clergy Attack Ban On "Pastures"

Clergymen in New York are taking issue with Premier Mitchell F. Hepburn of Ontario, who concurred in the banning of "The Green Pastures" by the Ontario censor, the *New York Journal* declared yesterday. Hepburn had declared the film is shocking to Christian people.

The sentiment here is in accord with that of numerous of the Canadian clergy, who protested the action of the censor and Hepburn. The *Journal* quoted expressions lauding the film from Dr. Christian F. Reisner of the Broadway Tabernacle; Rev. James F. Cunningham, of the Paulist Fathers; Rev. Dr. George M. Duff, of the Riverside Presbyterian Church; Rev. Dr. Edgar R. Hyde of the Creston Ave. Baptist Church, and Rev. Shelton Bishop, of St. Phillip's Episcopal Church.

M. H. Hoffman Here On Producing Plans

M. H. Hoffman, who has just returned from England, will spend the next 10 days in New York arranging his new production program. While in London he had been offered a proposition to become a permanent producer for an English company, but had turned it down.

Although reports have linked Hoffman with planning to produce 30 next season, he stated yesterday that the number has not been determined, but it will not approximate 30.

Harry M. Goetz Arrives

Harry M. Goetz of Reliance arrived by TWA from Hollywood yesterday for talks with Leo Spitz, president of RKO, on next season's schedule. He plans to stay in New York a week and then return west.

Students Censors

Des Moines, June 25.—College students are acting as film censors here.

G. Ralph Branton, manager of Tri-States, listened to protests on the showing of "The Plow That Broke the Plains," and invited the faculty and students of Drake University to see it at a private screening.

They voted that it shouldn't be exhibited. Branton won't show it.

Ask Court Decision On Securities Plan

St. Louis, June 25.—Federal Judge Charles B. Davis will decide shortly what disposition to make of the $110,000 par value preferred stock and $110,000 par value in debentures of Paramount Pictures, Inc., which the voting trustees of the reorganized Missouri Theatre Bldg. Corp. received on a rent claim against Paramount, which at one time was interested in the Missouri and Ambassador.

A petition for a ruling was filed by the Boatmen's National Bank, as trustee under the $2,000,000 income mortgage bond issue which the holders of the original bonds obtained in the reorganization. The bank asked that the voting trustees be directed to turn these assets over to it. The trustees, in answer, requested the court to authorize an exchange whereby the Paramount securities would be used to retire some of the new bond issues.

Isley-Moran Group Planning Expansion

With 17 theatres already in the group, the Isley-Moran circuit, operating in Oklahoma, Missouri and Kansas, is contemplating the addition of several houses, Phil Isley said yesterday.

Isley, who is in town with his family, will leave tomorrow or Sunday for Buffalo and Canada for a vacation. He stated business is satisfactory in his spots, "but it is never very good."

Autry Stay Is Modified

Hollywood, June 25.—Federal Judge William P. James has modified the injunction granted Republic against Gene Autry, and Autry will hereafter be permitted to make phonograph records and appear on the radio. The former injunction was all inclusive. Judge James set July 21 as the date on which he will hear argument to make the injunction permanent.

Para. Delays "North"

Hollywood, June 25.—Paramount has postponed "Spawn of the North" because of the illness of Carole Lombard. "Souls at Sea," also a Technicolor subject, will be started in its stead by Grover Jones and Henry Hathaway.

To Publish Martini Songs

Pickford-Lasky and the Sam Fox Publishing Co. have closed a deal for publication of the Nino Martini songs in the forthcoming picture, "The Desperado." The most important song featured in the film is "The World Is Mine Tonight."

Extend Para. Theatre Deals Automatically

(Continued from page 1)

circuits would give the operators new one-year contracts. The Hoblitzelle agreement involves a stock partnership in Texas Interstate circuit, which has been equally owned by Paramount and Karl Hoblitzelle, the operator. The new agreement would revise the stock ownership to give Paramount a controlling interest, it is reported.

The postponement of the election is not regarded in informed quarters as lessening Zukor's prospects of being elected to the presidency of Paramount and the name of no other candidate appears to be in evidence.

John D. Hertz, a director, said that while no definite date had been set for the next meeting of the board he anticipated that one would be called early next week, probably for Monday or Tuesday. There is no assurance that the election of officers will be held at that meeting, either, members of the board indicated. Hertz plans to leave for Chicago today for the week end.

Seek Otterson Settlement

It was ascertained, as well, that the board's committee of three appointed to study and make recommendations on the Joseph P. Kennedy interim report two weeks ago has not completed its work and may not do so for another week or 10 days.

It was indicated that no election of officers will be held until the board has agreed on a course of action on the settlement of John E. Otterson's five-year contract. The assumption in informed quarters is that the board is not willing to elect a new president until some final disposition is made of Otterson's contract.

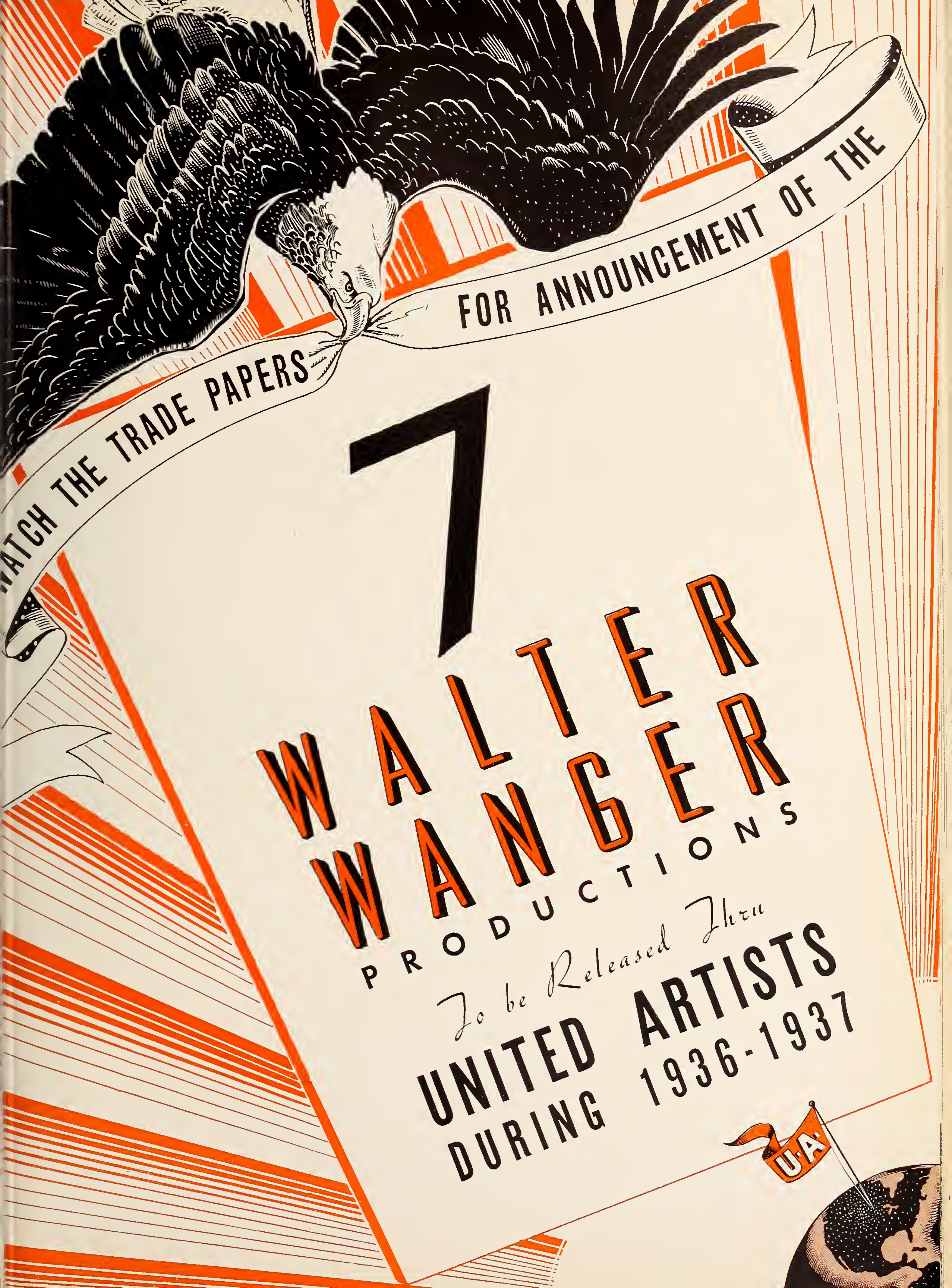
Directors who were requested to comment on this yesterday were evasive. One member, recently elected, remarked "Why ask me? In the first place we've all been sworn to secrecy and, in the second, the first thing I was told on becoming a member of the board was that the trade papers know more about the company than the board does."

Paine Suit Against Erpi Is Dismissed

Federal Judge John C. Knox yesterday dismissed the suit of John G. Paine, representing a group of music publishers, against Erpi. The action asked royalties of approximately $150,000, which Paine claimed were owing to the publishers on the distribution abroad of American-made films, the music rights to which were controlled in this country by the publishers. The case was dismissed for failure to state a cause of action.

Erpi contended it had contracted with Paine, for its producer licensees, for the use of copyrighted music here and abroad, and entered into about 200 similar contracts with foreign publishers to obtain such rights as were not controlled by the Paine group. Erpi claimed Paine could not collect for the foreign use of any music on which he did not control the foreign rights.

Judge Knox allowed the plaintiff 20 days to amend the complaint.



ATCH THE TRADE PAPERS FOR ANNOUNCEMENT OF THE

7

WALTER WANGER

PRODUCTIONS

To be Released Thru

UNITED ARTISTS

DURING 1936-1937

HIGH FLIES THE WANGER EAGLE

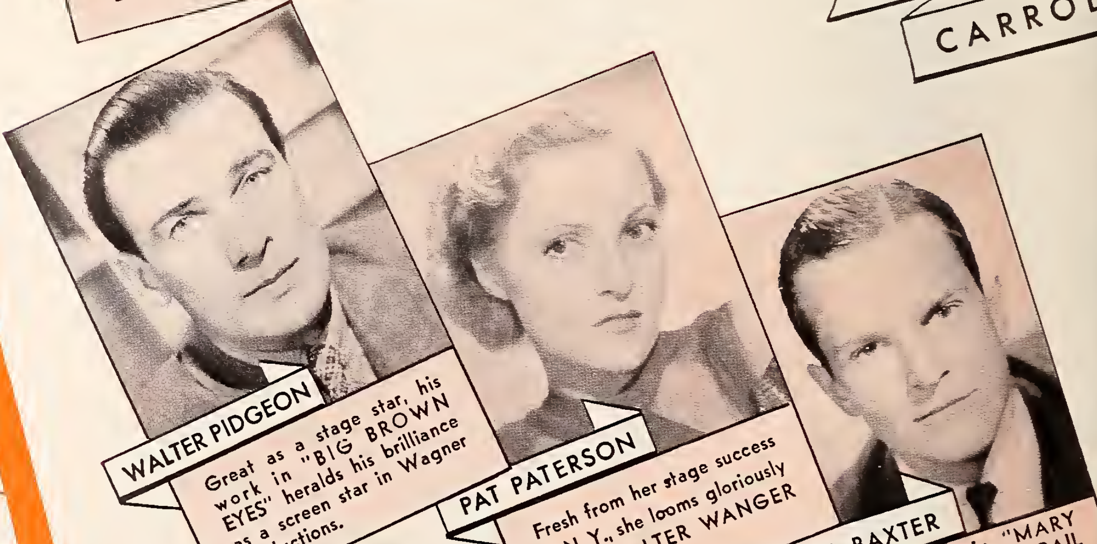
CHARLES BOYER

Star of Walter Wanger's Productions, "PRIVATE WORLDS" and "SHANGHAI!" Now co-starring with MARLENE DIETRICH in David O. Selznick's "GARDEN OF ALLAH!" Next, co-star with GRETA GARBO in a big MGM special. What a "name" he'll be in WALTER WANGER PRODUCTIONS FOR 1936-37.

SYLVIA SIDNEY

How she triumphed in Walter Wanger's "TRAIL OF THE LONESOME PINE" and "MARY BURNS FUGITIVE!" What a sensation she's creating MGM's "FURY!" Hit after hit! More than ev before her name will spell "BOX-OFFICE".

MADELEINE CARROLL



WALTER PIDGEON

Great as a stage star, his work in "BIG BROWN EYES" heralds his brilliance as a screen star in Wagner Productions.

PAT PATERSON

Fresh from her stage success in N.Y., she looms gloriously as a WALTER WANGER PLAYER.

ALAN BAXTER

You saw him in "MARY BURNS, FUGITIVE!" "TRAIL OF THE LONESOME PINE!" "CASE AGAINST MRS. AMES!" Stardom is inevitable.

The greatest "names" in the industry, including the cream of its players, directors and writers, will supplement this brilliant personnel in the shaping of

WALTER WANGER PRODUCTIONS

to be released thru

UNITED ARTISTS

ON ITS WAY TO U. A.

HENRY FONDA

The tremendous following he created first as co-star of Walter Wanger's "TRAIL OF THE LONESOME PINE," then "THE MOON'S OUR HOME," is only a fore-runner to the heights he'll reach in WALTER WANGER PRODUCTIONS FOR 1936-37.

JOAN BENNETT

As co-star with FRED MacMURRAY in Paramount's "13 HOURS BY AIR;" with CARY GRANT in Wanger's "BIG BROWN EYES;" with JOEL McCREA in Universal's "TWO IN A CROWD," her stock keeps going up, UP! Watch her become one of filmdom's biggest "names" in 1936-37.

GRAHAM BAKER

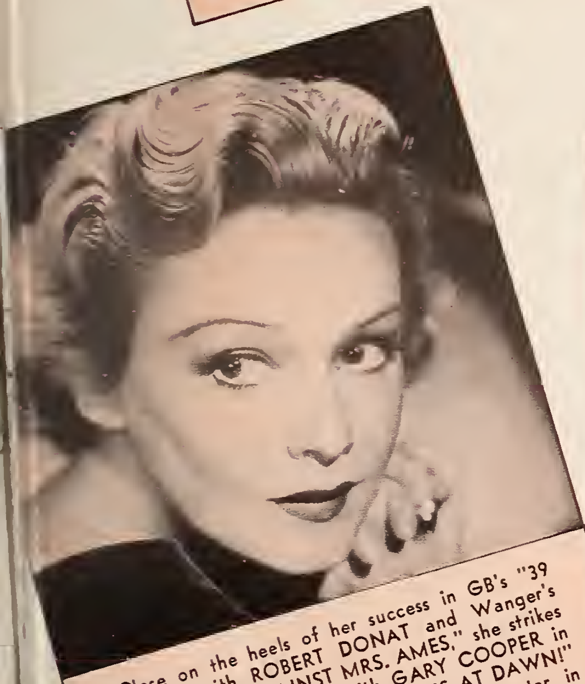
WANGER PRODUCTIONS will feature great stories by great authors including brilliant TOWNE-BAKER originals and adaptations.

GENE TOWNE

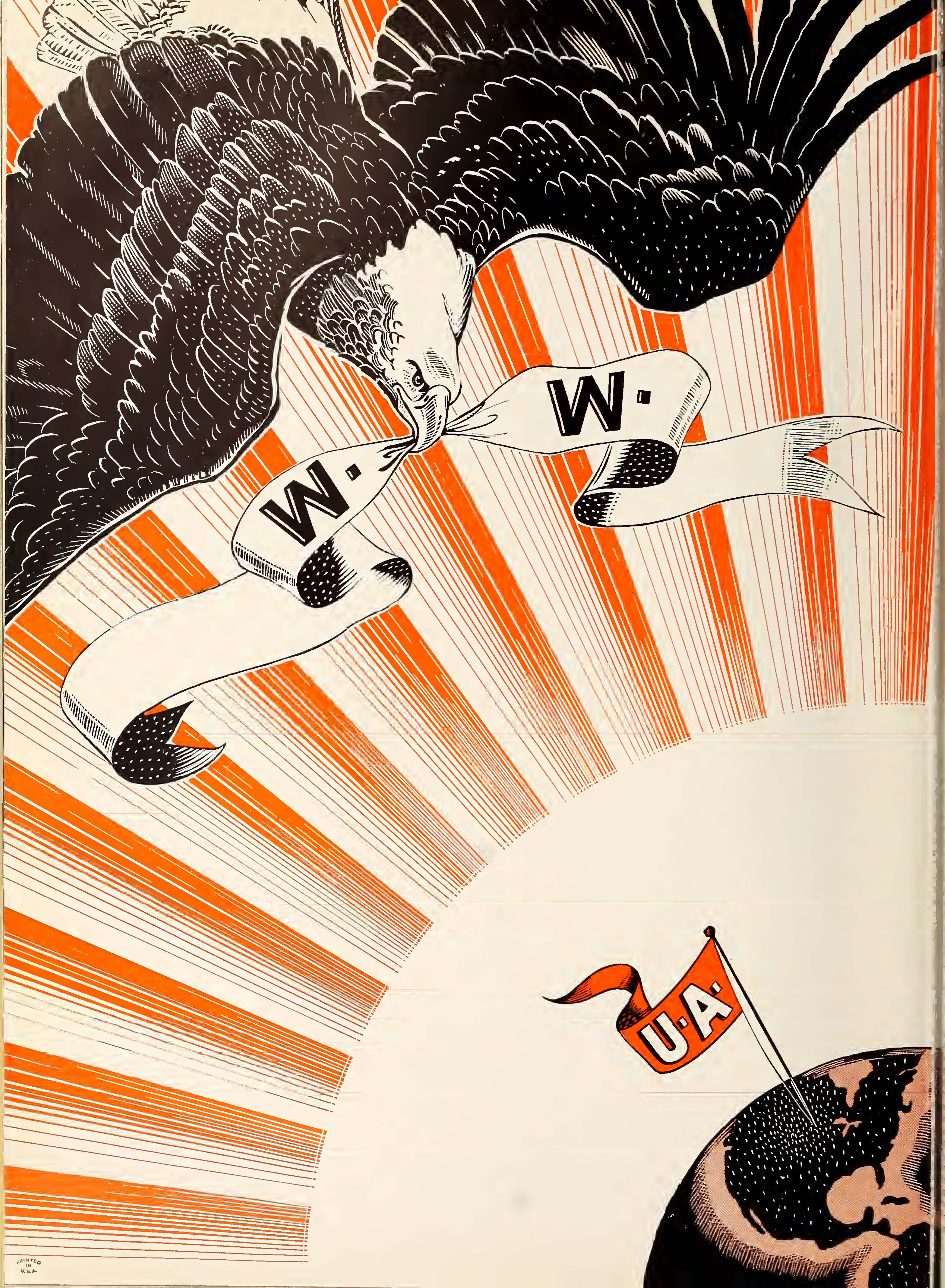
No team of authors has turned out more screen hits than the far-famed GENE TOWNE-GRAHAM BAKER writing combination!

ALEXANDER TOLUBOFF

As ART DIRECTOR of Walter Wanger Productions his startling sets are the talk of the film world!



Close on the heels of her success in GB's "39 STEPS" with ROBERT DONAT and Wanger's "THE CASE AGAINST MRS. AMES," she strikes a new high as co-star with GARY COOPER in Paramount's "THE GENERAL DIES AT DAWN!" No "name" will be greater than this star in WALTER WANGER PRODUCTIONS FOR 1936-37.



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Short Subjects

"Thru the Mirror"

(Disney—U. A.)

Walt Disney's incorrigible and ever-entertaining rodent herein has a dream which carries him through the mirror to high and hilarious adventure on the other side. With the usual very excellent technique in color which characterizes these subjects, we find Mickey reduced in size to that of a mite. He becomes engaged in a fierce battle with packs of cards, which snap and twirl and shuffle themselves in amazing fashion as they pursue Mickey under the leadership of the king. A wholly delightful cartoon.

Production Code Seal, No. 1,714. Running time, 9 mins. "G."

"Pathe Topics No. 6"

(Radio)

An interesting glimpse into Guernsey, the largest of the channel islands with its "dissimilarity to any place on earth," a sequence which is artistically effective due to fine photography. "Away With the Wind," the second part, concerns sailing and sailboats. How the winds make a boat go, a surprising fact, and beautiful camera work blend in making a clever and novel subject. The last part deals with a community fishing project in Nobleboro, Maine. In the spring, millions of alewives, a herringlike fish, go to fresh water to spawn. Their trip to the spawning grounds is made easy, but on their return to the sea they land in a barrel, are salted down and shipped to Haiti. Profits are directed toward village improvements. On the whole the film is generally informative, educational and quite entertaining. Production Code Seal No. 01107. Running time, 12 mins. "G."

"And So to Wed"

(Radio)

This is comedy that manages to sometimes develop amusing scenes. Jack Norton, cleaned out by the horses and having no inclination to work, looks up a wife he obtained through the mails. Deceived at first by her daughter, he meets her and immediately prepares to leave, but is stopped by his future wife's grown son and a wrestling ex-husband. They "take care" of him. A nightmare experience with the wrestler, attempted getaways, and finally he brings the house down, structurally, in a last effort to escape the preacher. The cast includes Eva MacKenzie, Tom Kennedy, Matt McHugh and Jane Hamilton. Production Code Seal No. 2,217. Running time, 19 mins. "G."

"Swing It"

(Radio)

How Louis Prima brought his original style of music to Hollywood is reenacted in this tuneful, entertaining piece. The story begins in New Orleans where Prima was signed up by a phoney booker to go to the coast. Arriving in California, he finds he must eat and starts playing at a roadside tavern at which a former associate works. From that point success after success until The Famous Door. Comedy is woven in by Harrison Greene and Kitty McHugh who are addicted to slot machines. There are many snappy tunes and the orchestra's "swing" antics are quite the thing. Production Code Seal No. 1,963. Running time, 16 mins. "G."

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"White Fang"

(Twentieth Century-Fox)

HOLLYWOOD, June 25.—Adventure in Alaska in the gold rush days of 1900, as woven into narrative by Jack London, this sequel to his famous "Call of the Wild" emerges as unpretentious but entertaining screen fare, which should do especially well in the smaller situations. Properly sold, it may well draw the youngsters from miles around.

It is a story of an appropriated gold mine, the ousting of the usurper, misunderstanding, suicide on the trail and murder, against a background of romance and the manner in which a wolf-dog comes to love a man, forgetting his wild past.

Michael Whalen and Jean Muir head the cast, sharing that spot with White Fang, the splendid animal who has the title role. A strong vein of humor runs through the yarn, handled in excellent fashion by Slim Summerville, as the gangling buddy of Whelan; Charles Winninger, in an inimitable characterization of the almost perpetually inebriated and highly forgetful "doctor," and Jane Darwell.

Miss Muir and her young brother come to Alaska to claim the mine left by an uncle. They meet Whelan, who persuades her to return while he goes with her brother. On the trail, in splendidly photographed scenes, they are caught in a storm, the boy commits suicide, fearing the legendary White Fang, and Whelan, collapsing, is saved from death, strangely enough, by the dog. Whelan, recovered, poses as the suicide, takes over the mine with Summerville, and, when Miss Muir suddenly appears, is threatened with hanging. Winninger and Miss Darwell, with the aid of the dog, save his life again, and he and Miss Muir complete the romance.

Bogart Rogers was associate producer and David Butler directed.

Production Code Seal No. 2,253. Running time, 75 minutes. "G."

"Poor Little Rich Girl," yesterday's opener at the Radio City Music Hall, was previewed by wire from Hollywood on May 29.

"White Angel," which opened at the Strand Wednesday morning, was reviewed by wire from Hollywood on May 29.

"Parole," last night's preview at the Roxy, was reviewed on June 9 by wire from Hollywood.

Testimony Finished On Detroit Delivery

DETROIT, June 25.—Taking of testimony in the case of the Film Truck Service against the Independent Theatre Owners of Michigan, Inc., an association formed to deliver films for its members, has been completed before Circuit Court Commissioner William J. Griffin.

Harold C. Robinson, president of Film Truck Service, seeks in the suit to stop the association from soliciting new members and to prevent delivery of films by the association to its present members.

Griffin will make his finding in the case and report it to the presiding judge of the Circuit Court, who will in turn then refer it to another member of the bench for approval or reversal. Decision is not expected for several weeks.

Hanlon to Write Again

HOLLYWOOD, June 25.—Bert Hanlon, who quit writing to act in "Johnny Gets His Gun" for Paramount, is going back to writing. He has just received a cablegram from Raoul Walsh in London to go over there and work on a script.

Guaranteed Closes Deal

Guaranteed Pictures has closed with Cameo Screen Attractions, Boston, for distribution of "Just My Luck" and "Women in White" in New England.

Ends Receivership Of St. Louis Firm

ST. LOUIS, June 25.—Circuit Judge John W. Joynt terminated the receivership of the Theatre Realty Co., owners of the Fox Theatre and adjoining Humboldt Building, at the request of the St. Louis Union Trust Co., which as trustee for the mortgage securing the $4,550,000 in first mortgage bonds, brought the receivership action in 1931.

The company reorganization plan has received the approval of Federal Judge George H. Moore. The bondholders' protective committee has formed a new corporation to take over the properties, to be known as the Fox-St. Louis Properties, Inc. The Fox is under lease to Fanchon & Marco, which will take a new long-term lease.

Halt Strikers' Attack

BARCELONA, June 25.—Secret police guarding the convention of the Artistas Asociados here today frustrated an attack by strikers during the showing of "Dark Angel." Two bombs were exploded in the street on which the convention hall is located.

O'Connor, Fellerman In

John O'Connor, film buyer for the RKO circuit, and Max Fellerman, his assistant, returned yesterday from a flying trip to the midwest cities where the circuit is represented. They were gone less than a week.

Variety Chatter

Cleveland

CLEVELAND, June 25.—The Cleveland Variety Club has set July 10 as the date for its annual golf tournament. It will be held at the Beechmont Country Club.

All Variety Club luncheon activities have been suspended for the summer.

Milwaukee

MILWAUKEE, June 25.—Variety Club will hold a golf party July 17 at the Brynwood Golf Club. The committee in charge is headed by BEN MILLER and includes ARTHUR SCHMITZ, EARL FISCHER and RAY SMITH.

The local tent realized approximately $250 from its last King for a Night dinner and dance held at Barker SAM PICK'S Club Madrid. The sum has been deposited in the club's charity fund.

Plans are progressing for a ladies' auxiliary with the first meeting scheduled for July 8 at the Hotel Schroeder. The temporary committee in charge consists of MRS. SAM SHURMAN, MRS. JACK FRACKMAN, MRS. FRANK FISCHER and MRS. OSCAR RUBY.

Omaha

OMAHA, June 25.—GUS VAN has been signed as master of ceremonies at the Variety party Saturday, while ARLIE SIMMONDS' orchestra, now at the Broadmoor Hotel, Colorado Springs, will do the music. A long list of acts will appear. The party will open the new club quarters in the Fontenelle Hotel. A guest of the evening will be ED KUYKENDALL.

Advance Marathon Ban

BOSTON, June 25.—The Senate has concurred in the House approval of the prohibition against marathon contests and the measure now awaits the approval of Governor Curley.

Wall Street

Board Off Fractionally

	High	Low	Close	Net Change
Columbia, vtc	35	35	35	— ⅝
Consolidated Film	5⅜	5	5⅛	+ ⅛
Consolidated, pfd..	18	17⅞	18	+ ½
Eastman Kodak .	171	170	170	—2
Loew's, Inc.	49⅞	49	49	— ¼
Paramount	8¾	8¼	8¼	— ⅜
Paramount 1 pfd.	69⅜	67½	67½	— ½
Paramount 2 pfd.	9¾	9½	9½	.....
Pathe Film	7¾	7	7¼	— ¼
RKO	6	5⅝	5⅝	— ⅜
20th Century-Fox.	24¾	24	24¼	.....
20th Century, pfd.	34⅜	33¾	34¼	— ⅛
Universal, pfd	100	100	100	.....
Warner Bros.	10⅞	10⅜	10⅜	— ¼

Technicolor Drops ½ on Curb

	High	Low	Close	Net Change
Sonotone	2⅝	2½	2⅝	— ⅛
Technicolor	29	28	28¼	— ½
Trans-Lux	4	4	4	.....

Bonds Down Slightly

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ...	25¼	25	25¼	— ¼
General Theatre Equip. 6s '40 ctf	25½	25	25	.....
Keith B. F. 6s '46	93¼	93¼	93¼	— ¼
Loew's 6s '41 ww deb rights	96½	96	96	— ½
Paramount B'way 3s '55	59¾	59¾	59¾	.....
Paramount Pict. 6s '55	90	89½	90	+ ½
RKO 6s '41 pp....	67	67	67	— ½
Warner Bros. 6s '39 wd	95	93	93	—1¼

(Quotations at close of June 25)

"Number" Big 3rd Week In Philadelphia

Philadelphia, June 25.—For the third straight week, "Private Number" supplied the outstanding business with $18,000 at the Fox, topping its second week gross. The picture was held a fourth week.

Backed by a campaign and good notices, "Fury" got a good $14,500 at the Stanley and entered the holdover class.

The Aldine ended its season with "I Stand Condemned." The picture hit about $6,000 for 11 days.

Total first run business was $73,200. Average is $84,600.

Estimated takings for the week ending June 18:

"I STAND CONDEMNED" (U. A.)
ALDINE — (1,200), 40c-55c-65c, 11 days. **Gross:** $6,000. (Average, 7 days, $8,160.)

"ONE RAINY AFTERNOON" (U. A.)
(2nd run)
ARCADIA—(600), 25c-40c-50c, 7 days. **Gross:** $2,300. (Average, $2,800.)

"CASE AGAINST MRS. AMES" (Para.)
BOYD—(2,400), 40c-55c, 7 days. **Gross:** $9,500. (Average, $14,000.)

"SPEED" (M-G-M)
EARLE—(2,000), 25c-40c-55c, 6 days. Stage: Badminton exhibition (Willard-Hurley), Lew Parker, Hilton & Costello; Radio Ramblers. **Gross:** $12,000. (Average, $12,000.)

"PRIVATE NUMBER" (20th-Fox)
FOX—(3,000), 40c-55c-65c, 7 days, 3rd week. Stage: Vincent Lopez orchestra and Revue. **Gross:** $18,000. (Average, $14,000.)

"BULLETS OR BALLOTS" (F. N.)
(3rd run)
KARLTON—(1,000), 25c-35c-40c, 7 days. **Gross:** $3,000. (Average, $4,000.)

"KING STEPS OUT" (Col.)
(2nd run)
KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $2,400. (Average, $4,000).

"FURY" (M-G-M)
STANLEY—(3,700), 40c-55c, 7 days. **Gross:** $14,500. (Average, $14,000.)

"DEVIL'S SQUADRON" (Col.)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $5,500. (Average, $7,000.)

"Robin Hood" with Show Montreal Top

Montreal, June 25.—"Robin Hood of El Dorado," topping a dual bill with "Doughnuts and Society," and with Ripley's "Believe It or Not" stage unit was the only attraction to reach par on the week. It took $10,500 at Loew's.

"One Rainy Afternoon" topped the doublet at the Princess for a $6,500 gross while next in line was the Capitol where the chief draw was "The Princess Comes Across," the result being $8,500. The Palace made it $9,500 on "Things to Come."

Total first run business was $35,000. Average is $38,000.

Estimated takings for the week ending June 20:

"THE PRINCESS COMES ACROSS" (Para.)
"FORGOTTEN FACES" (Para.)
CAPITOL—(2,547), 25c-35c-40c-50c-60c, 7 days. **Gross:** $8,500. (Average, $9,500)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"DOUGHNUTS AND SOCIETY" (Mascot)
LOEW'S — (3,115), 25c-34c-40c-50c-60c, 7 days. Stage: Ripley's "Believe It or Not." **Gross:** $10,500. (Average, $10,500)

"THINGS TO COME" (British)
PALACE—(2,600), 25c-35c-40c-50c-65c, 7 days. **Gross:** $9,500. (Average, $11,000)

"ONE RAINY AFTERNOON" (U.A.)
"ROAD GANG" (F.N.)
PRINCESS—(2,272), 25c-30c-35c-50c-65c, 7 days. **Gross:** $6,500. (Average, $7,000)

Fight Films Big Grossers On the Coast

Los Angeles, June 25. — The Schmeling-Louis fight pictures on a dual with "Parole" and "Bunker Bean," playing day and date at the Hillstreet and Pantages, were the outstanding grossers of the week. The take at the Hillstreet was $11,000, over the line by $3,000, and at the Pantages it was $10,500, up by $7,300. Business rose sharply after the fight films had been booked in.

"Private Number" and "Three Wise Guys" were up by $2,500 on a gross of $16,500 at Loew's State, and at the Chinese the same bill took a par $12,000.

"The Great Ziegfeld" continued to draw in its 10th week at the Carthay Circle, getting $15,832. "The Big Noise," at the Warner Hollywood and Downtown, failed to get started at either house.

Total first run business was $89,158. Average is $105,750.

Estimated takings for the week ending June 24:

"THE GREAT ZIEGFELD" (M-G-M)
CARTHAY CIRCLE—(1,518), 50c-$1.50, 7 days. 10th week. **Gross:** $15,832. (Average, $17,600)

"PRIVATE NUMBER" (20th-Fox)
"THREE WISE GUYS" (M-G-M)
CHINESE—(2,500), 30c-55c, 7 days. **Gross:** $12,000. (Average, $12,500)

"AMATEUR GENTLEMAN" (U. A.)
FILMARTE—(800), 30c-40c, 7 days. **Gross:** $2,500. (Average, $2,000)

"SINS OF MAN" (20th-Fox)
4 STAR—(900), 30c-55c, 7 days. 2nd week. **Gross:** $2,000. (Average, $3,250)

"THE ROYAL WALTZ" (Ufa)
GRAND INTERNATIONAL—(750), 35c-40c, 7 days. 2nd week. **Gross:** $1,900. (Average, $1,200)

"PAROLE" (Univ.)
"BUNKER BEAN" (Radio)
HILLSTREET—(2,700), 25c-40c, 7 days. **Gross:** $11,000. (Average, $8,000)

"PRIVATE NUMBER" (20th-Fox)
"THREE WISE GUYS" (M-G-M)
LOEW'S STATE—(2,500), 30c-55c, 7 days. **Gross:** $16,500. (Average, $14,000)

"PAROLE" (Univ.)
"BUNKER BEAN" (Radio)
PANTAGES—(3,000), 25c-40c, 7 days. **Gross:** $10,500. (Average, $3,200)

"THE CASE AGAINST MRS. AMES" (Para.)
PARAMOUNT—(3,595), 30c-55c, 5 days. Stage: George Olsen and his band with Ethel Shutta, F. & M. revue. **Gross:** $9,126. (Average, $18,000)

"THE BIG NOISE" (W. B.)
WARNER BROS. (Hollywood)—(3,000), 25c-40c, 7 days. **Gross:** $4,000. (Average, $14,000)

"THE BIG NOISE" (W. B.)
WARNER BROS. (Downtown)—(3,400), 25c-40c, 7 days. **Gross:** $3,800. (Average, $12,000)

Ann Nagle Gets Lead

Hollywood, June 25.—Warners have assigned the feminine lead in "Loudspeaker Lowdown" to Ann Nagle because Jane Froman previously announced will not finish in Paramount's "Big Broadcast of 1937" in time to make the starting date. Miss Froman will get the lead in "Special Arrangements" when she returns to her home lot.

Set Davenport Rites

Hollywood, June 25. — Funeral services for Alice Davenport, mother of Mrs. Wallace Reid, will be held here tomorrow morning from Forest Lawn Memorial Park.

"Fury" on a Dual Louisville's Top

Louisville, June 25.—"Fury" and "Devil's Squadron" proved to be the strongest combination of the week. The pair pulled $5,800 at Loew's State.

"The Mine With the Iron Door," plus an all-girl unit "Blondes vs. Redheads," beat the warm weather at the Brown for a gross estimated at $3,000, about $200 over the line.

Grosses otherwise were below par, occasioned probably by the fact that two bills were holdovers, and the rest lightweight product.

Total first run business was $19,800. Average is $21,200.

Estimated takings for the week ending June 11:

"FURY" (M-G-M)
"DEVIL'S SQUADRON" (Col.)
LOEW'S STATE—(3,000), 15c-25c-40c, 7 days. **Gross:** $5,800. (Average, $5,500)

"PALM SPRINGS" (Para.)
"EARLY TO BED" (Para.)
RIALTO—(3,000), 15c-25c-40c, 7 days. **Gross:** $4,200. (Average, $4,500)

"MINE WITH THE IRON DOOR" (Col.)
BROWN — (1,400), 10c-20c-30c, 7 days. Stage: "Blondes vs. Redheads," Boice & Marsh, Dawn Sisters. Dale "Tiffany" Winthrop, Sisson & Neal. June, Joan & Jeri, Ruth Pryor. **Gross:** $3,000. (Average, $2,800)

"PRIVATE NUMBER" (20th-Fox)
"CHAMPAGNE CHARLIE" (20th-Fox)
STRAND—(1,500), 15c-25c-40c, 7 days. **Gross:** $3,200. (Average, $3,500)

"BULLETS OR BALLOTS" (F. N.)
MARY ANDERSON—(1,000), 15c-25c-40c, 7 days, 2nd week. **Gross:** $2,800. (Average, $3,500)

"ALIBI IKE" (W. B.)
"GIRL FROM 10TH AVE." (W. B.)
"TRAVELING SALESLADY" (W. B.)
"CALIENTE" (W. B.)
ALAMO—(900), 15 cents, 7 days. split week. **Gross:** $800. (Average, $1,400)

"Number" Lincoln Hit; Gets $3,800

Lincoln, Neb., June 25.—"Private Number" chalked up the biggest take of the week at the Stuart, $3,800, $700 in the clear.

"The Great Ziegfeld" at the Orpheum four days at $1.10 top took the lion's share of the week at that house with $2,500, the total stretch going to $3,200, which is $1,800 above the par for the house, considering the normal low prices.

"Trouble for Two" in six days got $2,500. The seven-day Lincoln average is $2,200.

Total first run business was $11,700. Average is $8,650.

Estimated takings:

Week Ending June 17:

"CALL OF THE PRAIRIE" (Para.)
"CONVENTION CITY" (F. N.)
"PAROLE" (Univ.)
"CIRCUS CLOWN" (F. N.)
LIBERTY—(1,200), 10c-15c, first half three days, last half four. **Gross:** $1,100. (Average, $850)

Week Ending June 18:

"AVENGING WATERS" (Col.)
"SO THEY WERE MARRIED" (Col.)
VARSITY—(1,100), 10c-15c, three days first half, four the second. **Gross:** $1,100. (Average, $1,100)

"TROUBLE FOR TWO" (M-G-M)
LINCOLN—(1,600), 10c-15c-20c-25c, 6 days. **Gross:** $2,500. (Average, $2,200)

"ROAD GANG" (F. N.)
"MILKY WAY" (Para.)
"GREAT ZIEGFELD" (M-G-M)
ORPHEUM—(1,350), 10c-15c-20c, three days on the dual and four with the road show which went at 50c-75-$1.10. **Gross:** $3,200, $2,500 to "Ziegfeld." (Average, $1,400)

Week Ending June 19:

"PRIVATE NUMBER" (20th-Fox)
STUART—(2,000), 10c-25c-40c, 7 days. **Gross:** $3,800, (Average, $3,100)

"Number" Hit In 2nd Week, Kansas City

Kansas City, June 25.—"Private Number" made the best comparative showing for the second consecutive week, taking $4,600 at the Fox Uptown, into the profit column by $600. It was the last seven of 16 days for the picture.

In spite of hot weather other first runs did fairly well compared with recent grosses. "Bullets or Ballots" took $10,100 at the Mainstreet in nine days. Average is $9,500. However, a special midnight show of "Revolt of the Zombies" and El Wyn's Spook Party on the stage June 15 contributed $1,400.

"Times Square Playboy" did $6,300 at the Tower's new 25-cent straight price policy, against $6,500 average. "Fury" pulled $9,900 at the Midland, where $11,500 is average. The Newman was under $7,000 par with "The Case Against Mrs. Ames," which grossed $5,600.

Total first run business was $36,500. Average is $38,500.

Estimated takings:

Week Ending June 18:

"FURY" (M-G-M)
MIDLAND—(4,000), 25c-40c. 7 days. **Gross:** $9,900. (Average, $11,500)

"THE CASE AGAINST MRS. AMES" (Para.)
NEWMAN — (1,900), 25c-40c, 7 days. **Gross:** $5,600. (Average, $7,000)

"TIMES SQUARE PLAYBOY" (W. B.)
TOWER—(2,200), 25c, 7 days. Stage: Maxine Doyle. Titan Trio, Maxine & Bobby, Arlene and Jo Ray. **Gross:** $6,300. (Average, $6,500)

Week Ending June 19:

"PRIVATE NUMBER" (Fox)
UPTOWN—(2,000), 25c-40c, 7 days, 2nd week. **Gross:** $4,600. (Average, $4,000)

Week Ending June 20:

"BULLETS OR BALLOTS" (F. N.)
MAINSTREET—(3,100), 25c-40c, 9 days. Plus special one-night showing of "Revolt of the Zombies" and El Wyn's Spook Party on stage. **Gross:** $10,100. (Average, exclusive of special show, 9 days, $9,500)

"Bullets" Top at $23,600, Detroit

Detroit, June 25.—"Bullets or Ballots" was a mild sensation in a rather dull week. It ran the take at the Michigan up to $23,600, passing normal by $3,600.

"Half Angel" at the Fox also made a good showing by going $1,200 over the line for a total of $21,200.

None of the other first runs managed to get to first base.

Total first run business was $59,700. Average is $60,000.

Estimated takings for the week ending June 18:

"DRACULA'S DAUGHTER" (Univ.)
"CHAMPAGNE CHARLIE" (20th-Fox)
ADAMS—(1,770), 10c-40c, 7 days. **Gross:** $3,800. (Average, $5,000)

"HALF ANGEL" (20th-Fox)
FOX—(5,100), 15c-75c, 7 days. Stage: Vaudeville. **Gross:** $21,200. (Average, $20,000)

"BULLETS AND BALLOTS" (F. N.)
MICHIGAN—(4,100), 15c-75c, 7 days. Stage: Vaudeville. **Gross:** $23,600. (Average, $20,000)

"THREE OF A KIND" (Chesterfield)
"MURDER BY AN ARISTOCRAT" (F. N.)
STATE—(3,000). 10c-40c, 7 days. **Gross:** $3,400. (Average, $5,000)

"AMATEUR GENTLEMAN" (U. A.)
UNITED ARTISTS—(2,070), 15c-65c, 7 days. **Gross:** $5,700. (Average, $10,000)

"SHOW BOAT"

Smashes all-time records at

RKO KEITH THEATRE

WASHINGTON, D. C.

Now playing 6th week and still packing them in!

Full speed ahead with the

NEW *Universal!*

"Dracula," at $5,200, High In Cleveland

CLEVELAND, June 25.—"Dracula's Daughter" took top box-office honors for the week. It was $2,200 over par at the Allen to a $5,200 finish in a week of only fair takes.

"The King Steps Out," with $11,000 at Warners' Hippodrome, was $3,000 to the good, $8,000 being average.

"The Princess Comes Across" made a fair getaway at Loew's State, but built steadily, finishing the week with $1,000 over the average $12,000 take. Because of its build, it moved over to the Stillman for another week.

"The Case Against Mrs. Ames" with a $3,500 gross at Loew's Stillman, came within $500 of average.

"Times Square Playboy" on the RKO Palace screen with Louis Armstrong and his orchestra on the stage, was within $2,000 of the average $15,000 take.

Total first run business was $45,700. Average is $42,000.

Estimated takings for the week ending June 19:

"DRACULA'S DAUGHTER" (Univ.)
ALLEN—(3,300), 30c-35c-42c, 7 days. **Gross:** $5,200. (Average, $3,000.)

"THE PRINCESS COMES ACROSS" (Para.)
LOEW'S STATE—(3,400), 30c-35c-42c, 7 days. **Gross:** $13,000. (Average, $12,000.)

"THE CASE AGAINST MRS. AMES" (Para.)
LOEW'S STILLMAN—(1,900), 25c-35c, 7 days. **Gross:** $3,500. (Average, $4,000.)

"TIMES SQUARE PLAYBOY" (W. B.)
RKO PALACE—(3,100), 30c-42c-60c, 7 days. Stage: Louis Armstrong and orchestra. **Gross:** $13,000. (Average, $15,000.)

"THE KING STEPS OUT" (Col.)
WARNERS' HIPPODROME—(3,800), 30c-35c-42c, 7 days. **Gross:** $11,000. (Average, $8,000.)

"Number" Houston Hit; Gets $8,750

HOUSTON, June 25.—"Private Number" led the parade, finishing with a take of $8,750, which was $1,750 over par at the Metropolitan. "Fury," at Loew's State, opened well, but slumped at the close to chalk up a normal of $7,000.

All other pictures were down, "Big Brown Eyes" at the Majestic falling off $1,500 to take $5,500, and the Kirby, playing "Country Beyond," "Ship Cafe" and "Sky Parade," slumping to $3,900, instead of the usual $5,000 for the week.

Houston is still suffering the hottest weather of the summer, the thermometer hitting 98 for about three hours each midday.

Total first run business was $25,050. Average is $26,000.

Estimated takings for the week ending June 18.

"THE COUNTRY BEYOND" (20th-Fox)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $1,500. (Average, 7 days, $5,000)

"SHIP CAFE" (Para.)
KIRBY—(1,450), 15c-35c, 1 day. **Gross:** $750. (Average, 7 days, $5,000)

"SKY PARADE" (Para.)
KIRBY—(1,450), 15c-35c, 3 days. **Gross:** $1,500. (Average, 7 days, $5,000)

"FURY" (M-G-M)
LOEW'S STATE—(2,750), 25c-40c, 7 days. **Gross:** $7,000. (Average, $7,000)

"BIG BROWN EYES" (Para.)
MAJESTIC—(2,250), 25c-50c, 7 days. **Gross:** $5,500. (Average, $7,000)

"PRIVATE NUMBER" (20th-Fox)
METROPOLITAN—(2,600), 25c-50c, 7 days. **Gross:** $8,750. (Average, $7,000)

Looking 'Em Over

"Luci Sommerse" ("Crooked Love")

(Nuovo Mondo)

This is to be considered definitely one of the less conspicuous of the importations of Italian product by Nuovo Mondo. Its story concerns a gentleman crook and his attempts, finally successful, to renounce his career of crime when he falls in love with a beautiful girl.

The girl, Nelly Corradi, is certainly attractive, but hardly more than a competent performer. Fosco Giacchetti plays the "Spider," whose fate is sealed when he steals a necklace from the girl at a party, then returns it when she indicates its sentimental attachment. The film moves for the most part at a pace slower than anticipated in view of the nature of the story, the wooing of the girl being permitted to play too large a part in the footage.

In general, the film is of the type which probably will appeal to audiences understanding the Italian language of the dialogue, but to few others. There are plenty of superimposed subtitles to permit of ready understanding of the story.

Reviewed without production code seal. Running time, 76 minutes. "A."

"Below the Deadline"

(Chesterfield)

Containing a title with exploitable possibilities and a second-rate story that follows familiar patterns, this rates for a double bill.

Cecilia Parker, borrowed from M-G-M and credibly naive, works for a prominent jeweler and is in love with Russell Hopton, a cop, who aspires to be a detective and carries a heavy brogue through the film. It is a redeeming feature. However, Hopton is framed by Thomas Jackson when a collection of diamonds is stolen and Hopton faces charges of murder in addition to robbery. He manages to run away, get involved in a railway accident, lose his identity, undergo a plastic surgery operation and reappear on the scene. He contacts Theodore Von Eltz, an insurance investigator, and with his assistance closes down on Jackson. The action moves jerkily, but subtly weaves excitement.

The original story and screen play are by Ewart Adamson. Charles Lamont directed.

Production Code Seal, No. 2,270. Running time, 65 minutes. "G."

Overseas Previews

"A Star Fell from Heaven"

(Associated British Pictures)

LONDON, June 18.—Thoroughly good entertainment in this British musical. It has melody, humor and pep. Joseph Schmidt, a very fine tenor, has just the sort of numbers the women love. All through, the action goes with a hop, skip and jump with large credit due to George Graves, stage veteran, as a film producer.

The incidental satire of film methods is such as the public can appreciate. Lots of the action takes place in the studio of the Miracle Film Corp., whose trade mark is a snarling tiger, and slogan: "If you see a good film, it's a Miracle." A well-constructed plot, turning on the fact that a student with a beautiful tenor voice is persuaded to voicedouble for a film star who is in love with the same girl.

Florine McKinney, Judy Kelly and Iris Hoey are the chief women W. H. Berry and Steve Geray back up Graves well in the comedy. Billy Milton looks good and acts good as the film star. There is enough musical appeal, and enough laughter, to compensate for the occasional ultra-English accent.

Running time, 70 mins. "G." ALLAN.

Jefferson to Remodel

PORT ARTHUR, Tex., June 25.—The Jefferson Amusement Co. will spend approximately $100,000 this year in remodeling and improving theatres in this city, according to Morris Clemmons, local manager.

Clemmons said $20,000 is being spent on the Strand. The program also includes the construction of a new Peoples Theatre and remodeling of the Pearce.

Benny to Do Two More

HOLLYWOOD, June 25.—Jack Benny will make two additional pictures for Paramount after "The Big Broadcast." "College Holiday" will follow, produced by Kenneth Harlan who wrote the original with Frederick Haslett Brennan. Francis Martin and Walter DeLeon will do the screenplay. Negotiations are now under way to bring Benny Goodman's orchestra from New York for one.

"Show Boat" Twin Cities' Best Grosser

MINNEAPOLIS, June 25. — Hot weather hit all the first runs except "Show Boat," which went $500 over par for a take of $6,000 at the Orpheum here and the same amount over the line for a total of $4,500 at the St. Paul Orpheum.

The only other attraction to get into the profit column was "The Princess Comes Across" at the St. Paul Paramount where the $6,000 gross was up by $500.

Total first run business in Minneapolis was $26,000. Average is $25,500.

Total first run business in St. Paul was $15,500. Average is $14,500.

Estimated takings:

Minneapolis:

Week Ending June 18:

"THINGS TO COME" (U. A.)
WORLD—(400), 25c-35c, 7 days, 3rd week. **Gross:** $3,000. (Average, $3,000)

Week Ending June 19:

"DESERT GOLD" (Para.)
LYRIC—(1,238), 20c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

Week Ending June 20:

"EARLY TO BED" (Para.)
MINNESOTA—(4,000), 25c-55c, 7 days. Stage: "Kiddie Revue." **Gross: $10,000.** (Average, $10,000)

"SHOW BOAT" (Univ.)
ORPHEUM—(2,900), 25c-40c, 7 days. **Gross:** $6,000. (Average, $5,500)

"TROUBLE FOR TWO" (M-G-M)
STATE—(2,300), 25c-40c, 7 days. **Gross:** $5,500. (Average, $5,500)

St. Paul:

Week Ending June 20:

"THE PRINCESS COMES ACROSS" (Para.)
PARAMOUNT—(2,300), 25c-40c, 7 days. **Gross:** $6,000. (Average, $5,500)

"THE UNGUARDED HOUR" (M-G-M)
RIVIERA—(1,000), 25c-40c, 7 days. **Gross:** $3,500. (Average, $3,500)

"SHOW BOAT" (Univ.)
ORPHEUM—(2,000), 25c-40c, 7 days. **Gross:** $4,500. (Average, $4,000)

"TIMES SQUARE PLAYBOY" (W. B.)
TOWER—(1,000), 15c-25c, 7 days. **Gross:** $1,500. (Average, $1,500)

"Squadron" on Dual $4,700, Omaha Top

OMAHA, June 25.—"Devil's Squadron" and "Let's Sing Again," on a dual at the Brandeis were the money-makers of the week. They pulled $4,700, over the line by $1,200, and were held over.

"Private Number," dualled with "Woman Trap," garnered $7,800 at the Orpheum in eight days. This was $300 to the good.

Total first run business was $18,000. Average is $16,000.

Estimated takings:

Week Ending June 18:

"PRIVATE NUMBER" (20th-Fox)
"WOMAN TRAP" (Para.)
ORPHEUM—(3,000), 25c-40c, 8 days. **Gross:** $7,800. (Average, $7,500)

"ROBIN HOOD OF EL DORADO" (M-G-M)
"PALM SPRINGS" (Para.)
OMAHA—(2,200), 25c-40c, 7 days. **Gross:** $5,500. (Average, $5,000)

Week Ending June 19:

"DEVIL'S SQUADRON" (Col.)
"LET'S SING AGAIN" (Radio)
BRANDEIS—(1,200), 25c-35c-40c, 7 days. **Gross:** $4,700. (Average, $3,500)

THE NEWS OF THE WEEK

POLITICAL CAMPAIGN FILMS TO COMPETE WITH THEATRES
CONGRESS ADJOURNS WITHOUT ENACTING FILM LEGISLATION
STRIKE PARALYZES MOTION PICTURE INDUSTRY IN FRANCE
30 COMPANIES ANNOUNCE SELLING PLANS FOR NEW SEASON
STAGE SHOWS IN DECLINE AS DE LUXE THEATRE ATTRACTION
PULLMAN MOVIES LAUNCHED IN MIDDLE WEST UNPROFITABLE
STANTON GRIFFIS HEADS PARAMOUNT EXECUTIVE COMMITTEE
MGM BUILDS THEATRES ABROAD TO INSURE REPRESENTATION
HUNGARY DICTATES EXHIBITION HOURS, PROGRAMS, PRICES
"FROZEN MONEY" STIFLING FILM DISTRIBUTION IN SPAIN
CHINA OPENS DOOR TO PRODUCTION UNDER SUPERVISION
WILLIAM FOX PLEADS POVERTY IN BANKRUPTCY ACTION

THE FEATURES OF EVERY WEEK

The Hollywood Scene
Productions In Work
The Cutting Room
The Release Chart
Showmen's Reviews

Box Office Reports
What the Picture Did for Me
This Week in Pictures
The Managers' Round Table
Box Office Champions

IN

MOTION PICTURE HERALD

Loew's re-books "Henry VIII" for entire New York circuit!

This is the first time since the inception of this great theatre chain that it has ever re-booked any picture that had previously played its entire circuit.

Loew's, Inc., believes that the star value of **CHARLES LAUGHTON, MERLE OBERON** and **ROBERT DONAT** has a greater appeal for the American public today than it had when the picture was first released. That this is true was demonstrated two weeks ago when it played the Karlton Theatre, Philadelphia to *several thousand dollars above the normal take of the house!* And this in spite of sweltering heat!

Here is a picture that is more valuable right now than it ever was! If you're a smart showman you'll book it now and cash in on its outstanding box-office, star and entertainment appeal!

CHARLES LAUGHTON
MERLE OBERON
and **ROBERT DONAT**
in
The Private Life of
HENRY VIII
with BINNIE BARNES *and* WENDY BARRIE
Directed by **ALEXANDER KORDA**
A London Film
Released thru **UNITED ARTISTS**

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VOL. 39. NO. 151 NEW YORK, SATURDAY, JUNE 27, 1936 TEN CENTS

Play Selling Rules Agreed Upon by Guild

Film Companies in Pact On Disputed Details

Final objections of film companies to the new Dramatists' Guild-producers' contract are believed to have been removed with the approval by the joint committee of guild and producing managers of supplementary rules stabilizing the provisions governing the sale of film rights to stage plays.

The film companies objected to the new contract and threatened to withdraw their financial backing of Broadway plays because the supplementary rules governing the sale of film rights were not incorporated in the new five-year contract recently approved by the guild and managers. The film interests held that unless the rules were made a part of the contract they would be subject to change at any time and, consequently, a film company which had backed a stage production never

(Continued on page 3)

Ascap Wins Ruling On Georgia License

Ascap won a court victory against new state tax legislation, said to have been designed to prohibit the society from collecting music taxes, in a test case brought against Georgia, according to word received yesterday at the office of Schwartz & Frohlich, Ascap attorneys.

The Georgia law required Ascap to obtain a $1,000 lincense for every county in the state in which it sought to collect a tax for the public performance of its copyrighted music. There are approximately 160 counties in the

(Continued on page 3)

Steelman, Lawyer, Named Fox Trustee

Atlantic City, June 26.—Federal Referee Robert E. Steedle today appointed Hiram Steelman, well known Atlantic City attorney, as trustee in the bankruptcy proceedings of William Fox. Steelman posted a $10,000 bond and began functioning. W. Elmer Brown, Jr., another well known lawyer here, was appointed as his counsel.

Steedle thus turned down Albert N. Shadadi, who was nominated recently

(Continued on page 3)

Horen Heads Conciliation Unit in Spain

Distributor-Exhibitor Terms Is Object

By HARRY C. PLUMMER

Barcelona, June 17. — Sydney S. Horen, managing director of Hispano Foxfilm, S. A. E., has been named chairman of the committee of the Camara Espanola de Cinematografia, which will meet with a committee from the Seccion Cinematografia, to prepare the basic principles and final terms of the agreement which distributor and exhibitor organizations in Spain plan to establish to govern their future relations. Besides Horen the committee includes Luis Echavarria of M-G-M and Luis Saiz, president of the reorganized Sector Centro of the Camara unit.

The Camara Sindical de Cinematografia de Madrid, which broke away from the national body, with headquar-

(Continued on page 3)

"Poppy" Only Bright Spot Along Broadway

The only bright spot along Broadway last week was "Poppy" at the Paramount which garnered $45,000 and is being held for a three-week run. The Music Hall with "Sins of Men" was off, getting about $55,000. "Dancing Pirate" at the Rivoli hit the doldrums with less than $10,000 for the first week and a smaller gross in sight for the second.

After chalking up a take of $20,000 on the first seven days of "Hearts Divided," the Strand wound up the last five days of the picture with about $9,000. The second week of

(Continued on page 3)

Gordon to Produce 3 or 4 on His Own

Max Gordon will produce three or four plays next season without M-G-M participating in the financing, he said yesterday upon his arrival on the *Paris* from a six-week trip to England, France and Scotland.

"The fact that M-G-M has withdrawn from participation doesn't alter my plans any," Gordon said. "If the film company had continued, several additional plays would have been scheduled," he stated. Prior to his departure for the other side, Gordon agreed to the new pact formulated by the Authors League. While in

(Continued on page 3)

Tough Luck

The Foundation Plan, Inc., has been asking film men a series of questions, by form letter. One of them is:

"What has the depression brought home to you?"

One executive's reply:

"All my wife's relatives."

Canada Passes New Copyright Control Rules

Toronto, June 26.—Strict government control of copyright charges and regulations imposed by the Canadian Performing Rights Society is provided in a bill passed in the closing hours of Parliament.

The new law is the outcome of the investigation into the fees imposed by the Canadian Performing Rights Society of Toronto and the passing of the bill is a distinct victory for theatre men, radio broadcasters and other amusement operators of the Dominion.

The legislation provides for the setting up of a permanent board of appeal with headquarters at Ottawa for the hearing of complaints or protests that annual or temporary license fees of the society are excessive. The society is required to register its scale of levies for a year with the Dominion Government prior to Jan. 1 and such charges cannot be increased during the 12 months. The board of appeal is empowered to order a downward revision of rates for performing rights if a protest is considered justified.

Refuse to Comment On Lasky to Para.

Hollywood, June 26. — Jesse L. Lasky and Mary Pickford both refused comment today on reports that Lasky would leave the Pickford-Lasky organization to join Paramount. At the close of an all-day conference attended by Lasky, Miss Pickford and John C. Flinn, general manager of the company, the following official statement was issued:

"Upon the completion of the current picture, 'The World Is Mine,' production activities of Pickford-Lasky, Inc., will be suspended temporarily. Miss Pickford, who is an executive of United Artists, has been occupied with the affairs of that company, and it is contemplated that she will soon make a trip abroad in its interests. Lasky will continue his headquarters at United Artists."

Report Briggs Leaves DuPont To Head Pathe

Resigns After 20 Years And Will Go to Coast

O. Henry Briggs, sales manager for DuPont Film Mfg., resigned from that post yesterday with reports current he will be named president of Pathe at the next board meeting.

No successor to Briggs has been named, it was stated at the DuPont offices. He will leave for the coast tomorrow and will be gone for two weeks.

When questioned about the Briggs report, Frank F. Kolbe, head of Pathe, declined to comment. Robert W. Atkins, executive vice-president of Pathe, expressed surprise on being informed by Motion Picture Daily of the Briggs story. He said he hadn't heard about it.

Briggs has been with DuPont for the past 20 years in charge of raw stock sales. It is understood that when he returns from the coast he will assume his new duties at Pathe.

Pathe for many years owned 49 per cent of the DuPont stock and recently sold 15 per cent of it back to DuPont.

Zukor Here Monday For Board Session

Adolph Zukor is scheduled to arrive here Monday to be on hand for the next special meeting of the Paramount board which, it is expected, will be held either Tuesday or Wednesday. Zukor, who has been in Hollywood for more than a month past on a special studio assignment, left the coast yesterday on the Super Chief.

It was reported that Zukor would be consulted by the board on several proposals which have been advanced

(Continued on page 3)

May Ask Rehearing Of Sales Tax Case

Major distributors may move to obtain a rehearing in the Appellate Division of the city's ruling that local film rentals are subject to the two per cent city sales tax, instead of appealing the case to the Court of Appeals at Albany, it was learned yesterday.

The Appellate Division, held

(Continued on page 3)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 27, 1936 No. 151

Martin Quigley
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Coney Island Seeks 77-B Reorganizing

The Coney Island Theatre Corp. filed a petition to reorganize under Section 77-B of the Bankruptcy Law in Federal court at Brooklyn yesterday. The company operates the Coney Island and leases an office building in connection with the theatre.

The company's petition said that its gross receipts had declined from $360,000 in 1930 to $272,000 in 1935 and that rental on the office space had declined proportionately. It stated that despite a reduction of the ground lease from $30,000 to $25,000 per year it was unable to meet current obligations.

Open Monday at Pawling

Maryverne Jones' Starlight Theatre will open its third season Monday night. The opening attraction will be "The Swan," featuring Rosamond Pinchot and directed by Mrs. Jones. The theatre is on Route 22, Pawling.

Mulhall Wins a Medal

Jimmy Mulhall of the RKO bowling team has received a medal at the Radio City Bowling Alleys. Mulhall compiled a score of 111 in a head pin tournament sponsored by Pabst Blue Ribbon.

Purely Personal

Ed KUYKENDALL leaves Chicago today for the special meeting of the Iowa-Nebraska M.P.T.O. and goes to Kansas City for the K.M.T.A. meeting there next Wednesday. He plans to return to his Columbus, Miss., home from there for several weeks, coming to New York during the latter part of July, according to present plans.

•

John Canny, in charge of the M.P.P.D.A. mail department, has resigned to become a state trooper at the Oneida, N. Y., headquarters with plans of some day telling his erstwhile "bosses" where to head in.

•

Mack Gordon and Harry Revel will arrive on the *Normandie* Monday. They have been in England doing scores for two G. B. films, "Paris Love Song" and "Everybody Dance."

•

Jack Ellis' song "I'll Never Let You Go" will be plugged on the air by Burns and Allen, the Shell program, Frances Langford, Dick Powell and Guy Lombardo.

•

Johnny O'Connor says he saw more cows, corn and cucumbers in five days on his midwest trip than he ever saw before.

•

George O'Brien left for the coast yesterday to begin work on RKO's picture based on the life of Daniel Boone, the American Tarzan.

•

Dave Palfreyman will haunt his old Indiana and Michigan stamping grounds while vacationing during the month of July.

•

Joe Hornstein was in Franklin, N. J., yesterday to attend the reopening of a theatre he equipped in the town.

•

Roland Young is in town from Hollywood. He will sail for England after a vacation here to appear in G. B.'s "King Solomon's Mines."

•

Charles Gribbon, manager of the Long Island branch of Lloyd's Film Storage, sails today on the *Aquitania*. He will be accompanied by his family.

•

George Raft has cut short his vacation here to return to the coast for the start of "Yours for the Asking."

•

Chris Donphy, financial publicist at Paramount, is due in Hollywood today to start an intensive vacation.

•

Jules Brulatour and Mrs. Brulatour, the former Hope Hampton, sail today on the *Rex*.

•

Priscilla Dean and James Hepburn, the latter brother to Katharine, sail today on the *Lafayette*.

•

R. H. Cochrane and Frank W. Lovejoy sail for a European cruise today on the *Paris*.

•

Barney Balaban returned to Chicago yesterday after a brief stay here.

•

Harry C. Cohen, western district manager for RKO, is still around town winding up the F.W.C. deal.

Barry FITZGERALD, Arthur Shields, Eileen Crowe and F. J. McCormick, Abbey players, who arrived from Ireland a few days ago, left last night for the coast to work for Radio.

•

Richard C. Kahn, president of Screen Classics, Inc., has left for the coast.

•

Alan Baxter and Mort Blumenstock seen dining at the Edison.

•

Edward Alperson returned from the coast yesterday.

•

Leo Spitz left by plane yesterday for the coast for an indefinite stay.

350 at Testimonial Dinner for Miller

Chicago, June 26.—The testimonial dinner to Jack Miller, retiring head of the exhibitor unit, in the Red Lacquer Room of the Palmer House tonight, was attended by 350 theatre men. Aaron Saperstein headed the committee, and Felix Mendelsohn was toastmaster. Speakers included Ed Kuykendall, Al Steffes, Clyde Eckhardt, Saperstein, Henry Herbel, Morris Leonard, Barney Balaban, Lt. Henry Costello, Dave Palfreyman, Fred Wehrenberg, Walter Immerman, Ed Adcock, Sam Myers, Dick Biechle and Sid Spiegel.

The stag affair was featured by entertainment, recruited from local theatres, which followed the laudatory speeches.

Hutchinson Starts World Trip Aug. 11

Walter J. Hutchinson, head of foreign activities for Twentieth Century-Fox, will leave for the coast Aug. 11 on the first leg of a 'round the world tour. On Aug. 19 he will sail for Auckland, Australia, where he will meet S. S. Crick and Charles Munroe, who will accompany him to Sydney. Hutchinson is due in Sydney on Sept. 4. From Sydney, he will head for the Dutch East Indies. At Singapore the Twentieth Century-Fox foreign head will be met by Dell Goodman, who will accompany him as far as India. From India, Hutchinson will proceed to the Near East and Europe.

Fight Films N. O. Hit

New Orleans, June 26.—The Louis-Schmeling fight pictures shown exclusively at the Orpheum are drawing more than capacity audiences. Sunday several lines were formed.

Fight Big in Portland

Portland, June 26. The Schmeling-Louis fight pictures have drawn so heavily at the Mayfair that they have been moved to the Broadway and a second print is showing simultaneously at the Orpheum.

Dies Watching Fight

Harrisburg, June 26.—Just when Max Schmeling landed a right on the jaw of Joe Louis in the fight films at the Colonial today G. Frank Brower, 60, of Newville, Pa., collapsed. He died shortly afterwards from a heart attack. He was carried from his seat to the lobby.

Government Forcing Spain Strike's End

Barcelona, June 26. — The minister of labor of Catalunya has notified both sides in the protracted mercantile strike that if, at the meeting of committees today an agreement is not reached, the Government will step in and adjust the difficulty, probably by "laudo," or mandatory arbitration.

Jacques Edelstein, Ferdinand Bruckner and Luis Echevarria of M-G-M; Enrique Aguilar and part of the Universal staff; Morgan Charles Fenn, assistant manager, and Francisco Garcia, sales manager of United Artists, are serving film personally and keeping their offices open. Sydney S. Horen of Hispano Foxfilm is leading in negotiations in the separate projectionists' strike, with 13 of 23 points settled. An executive of Cifesa, major Spanish distributor, has offered full cooperation to the American theatres.

Hepburn Asks Clergy To View "Pastures"

Toronto, June 26.—As a result of the controversy over the banning of "Green Pastures" by the Ontario censors, Premier M. F. Hepburn has offered to permit clergymen of Toronto to attend a private showing of the feature.

Regardless of what the clergy may say about it, however, Premier Hepburn says the ban on the picture will not be removed because he considers it "an insult to religion." The Ontario leader emphasized that he has the final say in the matter because he heads the board of appeal for the consideration of censor board rulings.

Clergymen of various denominations have protested for the first time against condemning of a feature by the Ontario tribunal.

Loud Speakers Beat Orator of Strikers

Camden, June 26.—The RCA Mfg. Co. is using loud speakers to drown out the voices of striking pickets who are operating outside the plant. The speakers play "Anchors Aweigh" and other band music.

The company has asked the strikers' union to submit a written poll of the 12,000 workers.

Names Theatre Advisers

Albany, June 26.—George M. Gatts, state director of the Federal theatre project, has named an advisory committee of men and women. On it are: Daniel Frohman, Mayor LaGuardia, Alma Clayburgh, Joseph P. Day, Herbert Bayard Swope, Henry Breckenridge, Fannie Hurst, S. Stanwood Menken, Edwin Denby, George Gordon Battle, Mrs. Frederick Steinway, Mrs. James Lee Laidlaw and Irene Lewisohn.

Shows are being presented in Westchester, on Long Island, and in New York City, Syracuse and Buffalo.

Detroit Man Arrested

Detroit, June 26.—I. J. London has been arrested for running Skillful Screeno games in three theatres. Hearing has been set for July 3.

The arrest follows a recent decision of the State Supreme Court that cash giveaways in Shreiber houses were lottery violations. Screeno attorneys will defend London as a test.

Horen Heads Conciliation Unit in Spain

(Continued from page 1)

ters here, some time ago, has reentered the major body, following conferences between Saiz and Enrique Aguilar, vice-president of the national organization. The unit was called Sector Centro after it rejoined.

* * *

It is estimated that approximately 100,000 pesetas were lost to exhibitors during the recent amusement strike in Andalucia, during which all forms of entertainment closed. The striking elements threatened to establish open-air theatres in tents in competition with the regular houses. The theatres in the area already have entered the summer closing period.

* * *

Hispano Foxfilm will release a total of 42 features during the coming season, of which 30 will be dubbed in Spain. The dubbing represents an increase of 20 per cent over the number dubbed during the current season, but the total of releases is slightly under that of the current year.

* * *

Considerable gains to the exhibitors in the affected areas are anticipated with the planned construction of a complete manufacturing plant of the Ford Motor Co. near this city, replacing the present assembling plant. General Motors also is considering the development of a manufacturing plant here.

Cifesa, one of the major Spanish producing companies, has begun to dub pictures in German and French, following the success of several films during the current season. The company has established a branch in Paris for that purpose.

* * *

Jose Maria Salaverria, one of Spain's leading writers on the screen, devoted a column on the front page of the leading Barcelona paper, *La Vanguardia,* to the neglect by all producers, European and American, as well as Spanish, of the opportunities inherent in Spanish history for subjects for films, citing numerous possibilities.

Ascap Wins Ruling On Georgia License

(Continued from page 1)

state and the $160,000 license fee would have greatly exceeded Ascap's collections in Georgia. In deciding the case brought to test the law, the state court held that only one license was required by the Ascap agent for the entire state. Although Ascap's attorneys said they were of the opinion that any license requirement for their agents was illegal, no appeal will be taken from the Georgia decision.

Several other southern states have recently enacted licensing legislation designed to make it financially impossible for Ascap to operate within the state boundaries and the Georgia decision is regarded by the society as an important precedent in invalidating the legislation in the other states. Indications are that Ascap agents in these states will refuse to take out licences and thus bring other test cases.

Steelman, Lawyer, Named Fox Trustee

(Continued from page 1)

by a group of creditors' representatives apparently friendly to counsel for Fox, and Clarence E. Knauer, who was proposed by an opposing group whose spokesman made charges of "false and fictitious" claims and "fraudulent transfer of assets."

Steedle's conclusions, made public in connection with the appointments, pointed out that "every single claim filed with the referee, except one not represented at the meeting, was disputed by some other creditor. Even hasty examination of the proofs of claims filed and the objections will disclose that weeks and weeks of testimony would have to be taken before the validity of the 43 claims filed can be passed upon and the claims allowed or disallowed."

Analyzing the language of the bankruptcy laws, Steedle pointed out that "there can be no valid election (of a trustee) by the creditors unless and until all the claims filed are heard and passed upon by the referee." He emphasized that in the Fox case even if the referee were to sit every working day hearing these contested claims it would be several months before all could be heard and decided. Therefore he himself made the appointment.

Counsel for creditors today continued their inspection of the Fox books and records. On July 6 there will be another formal hearing for questioning of several witnesses. On July 10 Fox himself will be submitted to examination by the lawyers for his creditors.

May Ask Rehearing Of Sales Tax Case

(Continued from page 1)

this week that film delivered outside the city limits from New York exchanges is not subject to the tax, but film delivered to theatres within the city is. Attorneys for the distribution companies are of the opinion that the court overlooked several basic considerations in making its decisions and that, if a rehearing of the film exchanges' case is obtained, a more favorable decision might result. The rehearing, also, might be expected to strengthen the film exchanges' case even in the event it is taken to the Court of Appeals later.

Distributors have been conferring on procedure in the case and are expected to make their decision some time next week.

To Revive Old Films

Old time films are to be presented at an open air theatre in Tudor City starting July 7. Dorothy Stone, head of the Stone Film Library, Inc., is sponsoring the shows. Programs are to be made up of four-reel features, two-reel comedies and one-reelers. Newsreels will be included. The first show will have "Hoodoo Ann," featuring Mae Marsh and Bobby Harron; "Fatty's Busy Day," with Fatty Arbuckle, and "Twenty-five Years Ago," with Mabel Normand.

Columbia Men Returning

Chicago, June 26.—The Columbia contingent to the sales convention here left for New York on the Commodore Vanderbilt today.

Fly to See Fight

Columbus, June 26.—The Parkersburg, W. Va., Airport Co. is capitalizing on the Schmeling-Louis fight pictures being shown at the RKO Majestic here. The company is running newspaper display advertisements featuring special air trips to Columbus to see the pictures, which are taboo in Parkersburg.

Zukor Here Monday For Board Session

(Continued from page 1)

for the settlement or adjustment of John E. Otterson's five-year contract, which has four years to go. One of the proposals is said to involve a production affiliation between Otterson and Paramount.

If an amicable adjustment of the Otterson contract is made early in the week, the Paramount board may proceed with the annual election of officers of the company, which has been twice deferred in the past week, reputedly because of the board's unwillingness to elect a new president of the company while the status of Otterson's contract remains a subject of controversy. In this event, Zukor might be in attendance at the meeting which would return him to the presidency of Paramount. Even in the event of an early election, however, it is belived that Zukor would return to the coast to complete the work he now has under way at the studio.

"Poppy" Only Bright Spot Along Broadway

(Continued from page 1)

"Secret Agent" at the Roxy ended with $22,100, which the management considers good in view of the fine weather Saturday and Sunday.

The Louis-Schmeling fight films at the Palace perked up business to the extent of a $12,000 week. "The Ex-Mrs. Bradford" and "Educating Father" were the regular attractions. The Rialto on "The Last Outlaw" got $8,500 and for "Border Flight" and the fight reels, Arthur Mayer anticipates about $14,000.

Indications are that Warners may reopen the Hollywood for an indefinite two-a-day run of "Anthony Adverse" in the late summer.

At the Capitol, where "Fury" concluded a 21-day run, the intake for the last seven days was about $18,000.

Brandon Applies for Film Carrier Permit

Washington, June 26.—An application of M. H. Brandon, doing business as Film Transit Co., Memphis, Tenn., for certificate of convenience and necessity under the Motor Carriers' Act to operate a motor transportation service for films and commodities between Memphis and points in Tennessee, Arkansas and Kentucky was today made the subject of hearings to be held by the Interstate Commerce Commission at Memphis on July 23.

So far as is known, this is the first application to be received under the act for operation of a film transportation service.

Play Selling Rules Agreed Upon by Guild

(Continued from page 1)

could be sure of obtaining the film rights to the play which carried its investment while the rules for the sale of those rights were subject to momentary change.

The new provision written into the instructions for Joseph P. Bickerton, arbitrator on the sale of film rights, specifies that the same conditions prevailing at the time that a backer becomes financially interested in a stage production must prevail for him at the time of the disposal of the film rights. The committee believes that through this provision a film company which finds the backing of a play attractive at any time will be guaranteed the same prevailing conditions when the film rights to that play are offered for sale later.

The guild was opposed to the inclusion of the arbitrator's instructions in the five-year contract on the ground that the rules had to be kept flexible to meet seasonal changes in the theatre market and that this could not be done if the rules were made a part of the five-year contract. Spokesmen for the committee are confident that the new provision will end the threat of withdrawal of film money from the legitimate production field and that an equitable arrangement for both the investing film company and the playwright will be preserved.

Gordon to Produce 3 or 4 on His Own

(Continued from page 1)

Europe, the producer signed for several plays and players but would not divulge the names.

Mrs. Ben Goetz, who arrived on the same liner, will leave for Hollywood today to join her husband who plans to remain on the coast for another three weeks before returning to England to set up M-G-M's production unit there.

Marcus Heiman, trustee in bankruptcy for the Orpheum circuit and president of the League of New York Theatres, accompanied Gordon on the journey. He said he went abroad for a vacation and that he had no plans at the present time.

Emily Roosevelt, dramatic soprano and cousin of the president, returned from a tour abroad and asserted she is not entering the film business.

Delay Hearing on Bill

The hearing before Mayor LaGuardia on the city ordinance to permit the attendance of unaccompanied minors under 16 at film houses, was postponed from yesterday to next Wednesday morning. The bill, introduced by Alderman Murray Stand, has passed the Board of Aldermen and the Board of Estimate, and awaits the Mayor's signature.

Seiler to Direct "Live"

Hollywood, June 26.—Lewis Seiler will direct "That I May Live," for Twentieth Century-Fox. The story is by David Lamson, and Robert Ellis and Helen Logan are now working with him on the screen play.

Short Subjects

"Major Bowes Amateur Parade No. 2"

(Radio)

Fast, condensed and with excellent cutting this short is a whirlwind of variety, amateur entertainment. In 10 minutes eight turns are presented. They range from torch singing and impersonations to harmony and an accordion-harmonica duo. The entire reel is laid in a night club setting and should be found pleasing. Production Code Seal No. 0916. "G."

"Fool Your Friends"

(Van Beuren-Radio)

The Easy Aces again serve as jocular interpreters of an interesting and very entertaining expose of some simple tricks of magic in this, their latest. David Allisen, a magician, does various sleight of hand and "hand is quicker than the eye" stunts and repeats them, revealing how it is done. The short manages to be highly amusing. Production Code Seal No. 01045. Running time, 10 mins. "G."

U. S. Product Leads In Asiatic Market

Despite the advance of English product, American films still dominate the market in southern Asia, declared David R. Blyth, Warner manager in that territory, in New York for home office conferences on his first visit in four years. His headquarters are in Bombay. Audiences in that section of the world are partial to musicals and action films, Blyth said. Outside of the few important cities, the more sophisticated types of films have no market.

The outlook for next season is extremely good in the territory, which includes India, the Malay States and Java, Blyth said. A number of new theatres are under construction or planned in some of the more important cities, the outstanding project being a 1,200-seat, highly modern theatre planned for Bombay by Shivaraz Calbatta, wealthy native Indian, who is on a world tour seeking ideas for the house. Most of the theatres in the area, even in the interior, are wired for sound, Blyth said. He will remain in New York for several days.

Para. to Get Silver Cup

Officials of Paramount will be presented a silver cup won by Paramount at the Cinema Exhibition in Venice at a formal ceremony next Wednesday night in the Italian Bldg., Radio City. The presentation will be made by the Italian consul general and the cup will be received by John W. Hicks, Jr., vice-president of the Paramount foreign department.

Schulte Going South

DETROIT, June 26.—William Schulte, owner of the chain of theatres bearing his name, will leave next week on a motor trip to St. Petersburg, Fla., where he will visit relatives and then go to Miami for a vacation.

Change "Jungle" Title

HOLLYWOOD, June 26.—"Girl of the Jungle" is the new title of the Paramount picture previously known as "Queen of the Jungle."

Looking 'Em Over

"The Shadow"

(Globe Pictures)

A mystery, produced by Real Art Prod., Ltd., of England, and released here by Globe Pictures, this has a reasonably good element of mystery, but for this market is seriously handicapped by the heavily accented speech, some of which is almost unintelligible.

The suspense is well maintained, for the most part, and the culprit well hidden throughout, but the film offers little unusual in the way of mystery films of its kind. The film has been adapted from a novel by Donald Stuart, by H. Fowler Mear and Terrence Egan.

The leads are played by Henry Kendall, Elizabeth Allan and John Tumbull, as the Scotland Yard inspector who finally brings to book, with the girl's help, the man who has made a laughing stock of the Yard. Blackmail and murder are his methods. In general it is only average mystery.

Reviewed without production code seal. Running time, 60 minutes. "G."

Overseas Previews

"Topaze"

(Remade Version by Marcel Pagnol)

PARIS, June 19.—This stage play which made Marcel Pagnol famous and has been running in one theatre here for three years, had been adapted to the screen before in 1932 at the French Paramount studios. It also was produced in Hollywood by Radio.

This time the author, Pagnol, has made it into a film. His theory of picture technique is that pictures should be screen copies of stage plays. In this new version this theory is strictly applied. Dialogue is predominant, with not much care lavished on sets. The film was made in Pagnol's private studio at Marseilles.

The cast includes Arnaudy, who played the role of Topaze; Leon Belieres, Delia Col, Alida Rouffe and other well-known French players. It is an interesting film and is meeting with success in France. Its appeal elsewhere will be limited to spots where French is spoken and satirical French humor is appreciated.

No production code seal. Running time, 110 minutes. "G."

AUTRE.

Louisville Trailers Attack New Tax Law

LOUISVILLE, June 26.—All Louisville first runs are running trailers anent the new admissions tax. In substance the trailer states that the patron had to pay the tax which was no doubt distasteful to him, that theatre interests had exerted every known means to stop passage of the bill, and that it was just as distasteful for the house to collect as it was for the patron to pay. The trailers wind up with the suggestion that if the patron thinks the tax should be removed, he should "write to the Governor." This latter is in screen size letters.

To Show Film Study Use

New methods of adding interest to high school education through the use of theatrical films will be demonstrated for the first time as one of the highlights of the annual convention of the Dep't. of Secondary Education of the National Education Ass'n. at Portland, Ore., July 1. The Oriental there will be used.

Close Puerto Rico Deal

Stage and Screen Prod., Inc., has closed a deal for distribution of its serials in Puerto Rico by the Puerto Rico Film Service Co.

Stores Asking About British Television

LONDON, Jun 19. — Department stores and other interests are becoming interested in television and are making inquiries regarding it, the British Broadcasting Corp. states. The first television theatres may be established in the Charing Cross and Paddington stations. They will be limited to five rows of eight seats each.

Receiving sets, it is now estimated, will cost from $300 to $400.

Scophony, Ltd., has issued a statement to the effect that it can produce a receiver "capable of projecting pictures of a size suitable for both home and theatre entertainment." Sir Maurice Bonham-Carter, a director of the banking firm of C. T. Falk & Co., is head of this company. Arthur Levey, an American, is on the board.

Prizes in for Conn. Golf

NEW HAVEN, June 26.—The Connecticut M.P.T.O. has received prizes for the golf tournament on July 14 at Racebrook Country Club, from Twentieth Century-Fox, National Screen Service, *Showmen's Trade Review*, A. W. Smith, Jr., of Warners and G. B. Formal invitations will go out in the near future, Edward G. Levy, secretary, states. The organization will meet at the Hofbrau on June 30.

"Afternoon," Show Is Oklahoma Top

OKLAHOMA CITY, June 26.—"One Rainy Afternoon" and a combination of stage shows which included Cab Calloway and his orchestra for the first three days at advanced prices and a musical show with Don Richards and his orchestra for the last four days were the big money-makers of the week. The take at the Criterion was $7,000, over normal by $2,000.

"Two in Revolt" was also a heavy draw with $2,500 at the Liberty for three days. Normal for a week is $2,500. "Three Wise Guys" went over par on a gross of $2,300 at the Capitol. "Bullets or Ballots" hit a par $4,000 at the Midwest.

Total first run business $15,000. Average is $13,500.

Estimated takings for the week ending June 20:

"ONE RAINY AFTERNOON" (U.A.)

CRITERION—(1,700), 10c-20c-36c-56c for last four days of week. Cab Calloway and orchestra on stage for first three days, 25c-50c-75c. Remaining four days regular Revusical on stage Don Richards and orchestra. **Gross:** $7,000. (Average, $5,000)

"BULLETS OR BALLOTS" (F.N.)

MIDWEST—(1,500), 10c-20c-26c-36c-56c, 7 days. **Gross:** $4,000. (Average, $4,000)

"THREE WISE GUYS" (M-G-M)

CAPITOL — (1,200), 10c-20c-26c-41c, 7 days. **Gross:** $2,300. (Average, $2,000)

"O'MALLEY OF THE MOUNTED" (20th-Fox)

LIBERTY — 10c-20c-26c-36c, 4 days. **Gross:** $1,300. (Average for week, $2,500)

"TWO IN REVOLT" (Radio)

LIBERTY — (10c-20c-26c-36c, 3 days. **Gross:** $2,500. (Average for week, $2,500)

Add 4 "Ziegfeld" Dates

Four additional dates have been booked on "The Great Ziegfeld." They are the Strand at the Boothbay Harbor, Me., for two days starting July 19; the Temple, Fort Smith, Ark., for three days, beginning July 16; the Central, Hot Springs, Ark., three days starting July 19; and the State, Jacksonville, three days beginning July 22.

Wall Street

Irregular Activity on Board

	High	Low	Close	Net Change
Columbia, vtc	34¾	34⅛	34½	— ½
Consolidated, pfd	18	17¾	17¾	— ¼
Eastman Kodak	170	169⅞	170	.....
Loew's, Inc.	49¼	48⅜	48⅞	— ⅛
Loew's, Inc., pfd	106⅞	106⅞	106⅞	— ⅝
Paramount Publix	8⅜	8¼	8⅜	+ ⅛
Paramount 2 pfd.	9⅛	9⅛	9⅛	— ⅜
Pathe Film	7⅝	7⅜	7½	+ ¼
RKO	5½	5½	5½	— ⅛
20th Century-Fox.	24½	24¼	24¼	.....
20th Century, pfd.	34¼	34⅛	34¼	.....
Warner Bros.	10⅜	10¼	10¼	— ⅛

Curb Still Off Slightly

	High	Low	Close	Net Change
Technicolor	27¾	27⅜	27⅜	— ⅞
Trans-Lux	4	3⅞	3⅞	— ⅛

Warner Bonds Gain a Point

	High	Low	Close	Net Change
General Theatre Equip. 6s '40 ...	25	25	25	— ¼
General Theatre Equip. 6s '40 ctf	25	24¾	25	.....
Keith B. F. 6s '46	93	93	93	— ¼
Loew's 6s '41 ww deb rights	96⅛	96⅛	96⅛	+ ⅛
Paramount Pict. 6s '55	90¼	89½	90	.....
Warner Bros. 6s '39 wd	94	93¼	94	+1

(Quotations at close of June 26)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry In All Branches

VOL. 39. NO. 152 NEW YORK, MONDAY, JUNE 29, 1936 TEN CENTS

Says British Aim at World Film Markets

Major Procter for Quota On Competitive Basis

The aim of every major British producer today is to deliver pictures which will be judged on their merits and find their place in world markets as well as at home without the aid of quota laws or other protective legislation, Major Henry A. Procter, a member of Parliament and an officer of six British producing companies, said Saturday.

Major Procter, who was educated in America, is here to receive the degree of Doctor of Laws and Literature at Bethany University. He returns to England on the *Queen Mary*, July 8.

Major Procter declined to comment on the changes in the British quota laws now under consideration, on the ground that his position as a member of the industry and a member of Parliament made a discussion of pending legislation affecting his business interests unethical. In general, however,

(*Continued on page* 4)

Paramount Will Not Quit Reich—Vallar

Paramount is not making any moves to withdraw from the German market for the next year, it was learned Saturday with the arrival of George Vallar, manager for the company in that country. Vallar already has received the full quota of kontingents from the German government for the release of eight dubbed and two superimposed pictures produced in Hollywood.

Vallar is not worried over the situation as it exists in Germany and regards the stories in the trade about increasing restrictions as exaggerated.

This is Vallar's first trip to Amer-

(*Continued on page* 4)

Hoyts-Greater Union Causes Speculation

Sydney, Australia, June 28.—Speculation is rife here on the future of the Hoyts-Greater Union Theatres combination after the five-year pact expires on Dec. 31, 1937.

Stuart Doyle, head of Greater Union, is understood to be working on refinance plans to break away from Hoyts when the agreement expires. He has been in England for a number

(*Continued on page* 4)

Studios Hit Fast Pace; 46 in Work

Hollywood, June 28.—Reaching the highest peak in four months, the studios placed 13 films in work last week. This raised the total to 46 features and three shorts in work. No letdown in prospect as major and independent companies have listed 21 features and nine shorts for the cameras within two weeks. Forty-five films were in the cutting rooms.

Columbia put two new vehicles before the cameras, "Craig's Wife," featuring Rosalind Russell and John Boles, and "Outlaws of Palouse,"

(*Continued on page* 8)

Clark Given Pettey Job in Hays Office

Kenneth Clark, former chief of the Washington Bureau of Universal News Service, has been placed in charge of M.P.P.D.A. publicity in New York, succeeding Tom Pettey. Pettey recently was placed in charge of news relations for the Producers Ass'n. in Hollywood, following the resignation of Lupton Wilkinson.

Joel Swensen, assistant to J. J. McCarthy in the Advertising Advisory Council here for the past two years, has been transferred to assist Clark.

F. & M. Units to Act Upon St. Louis Deal

St. Louis, June 28.—Various F. & M. corporations will hold special meetings Monday to pass on certain papers and contracts in connection with the transfer of the Orpheum, Shubert-Rialto and Hi-Pointe from Warners to F. & M.

Jacob Chasnoff, who has been retained by F. & M. to represent the circuit locally in the Warner transaction, over the week-end received a batch of legal documents from Ernest L. Wilkinson in New York which the F. & M. boards of directors will approve.

Harry C. Arthur is scheduled to leave New York for this city by plane Monday. According to present plans,

(*Continued on page* 4)

Alperson Deals May Step Up G.N. List

Several deals are in negotiation with independent producers to release through Grand National which, if consummated, would step up the minimum of 30 slated for next season to around 40, Edward L. Alperson, president, stated Saturday.

Alperson was on the coast for three weeks dickering with producers. He didn't close any deals, but expects that contracts will be signed within the next few weeks.

Election of Briggs Due on Wednesday

Pathe's board of directors will meet Wednesday for the reported purpose of electing O. Henry Briggs as president, succeeding Frank F. Kolbe. The regular meeting of the board usually takes place on the last Tuesday of the month. No reason for putting over the session a day is given.

Briggs left for the coast yesterday for a two-week trip. He has been with DuPont Film Mfg. for the past 20 years and resigned as sales manager of the raw stock division last week.

Circuits Here Sign For Para.'s Posters

Despite the 10-year contract the I. T. O. A. has with local poster renter houses whereby the exhibitor organization receives 50 cents a week for every member theatre using the rental service, Harry Brandt, president of the unit, and Laurence Bologmino of Consolidated Amusements Saturday signed up with Paramount for the distributor's rental plan on accessories

Brandt has about 55 theatres in his

(*Continued on page* 8)

Warner 3rd Quarter Intake Off Slightly

Warners earnings for the third quarter of the fiscal year ending May 30 will be about $944,929, according to the *Wall Street Journal*. This is at the rate of 23 cents per share, somewhat less than the previous quarter, but well ahead of last year when the earnings touched 11 cents a share.

In the first half of the current fiscal year the net was $1,976,245, or 48 cents a share.

The company is holding back a number of its most important pictures, the paper states, and earnings should pick up sharply in the fall.

Plans are being discussed for refunding of the company's $31,924,000 six per cent convertible debentures

(*Continued on page* 4)

"Mohicans" Finishes Reliance-U. A. Deal

Reliance has just completed "Last of the Mohicans," which winds up this company's contract with U. A., Harry Goetz, vice-president, stated Saturday. A Robert Donat picture will be produced by Reliance, starting in January, for RKO next season, according to Goetz.

Edward Small, president of Reliance, recently finished "The Bride Walks Out" for RKO under an in-

(*Continued on page* 4)

Erpi Scales Will Be Cut Wednesday

Slashes Expected to Be About 33 1/3%

Erpi's new recording license fees, which will represent reductions of approximately 33⅓ per cent under the present rates, will become effective on Wednesday for all new contracts closed by the company.

Final work on the new reduced rates is now under way and the first contract to embody them is in work. The Erpi rate reductions, although planned some time ago, were not made known by the company until after the recent closing by RCA of new 10-year recording license agreements with Twentieth Century-Fox, Columbia and Warners. The RCA terms represented many concessions to producers in the way of computing charges for recording, the use of equipment, free servicing and replacements and availability of new recording developments. Despite the drastic reductions in Erpi's rates being placed in effect this week, the over-all recording cost is still said to be more than that established in the new RCA agreements.

According to reports, the first license agreement embodying Erpi's new reduced rates will be closed with

(*Continued on page* 4)

Technicolor Price Reduction Forecast

Los Angeles, June 28.—With Technicolor's film deliveries for 1936 now estimated at approximately twice the volume for last year, observers here consider it likely that a reduction of the print price of 5½ cents a foot will be made in the near future.

Technicolor plans to erect a new plant and laboratory here which will double its present capacity of 75,000,000 feet a year. The cost of the addition is estimated at $1,500,000 and no outside financing will be required,

(*Continued on page* 4)

U.A. Executives on Coast for Sessions

Los Angeles, June 28.—With the arrival today of George J. Schaefer, Harry Gold, Arthur W. Kelly, James Mulvey and Lowell Calvert from New York, final preparations were being made for the annual U. A. sales convention which gets under way Tuesday at the Ambassador Hotel.

Paul Lazarus and L. J. Schlaifer

(*Continued on page* 4)

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 29, 1936 No. 152

MARTIN QUIGLEY
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
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Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, MOTION PICTURE HERALD, BETTER THEATRES, THE MOTION PICTURE ALMANAC and THE BOX-OFFICE CHECK-UP.

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Entered as second class matter, January 4, 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Amusement Co. Wins "Zombies" Decision

Amusement Securities Corp., producer of "White Zombie," on Saturday was granted a permanent injunction and damages totaling $7,500 against Academy Pictures Distributing Co., Edward R. Halperin, Victor Halperin, Midtown Theatres Corp., operators of the Rialto, Melbert Pictures, Inc., New York exchange, Producers Laboratories, and Ameranglo Corp., in connection with production and distribution of "Return of the Zombies."

In addition, the defendants were assessed costs amounting to $3,500. The decision was handed down by Referee Herman Hoffman, appointed by N. Y. Supreme Court Judge Isadore Wasservogel, after hearing testimony for 14 days.

Al Krellberg and Cyril F. Landau represented the plaintiffs, while Fitelson & Mayer, Greenbaum, Wolff & Ernst and Bernard Hirschkoff acted as counsel for the defendants.

Bondy in 'Frisco

SAN FRANCISCO, June 28.—Al Oscar Bondy, theatrical distributor of General Electric scientific reels, is here. He is touring the country.

Insiders' Outlook

By RED KANN

YOU'VE heard about "A Midsummer Night's Dream," of course, and, if you are a faithful reader of this department, you will recall how the Warners ingeniously revamped orthodox picture merchandising to put that notable effort in a special classification, thereby establishing something new in distribution and a much more comfortable gross than the wise guys said was possible with Shakespeare and fantasy. "The Story of Louis Pasteur" and the critical acclaim showered upon it, no doubt, is another matter with which you are familiar. We have had our say on "The Green Pastures" and we have fumed quite ecstatically about "The White Angel" . . .

▼

But have you ever heard of Henry Blanke and William Dieterle and, if you have, how much? Something has to be said about these men and today it shall be done, first biographically, which is the usual manner and, secondly, by way of critical observation. Blanke was brought over from Germany by Warners about five years ago to supervise Spanish and German dialogue features on the coast. Prior to that, his record establishes him as business and production manager of "Metropolis," produced about nine years ago in Berlin by Fritz Lang, the same director who has "Fury," indelibly and praiseworthily etched on his escutcheon. For two years, Blanke was the production head for Warners in Berlin: that was in the days before Hitlerism and insanity. Then in 1933 and in Hollywood, he supervised "The Bureau of Missing Persons," "Lady Killer," "I Loved a Woman" and "Convention City." . . .

▼

Now Dieterle. He was both actor and director in the Germany that was. When Max Reinhardt was producing stage spectacles there, Dieterle was his assistant director on several. Just about a half decade ago, the Warners brought him over to direct German-language features. Dieterle, however, refused to be satisfied and, largely at his own insistence, asked and was given opportunity to try his hand at making features in English. Hollywood English anyway. His first assignment was "The Last Flight" which went so well the studio determined to assign him to the regular directorial staff. . . .

▼

It was Blanke who was charged with the supervisory responsibility of "The Dream," "The Story of Louis Pasteur," "The Green Pastures" and "The White Angel." Another, "Anthony Adverse," on which advance word is the industry's favorite—"terrific"—was his as well. Dieterle was co-director with Reinhardt on "The Dream" and full director on "Pasteur" and "The White Angel." Leaving "Adverse" out of this since we cannot pound away on something which so far we have not seen, the point about to be made is in no wise weakened. That point is merely this: That, on the basis of any one of the attractions mentioned variously here, both Blanke and Dieterle command attention, also respect. In Hollywood, there may be some who sing their praises. Out of Hollywood, relatively little is known of them and that, we argue, is a condition on which some attention ought to be fastened. For one of these men, Blanke, to have been responsible, as supervisor, for four of the genuinely noteworthy pictures to come out of Hollywood in the last two years is an achievement. For the other, Dieterle, to be similarly identified, but with three, is only slightly less through force of numbers. . . .

▼ ▼

The published record, with places and dates:

> HOLLYWOOD, June 9.—John Wharton, counsel for Selznick International and Pioneer:
>
> "The thing farthest from the mind of John Hay Whitney is the merging of these two companies. Both will continue as separate organizations, but we would like both units to work in closer cooperation with regard to the interchange of creative and artistic talent."
>
> HOLLYWOOD, June 15.—John Hay Whitney, president of Pioneer, stated upon his arrival here today that his visit is in no way connected with a reported merger of Pioneer and Selznick International.
>
> HOLLYWOOD, June 19.—Closely following repeated denials, John Hay Whitney admitted today that plans for the absorption of Pioneer by Selznick International are nearing completion.

Fooling the press is a procedure which Jock Whitney, one of these days, may find is emphatically not to his advantage. "A friend in need. . . ."

▼ ▼

Compare. On the one hand, the current report of the Catholic Theatre Movement of the Archdiocese of New York which finds none of the current New York plays, a paltry few when compared with the full bloom of the season, it is true, completely unobjectionable. On the other, the weekly reports of the committee of the National Legion of Decency which finds not all of the current product to its entire liking, but the bulk of it completely unobjectionable for all types of audiences. Having compared, your conclusion can be but one. . . .

◂ Purely Personal ▸

CHARLES SKOURAS, GEORGE TOPPER, ELMER C. RHODEN, RICK RICKETSON and LEO. J. MCCARTHY are still in town, although each wishes he was back in the home towns; SKOURAS and TOPPER, Los Angeles; RHODEN and MCCARTHY, Kansas City; and RICKETSON, Denver.

•

MACK GORDON and HARRY REVEL, JOSEPH ERMOLIEFF, European director, coming here to do "Michael Strogoff" for RKO; MARTIN BECK, BARRY TRIVERS, Paramount scenarist, and ROBERT LANG, director of the Parisian revue "Restez Jeune," arrive today on the *Normandie*.

•

DAN THOMAS left by plane Saturday for the coast to be on hand for the U. A. convention. THOMAS is WALTER WANGER's coast publicity man and plans to return to New York following the sales sessions.

•

THORNTON DELEHANTY, critic of the *New York Evening Post*, sailed on the *Lafayette* Saturday. PRISCILLA DEAN also was among the passengers. HOPE HAMPTON and her husband, JULES BRULATOUR, left on the *Rex*.

•

CHARLES COLLINS, "Dancing Pirate" star, has been cast for the lead in "The Distaff Side" to be produced by CHAMBERLIN BROWN at the Bronxville Auditorium, opening July 6.

•

R. SUTTON DAWES, British sales director for Twentieth Century-Fox, is scheduled to arrive from London in two weeks.

•

MORRIS KINZLER and his wife are plotting a vacation overseas. Pretty soon now.

•

LOU IRWIN leaves for the coast tomorrow night by air.

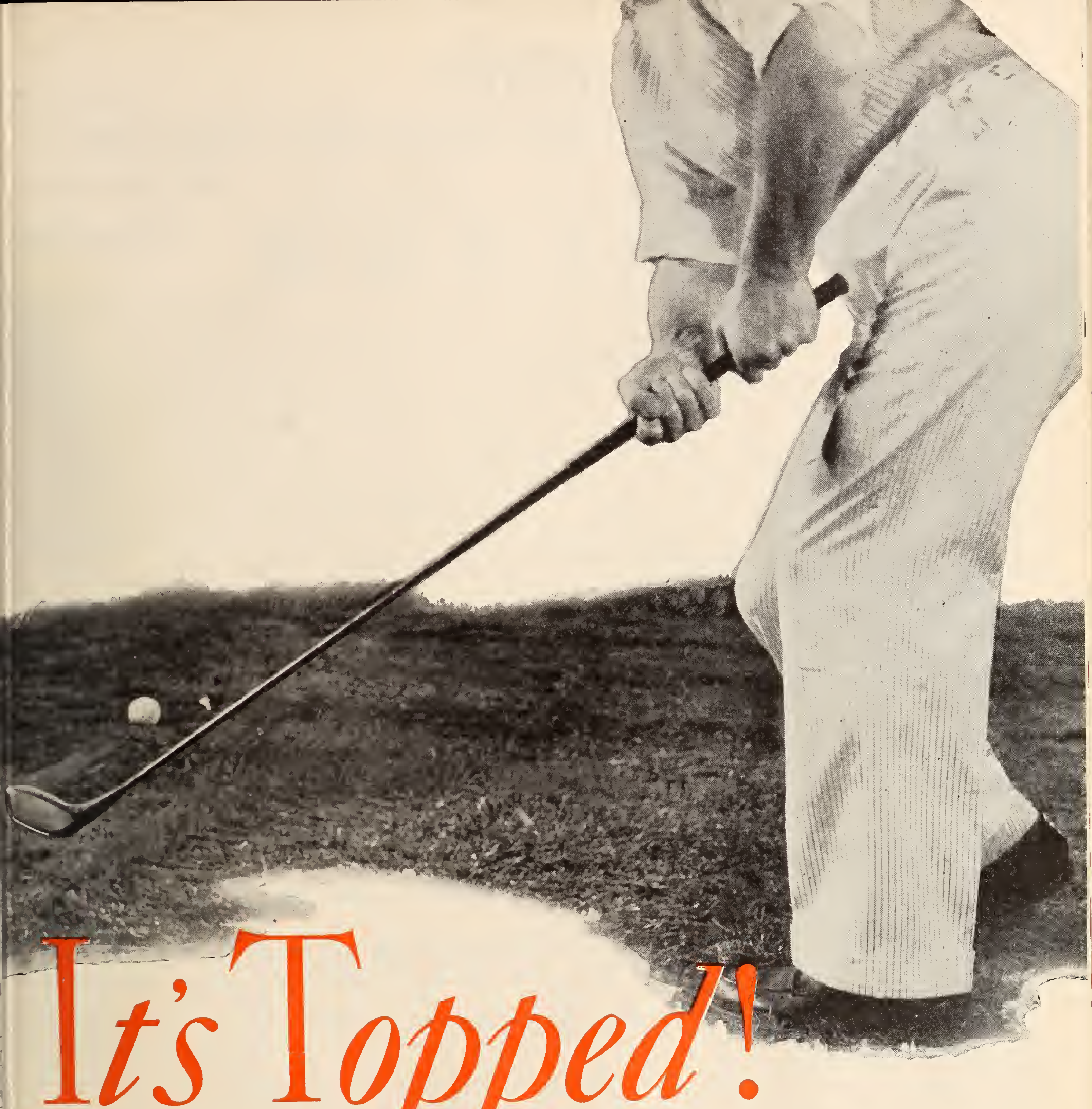
"Monday Nighters" To Golf on July 14

The Monday Nighters, a social organization composed of local exhibitors and exchange men, will stage its first annual golf tournament on Tuesday, July 14, at the Elmsford Country Club, Elmsford, N. Y.

Harry Shiffman, president of Isle Theatres, is chairman of the arrangement committee. The tourney will be limited to 50.

Films will be taken of the affair and shown in the fall when the organization will hold a banquet. Billy LaHiff of the Tavern has promised to provide the beer while prizes are being donated by various organizations.

Arthur Fisher is in charge of entertainment which will follow the afternoon round.



It's Topped!

–But don't let it bother you - - just let it be another reminder of the way Warner Bros. have topped 'The Story of Louis Pasteur' with Kay Francis in 'The White Angel'!

Already — Philly's biggest opening figures of the year and record 3-day receipts in New York, Milwaukee and Los Angeles in national cross-section pre-release!

h Ian Hunter • Donald Woods • Nigel Bruce • Donald Crisp • Henry O'Neill • Billy Mauch • A First National Picture directed by William Dieterle

Says British Aim at World Film Markets

(Continued from page 1)

he said that he would be satisfied to see a quota law which placed the marketing of British pictures on a purely competitive basis.

"I feel," he said, "that heretofore British pictures have received fair treatment in the American market. If that continues and the improvement in our product maintains its present pace, I am confident that our pictures can compete on their own merits with American product here as well as at home."

Major Procter said that British film interests might be impelled to petition new and more stringent protective legislation at home only in the event that they are unfairly "frozen out" of the American market or "shelved" by the companies who handle their distribution here. He pointed out that British production today represents a tremendous investment which must be protected now as never before from discrimination in the principal film markets of the world.

Various Firms Handle Releases

Pictures of the companies in which he is interested are handled here by United Artists, Columbia, Universal and G. B., Major Procter said. The interests with which he is associated do not plan to enter the American distribution field on their own while these associations continue satisfactory, he said.

The quota picture made in England by American companies was blamed by Major Procter for whatever odiousness is still attached to the term "British picture" in this market. English producers today are attempting to overcome the handicap of that description with a high quality product which they hope, soon, will reverse its meaning so that a "British picture" will connote a high type of product characteristic of British workmanship in other fields of industry.

Holds $15,000,000 of Contracts

In the work of advancing British production standards Major Procter ranked Alexander Korda, Max Schach and Karl Grune in the order named. Schach and Grune are associated with companies in which Major Procter is interested. He is president of Capitol Film Corp., British Cine Alliance, Cecil Films and Somlo; is a director of Trafalgar Film Co. and one of the founders of General Film Distributors. The last named company is a part owner of Universal, with Standard Capital and Charles R. Rogers.

Major Procter said that his interests hold $15,000,000 of contracts for production material and personalities.

Use Films for Filing

ROCHESTER, June 28. — Eastman-Kodak has developed a new use for its 35-milimeter film. It is making photographic copies of newspapers for filing purposes. A screen projects the photographed pages at a 40 per cent enlargement, one quarter-page at a time, and the film is stored in cans measuring 5¾ x 3¾ x 1½ inches.

Hoyts-Greater Union Causes Speculation

(Continued from page 1)

of weeks during which he conferred with S. R. Kent, president of Twentieth Century-Fox when the latter was in London recently.

Doyle has passage booked on the *Queen Mary* which will sail from London on July 24.

Each of the circuits has equal representation in the larger cities in the Antipodes with Hoyts having a preponderance of theatres in the neighborhoods. During the past few years, severe independent opposition has cropped up in the neighborhoods. The combined circuits operate about 110 houses.

Doyle's prospective visit to New York is understood to indicate that further conferences will be held with Kent on the local situation. Twentieth Century-Fox has a large interest in Hoyts.

Paramount Will Not Quit Reich—Vallar

(Continued from page 1)

ica in eight years. He plans to remain about three weeks.

Fred W. Lange, Continental manager, plans to return abroad in about a week to look over the entire European field. John L. Day, Jr., South American head, will sail on the *Pan American* on July 4. He's been in town for about two months vacationing and conferring with John W. Hicks, Jr., head of Paramount's foreign activities.

Fight Film Starts Vancouver Argument

VANCOUVER, June 28.—The Schmeling-Louis upset had repercussions in Vancouver, with exchange men biting fingernails and exhibitors producing long arguments as to why their houses should play the reel.

Originally slated to go into the second-run Dominion, the fight reel was switched to the Capitol, Famous Players No. 1 house, when the unexpected knockout increased public interest. The Dominion manager didn't like that a bit, and set up a minor howl. Meanwhile Ivan Ackery of the Orpheum also put in a bid for the reel on the grounds that "Sins of Man," his current picture, was laying something of an egg.

Morning papers after the fight carried Capitol copy advertising the reel, so eventually a compromise was reached by playing the pictures concurrently at Capitol and Dominion. With both houses drawing well, everybody's happy except the Orpheum.

Fox to Build in Paris

PARIS, June 28.—Ben Miggins, European manager for Twentieth Century-Fox, has completed negotiations whereby the company will build a 1,000-seat theatre on Champs d'Elysees. Construction is expected to be completed by October.

Spectrum Signs Scott

Spectrum Pictures has signed Fred Scott for a new series of six musical westerns. De Luxe Pictures, recently incorporated, will produce. The first will be "Romance on the Range." George Callahan, president of De Luxe, leaves for the coast Wednesday.

Barcelona Strikers Back; To Arbitrate

By HARRY C. PLUMMER

BARCELONA (By Cable), June 28.—Striking distribution employes returned to work yesterday under an agreement which makes it mandatory for an arbitration board to adjust all questions in dispute within eight days, restoring the industry in Spain to normal activity.

In advance of the return to work of the distribution employes, Governor General Andalucia of Sevilla terminated the 52-day amusement strike by a temporary arbitration measure which granted regular projectionists a wage increase, permitting theatres to reopen. Mutua members reserve the right to withhold salaries accrued during the strike period pending a final adjustment by the arbitrators, but some houses will pay salaries while the negotiations are under way.

There are definite indications that distribution employes will receive an average seven per cent increase in wages and a 44-hour week, although this represents much less than the strikers' original demands.

Seidelman to Hold Three Conventions

LONDON, June 28.—J. H. Seidelman, foreign manager of Columbia, plans conventions in Madrid, Rome and Paris within the next six weeks. Joe Friedman, managing director of Columbia in London, will accompany him on his visit to Continental territories.

That Columbia regards color as a "technical necessity" in the case of certain scenes and that it will only use it when it is demanded by subject matter was Seidelman's comment on recent all-color talk from other quarters.

The Columbia foreign manager will spend three or four months on this side.

F. & M. Units to Act Upon St. Louis Deal

(Continued from page 1)

he will return to New York on Thursday for the final closing of the Warner deal and on July 3 assume operation of the three houses.

Working with Wilkinson in the east on the negotiations and contracts are Sol A. Rosenblatt, former NRA administrator, and Robert W. Perkins of the Warner home office. Samuel Jeffries, local Warner counsel, is handling the circuit's dealings with Chasnoff here.

A practical agreement between Warners and F. & M. was reached on Saturday, but no papers have been signed, it was learned over the weekend. Several matters have yet to be cleared up before F. & M. takes over the three St. Louis houses, acquires a 42 per cent in the St. Louis Amusement Co. and signs the 10-year Warner franchise.

The earliest possible date, as it appears now, that F. & M. can assume operation of the Warner theatres in the Mound City is seen as July 3.

Ernest L. Wilkinson, for F. & M. and Robert W. Perkins, for Warners, hope to finish up the deal by Thursday.

Erpi Scales Will Be Cut Wednesday

(Continued from page 1)

M-G-M. The same terms that comprise that contract will be available to other Erpi licensees as of July 1.

Whitford Drake, Erpi executive vice-president, is en route to England where, it is reported, he will discuss new rate reductions for that market with William Bach, who was recently placed in charge of the Western Electric London office. Bach succeeded R. M. Hatfield, who returns to this country for a new assignment. New reproducing rates which made appreciable savings available to British exhibitors recently were placed in effect in England. The expectancy is now that Drake's mission may result in reduced recording rates for British studios comparable to those being placed in effect here. Drake will be away less than three weeks.

U.A. Executives on Coast for Sessions

(Continued from page 1)

arrive Monday with the home office and eastern sales personnel. Albany, Buffalo, Chicago and Kansas City sales forces will be on the same train with Lazarus and Schlaifer, having boarded the special en route.

Maurice Silverstone, managing director of U. A. in England, and Edward Raftery of O'Brien, Driscoll & Raftery, left by plane for Los Angeles yesterday.

Technicolor Price Reduction Forecast

(Continued from page 1)

according to Dr. Herbert T. Kalmus, president. A site has not been selected yet.

Technicolor's deliveries for the first half of the year are 12,500,000 feet and orders on hand for the second half total another 37,500,000 feet, according to the company. This compares with a total of 22,000,000 feet delivered last year for gross sales of $1,499,845. The year resulted in a net loss of $3,472.

"Mohicans" Finishes Reliance-U. A. Deal

(Continued from page 1)

dividual producing pact. This morning, he starts work on the second of six pictures, "We Who Are About to Die." Others to follow include "Robber Barons," with Edward Arnold and "Gunga Din."

Goetz plans to remain in the east several weeks, returning to the coast for the premiere of "Last of the Mohicans."

Warner 3rd Quarter Intake Off Slightly

(Continued from page 1)

in the fall and to cut the dividend accruals of $16.36 a share on the 103,107 shares of $3.85 no par preferred.

WINNER

EASTMAN Super X is a winner for everybody in the industry . . . from the cameraman and producer who choose it to the exhibitor and public who ultimately benefit by its exceptional photographic quality. That is why Super X is used in making the majority of the world's feature pictures. Eastman Kodak Company, Rochester, N. Y. (J. E. Brulatour, Inc., Distributors, Fort Lee, New York, Chicago, Hollywood.)

EASTMAN *SUPER X*

PANCHROMATIC NEGATIVE

"Number" Is Pittsburgh's Wow, $12,000

Pittsburgh, June 28.—All of the action in downtown Pittsburgh last week was restricted to two houses, the Alvin and the Stanley. At the Alvin, "Private Number" brought out the biggest feminine crush since the days of Rudolph Valentino, with that 1936 model matinee idol, Robert Taylor, being exclusively responsible for the sensational $12,000, the best take this spot has had since "The Country Doctor." The picture was held for a second week and a third is also likely.

The Stanley had one of Pittsburgh's ranking favorites, Ted Lewis, on the stage to bolster "Things to Come," but it was Lewis, the management readily admits, who gets the chief credit for an excellent $19,000. Elsewhere, however, things were not impressive. "Hearts Divided" never got started at the Penn and dropped that house to $8,500, while "Three Wise Guys" and "Fatal Lady" were able to attract only a weak $3,100 at the Warner.

Total first run grosses were $42,600. Average is $35,500.

Estimated takings for the week ending June 25:

"PRIVATE NUMBER" (20th-Fox)
ALVIN—(2,000), 25c-40c, 7 days. **Gross:** $12,000. (Average, $4,500)

"HEARTS DIVIDED" (F.N.)
PENN—(3,300), 25c-40c, 7 days. **Gross:** $8,500. (Average, $10,500)

"THINGS TO COME" (U.A.)
STANLEY — (3,600), 25c-55c, 7 days. Stage: Ted Lewis' band, Edna Strong, Nascha, Hi-Hatters, Three Radio Aces and Snowball Whittier. **Gross:** $19,000. (Average, $16,500)

"THREE WISE GUYS" (M-G-M)
"FATAL LADY" (Para.)
WARNER — (2,000), 25c-40c, 7 days. **Gross:** $3,100. (Average, $4,000)

M. P. League Has Shutout

With A. Weinstein pitching a no-hit, no-run game, the first on record in the M. P. Baseball League, to give Columbia its second win of the past week, the Music Hall was forced to share the league lead with Columbia. The latter has won six and lost none while the Music Hall has won five and lost none. The week also saw RKO advance from fifth to third place in the league by a 4 to 0 win over NBC, while Skouras was losing to Paramount, 3 to 1, and Loew-M-G-M to Columbia in the no-hit, no-run game which ended 2 to 0. Columbia's first win of the week was registered against Consolidated Laboratories, 9 to 5.

The NBC-Loew-M-G-M game and the United Artists-Consolidated game were rained out.

Fabian, W. B. Get House

Simon H. Fabian, in association with Warners, have leased the Griswold in Troy, N. Y., from the I. Wit Realty Co. of Boston. The long term lease calls for an aggregate rental of $200,000. The house will be reopened Labor Day after extensive renovation.

Robinson a Candidate

Detroit, June 28.—Harold C. Robinson, president of Film Truck Service, is a candidate for sheriff in Wayne County. He was undersheriff for some time.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"The Bride Walks Out"

(Radio)

Hollywood, June 28.—As whimsical farce, this one relies on dialogue for the most part to sustain situations which would otherwise fall somewhat short. Intelligent cutting will speed up the tempo and heighten the comedy, dramatic and entertainment values. The film rates as only fair, with the cast names of Barbara Stanwyck, Gene Raymond, Robert Young and Ned Sparks the only outstanding exhibition angles.

The theme features the marital stumbling blocks in the way of Miss Stanwyck and Raymond who are trying to live on $35 a week, with Young proving a generous, but usually polluted benefactor, and, simultaneously a romantic martyr. Ned Sparks and Helen Broderick contribute a generous supply of laughs as married friends who become enveloped in the Stanwyck-Raymond-Young triangle. The story has the usual happy ending with Miss Stanwyck resigning herself to the small Raymond salary and Young doing a fadeout.

Leigh Jason's direction is adequate for the material he had to work with. P. J. Wolfson and Philip G. Epstein penned the screenplay from the Howard Emmett Rogers original. The supporting cast performances are good.

The film is only good for key spots where these names draw.

Production Code Seal, No. 2,271. Running time, 73 minutes. "G."

"Poppy" With Band Detroit Hit, $22,500

Detroit, June 28.—"Poppy," with Louis Armstrong and his orchestra on the stage, garnered $22,500 at the Michigan on the week, going over normal by $2,500.

Trailing a close second was "Private Number" at the Fox with Eddie Duchin and his band on the stage. The take at this house was $22,400, up by $2,400.

None of the other first runs could stand competition like this.

Total first run business was $59,700. Average is $60,000.

Estimated takings for the week ending June 25:

"LITTLE MISS NOBODY" (20th-Fox)
"MINE WITH THE IRON DOOR" (Col.)
ADAMS—(1,770), 10c-40c, 7 days. **Gross:** $2,900. (Average, $5,000)

"PRIVATE NUMBER" (20th-Fox)
FOX—(5,100), 15c-75c, 7 days. Stage: Eddie Duchin and band. **Gross:** $22,400. (Average, $20,000)

"POPPY" (Para.)
MICHIGAN—(4,100), 15c-75c, 7 days. Stage: Louis Armstrong orchestra. **Gross:** $22,500. (Average, $20,000)

"FURY" (M-G-M)
STATE—(3,000), 10c-40c, 7 days, 2nd week. **Gross:** $4,300. (Average, $5,000)

"EARLY TO BED" (Para.)
UNITED ARTISTS—(2,070), 15c-65c, 7 days. **Gross:** $7,600. (Average, $10,000)

Adelsberger to Harris

Pittsburgh, June 28.—Howard Adelsberger, former treasurer of the Stanley and later the Pitt during the latter's tenancy as a legitimate house, has been named vacation relief manager by the Harris Amusement Co.

This appointment sends John Finley back to the Alvin as chief of service and John Morin to his old post at the Palace, with Morty Henderson resuming the managership of the William Penn.

"Number," Fight Films Big in Phila.

Philadelphia, June 28.—In spite of the Democratic convention, street carnivals, Paul Whiteman concerts and other competition, "Private Number" and the Schmeling-Louis fight films ran the take of the Fox up to $20,000, which was $6,000 over normal.

"Forgotten Faces," with Phil Baker heading a stage show, also managed to make money by getting $18,500, over the line by $6,500.

All other houses found the going rough, however.

Total first run business was $67,000. Average is $66,225.

Estimated takings for the week ending June 26:

"SMALL TOWN GIRL" (M-G-M)
(2nd run)
ARCADIA—(600), 25c-40c-50c, 7 days. **Gross:** $2,600. Average, $2,800)

"DANCING PIRATE" Radio)
BOYD—(2,400), 40c-55c, 6½ days. **Gross:** $8,000. (Average, 7 days, $14,000)

"FORGOTTEN FACES" (Para.)
EARLE—(2,000), 25c-40c-55c, 6 days. Stage: Phil Baker, Jim Wong Troupe, Ward Wilson, Joe Morrison, Sinclair Twins and King. **Gross:** $18,500. (Average, $12,000)

"PRIVATE NUMBER" (20th-Fox)
SCHMELING-LOUIS FIGHT
FOX—(3,000), 40c-55c-65c, 7 days, 4th week. Stage: Slim Timblin, Funnyboners, Stuart Morgan Dancers. **Gross:** $20,000. (Average, $14,000)

"MURDER BY AN ARISTOCRAT" (F.N.)
KARLTON—(1,000), 25c-35c-40c, 6 days. **Gross:** $2,000. (Average, 7 days, $4,000)

"CASE AGAINST MRS. AMES" (Para.)
(2nd run)
KEITH'S—(2,000), 30c-40c-50c, 7 days. **Gross:** $2,400. (Average, $4,000)

"FURY" M-G-M)
STANLEY—(3,700), 40c-55c, 5 days, 2nd week. **Gross:** $7,000. (Average, 7 days, $14,000)

"AND SUDDEN DEATH" (Para.)
STANTON—(1,700), 30c-40c-50c, 7 days. **Gross:** $6,500. (Average, $7,000)

"Fury" Dual Leads Frisco With $14,000

San Francisco, June 28.—"Fury," on a double bill with "Early to Bed," was the only attraction to make much of an impression last week. The take was $14,000, which was $2,500 over the Paramount's average.

"Dracula's Daughter" and "Trapped by Television" went $200 over the line for a total of $7,000 at the Orpheum. "Let's Sing Again" pulled $14,900 at the Golden Gate. This was $400 on the profit side of the ledger. Other spots were in the throes of the summer lethargy.

Total first run business was $79,700. Average is $83,700.

Estimated takings:

Week Ending June 15:

"GREAT ZIEGFELD" (M-G-M)
GEARY—(1,400), 55c-85c-$1.10-$1.65, 7 days, return engagement. **Gross:** $7,500. (Average, $10,000)

Week Ending June 16:

"EX-MRS. BRADFORD" (Radio)
"SPY 77" (First Div.)
EMBASSY—(1,400), 15c-25c-35c, 5 days. **Gross:** $2,500. (Average, $3,000)

"LET'S SING AGAIN" (Radio)
GOLDEN GATE—(2,850), 15c-30c-35c-40c, 7 days. Stage, band. **Gross:** $14,900. (Average, $14,500)

Week Ending June 17:

"DRACULA'S DAUGHTER" (Univ.)
"TRAPPED BY TELEVISION" (Col.)
ORPHEUM—(2,440), 15c-30c-35c-40c, 7 days. **Gross:** $7,000. (Average, $6,800)

"FURY" (M-G-M)
"EARLY TO BED" (Para.)
PARAMOUNT—(2,740), 15c-30c-35c-40c, 7 days. **Gross:** $14,000. (Average, $11,500)

"THINGS TO COME" (U. A.)
UNITED ARTISTS—(1,200), 15c-35c-40c-65c, 7 days, 2nd week. **Gross:** $8,000. (Average, $9,000)

Week Ending June 18:

"SPEED" (M-G-M)
"LITTLE RED SCHOOLHOUSE" (Chesterfield)
FOX—(5,000), 10c-25c-35c, 7 days. **Gross:** $5,000. (Average, $6,000)

"BULLETS OR BALLOTS" (F. N.)
"PALM SPRINGS" (Para.)
ST. FRANCIS—(1,470), 15c-30c-35c-40c, 7 days, 2nd week. **Gross:** $6,000. (Average, $7,000)

"PRIVATE NUMBER" (20th-Fox)
"HUMAN CARGO" (20th-Fox)
WARFIELD—(2,680), 15c-30c-35c-40c, 7 days. **Gross:** $14,000. (Average, $15,000)

Week Ending June 19:

"GIPSY BARON" (Vienna Films)
CLAY—(400), 15c-35c, 7 days. **Gross:** $800. (Average, $1,000)

Matthews Starts Monday

London, June 28.—Jessie Matthews' next picture for G. B. will go into work Monday. It's titled "Head Over Heels," Sonnie Hale will direct. In the cast will be Louis Borrell, a new find; Whitney Bourne, American society girl who appeared in "Crime Without Punishment;" Romney Brent, the English star, who appeared in the local stage version of "Three Men on a Horse."

Michael Balcon, production head for G. B., has secured the world film rights to "The Girl Pat."

Set Barcelona Meet

Barcelona, June 28.—Starting July 24, Twentieth Century-Fox will hold a three-day sales meeting at the Palace Hotel under the direction of S. S. Horen. Among those who will attend will be H. Levy, F. Lopez, A. Arche, A. Lopez, E. Nuchera and M. Marcheri.

"Guns," Lewis Band $21,000, In Washington

WASHINGTON, June 28.—Ted Lewis and his orchestra added that oomph to "Sons o' Guns" to send the Earle gross to a total of $21,000, to top the average by $2,600.

The second week of a return engagement—the fourth along the main stem—of "Small Town Girl," at Loew's Columbia, took $4,200, going over its first run par by $600.

The Metropolitan, with "The Law in Her Hands," did $4,200, slipping $100 under average.

"Fury" at Loew's Palace, while taking $13,000, under the average by $2,900, went into its second week.

Fourth week of "Show Boat" at RKO-Keith's was good for $8,000, under the first week average by only $2,600, and went into a fifth stanza.

"The Guardsman" and "The Plow That Broke the Plains," both in their second week at the Belasco, took $4,600 on the last nine days of the 1935-36 season, or $3,700 on the second week and $900 on the two days on the third week. House average is $3,000. The Belasco will reopen late in August.

Total first run business was $69,500. Average is $76,700.

Estimated takings, exclusive of tax:

Week Ending June 17:

"SHOW BOAT" (Univ.)

RKO-KEITH'S—(1,836), 25c-55c, 7 days, 4th week. **Gross:** $8,000. (Average, first week, $10,600)

Week Ending June 18:

"SONS O' GUNS" (W. B.)

EARLE—(2,218), 25c-77c, 7 days. Stage: Ted Lewis and His Orchestra, with Edna Strong, Nascha, Charles "Snowball" Whittier, Hi-Hatters, Radio Aces. **Gross:** $21,000. (Average, $18,400)

"SMALL TOWN GIRL" (M-G-M)

LOEW'S COLUMBIA—(1,264), 25c-40c, 7 days (return engagement, 2nd week. **Gross:** $4,200. (Average, first run, $3,600)

"FORGOTTEN FACES" (Para.)

LOEW'S FOX—(3,434), 25c-66c, 7 days. Stage: Yascha Bunchuk, leading local 60-piece symphony orchestra; Herb Williams, Talbot Haslepp. **Gross:** $14,500. (Average, $20,900)

"FURY" (M-G-M)

LOEW'S PALACE—(2,370), 35c-55c, 7 days. **Gross:** $13,000. (Average, $15,900)

"THE LAW IN HER HANDS" (F. N.)

METROPOLITAN—(1,591), 25c-40c, 7 days. **Gross:** $4,200. (Average, $4,300)

Nine Days Ending June 20:

"THE GUARDSMAN" (M-G-M)

BELASCO—(1,140), 25c-65c, 9 days (last two on third week). **Gross:** $4,600. (Average, 7 days, $3,000)

Close Providence House

PROVIDENCE, June 28.—The RKO Victory here is closed as Richard E. Farrell, manager, awaits confirmation of a deal under which, it is understood, the theatre will be taken over by the interests of the A. A. Spitz, operators of several neighborhood houses. The Victory has been operated by RKO since it was acquired from Edward F. Albee some years ago.

Gertrude Michael Cast

HOLLYWOOD, June 28.—Radio has cast Gertrude Michael, on loan from Paramount, Walter Abel and Erik Rhodes in "This Marriage Business." The picture is set for early production with Edward Killey directing under the supervision of Lee Marcus. The screenplay is by Tom Lennon from an original idea by Fulton Oursler.

"Death" Hits $6,500, Best Denver Gross

DENVER, June 28.—"And Sudden Death" made the best showing of the week here at the Denham, helped by a stage show. The $6,500 gross was above the line by $2,000.

"Convention Girl" went $1,000 over normal on a take of $3,000 at the Center. "One Rainy Afternoon" made a good showing at the Aladdin at $3,500.

At the Denver "Bullets or Ballots" did a big week-end business by getting $7,500. Standouts were the rule Saturday and Sunday. It was moved to the Aladdin for a second week. The Elitch Stock Co. topped last year's opening week by 10 per cent and is proving stiff competition.

Total first run business was $31,500. Average is $28,000.

Estimated takings for the week ending June 25:

"ONE RAINY AFTERNOON" (U. A.)

ALADDIN—(1,500), 25c-40c-50c, 7 days. **Gross:** $3,500. (Average, $3,000)

"THE GOLDEN ARROW" (F. N.)

BROADWAY—(1,500), 25c-40c, 7 days, following a week at the Denver. **Gross:** $1,500. (Average, $2,000)

"CONVENTION GIRL" (F. D.)

CENTER—(1,500), 20c-25c-35c, 7 days. Stage show. **Gross:** $3,000. (Average, $2,000)

"AND SUDDEN DEATH" (Para.)

DENHAM—(1,500), 25c-35c-50c, 7 days. Stage show. **Gross:** $6,500. (Average, $4,500)

"BULLETS OR BALLOTS" (F. N.)

DENVER—(2,500), 25c-35c-50c, 7 days. **Gross:** $7,500. (Average, $7,500)

"THE LAST OUTLAW" (Radio)
"THREE LIVE GHOSTS" (M-G-M)

ORPHEUM—(2,600), 25c-35c-40c, 7 days. **Gross:** $6,000. (Average, $6,000)

"DRACULA'S DAUGHTER" (Univ.)
"NOBODY'S FOOL" (Univ.)

PARAMOUNT—(2,000), 25c-40c, 7 days. **Gross:** $3,500. (Average, $3,500)

"Fury" and "Quiet" Lead in St. Louis

ST. LOUIS, June 28.—"Fury" and "Absolute Quiet" at Loew's were the outstanding hit of an otherwise ordinary week with a drag of $12,100, which was $3,100 above average.

"Bullets or Ballots" went over the top at the Orpheum with a gross of $9,100 as against the house average of $8,500. It was held over.

"It's Love Again" and "Nobody's Fool" at the Fox took $11,200, but was below average for this 5,000-seater, which is $12,000.

The principal opposition of the week was the Municipal Opera.

Total first run business was $47,400. Average is $46,000.

Estimated takings for the week ending June 18:

"PRIVATE NUMBER" (20th-Fox)
"HUMAN CARGO" (20th-Fox)

AMBASSADOR — (3,018), 25c-35c-55c, 7 days. **Gross:** $8,600. (Average, $10,000)

"IT'S LOVE AGAIN" (G.B.)
"NOBODY'S FOOL" (Univ.)

FOX—(5,038)—25c-35c-55c, 7 days. **Gross:** $11,200. (Average, $12,000)

"FURY" (M-G-M)
"ABSOLUTE QUIET" (M-G-M)

LOEW'S—(3,162), 25c-35c-55c, 7 days. **Gross:** $12,100. (Average, $9,000)

"BULLETS OR BALLOTS" (F.N.)

ORPHEUM—(1,950), 25c-35c-55c, 7 days. Held over. **Gross:** $9,100. (Average, $8,500)

"LET'S KISS AGAIN" (Radio)
"TWO IN REVOLT" (Radio)

SHUBERT-RIALTO—(1,725), 25c-35c-55c, 7 days. **Gross:** $6,400. (Average, $6,500)

"King Steps" Again Leads in Portland

PORTLAND, June 28.—"The King Steps Out" with "Too Many Parents" was held for a second week at the Paramount and secured a take of $8,000, over the usual by $3,000.

"Mr. Deeds Goes to Town," plus its running mate, "Till We Meet Again," was held for a seventh week at the Blue Mouse, and secured another $2,000, over average by $300.

"Showboat" was held for a fourth downtown week at the Mayfair and increased to $5,000, over par by $2,000.

Total first run business was $32,000. Average is $24,700.

Estimated takings for the week ending June 20:

"HEARTS DIVIDED" (F.N.)
"LAW IN HER HANDS" (F.N.)

BROADWAY — (1,912), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

"MR. DEEDS GOES TO TOWN" (Col.)
"TILL WE MEET AGAIN" (Para.)

BLUE MOUSE—(1,700), 30c-35c-40c, 7 days (7th downtown week). **Gross:** $2,000. (Average, $1,700)

"SHOWBOAT" (Univ.)

MAYFAIR—(1,700), 30c-35c-40c, 7 days (4th downtown week). **Gross:** $5,000. (Average, $3,000)

"THE PRINCESS COMES ACROSS" (Para.)
"THE COUNTRY BEYOND" (20th-Fox)

ORPHEUM—(1,700), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

"THE KING STEPS OUT" (Col.)
"TOO MANY PARENTS" (Para.)

PARAMOUNT — (3,008), 30c-35c-40c, 7 days (2nd week). **Gross:** $8,000. (Average, $5,000)

"ROAD GANG" (F.N.)

UNITED ARTISTS—(945), 30c-35c-40c, 7 days. **Gross:** $6,000. (Average, $5,000)

"Fury" Buffalo Top As Heat Hits Takes

BUFFALO, June 28.—"Fury" held up best here in a week of blistering early summer heat that wrecked first run business. It drew $9,000 to the Great Lakes, over par by $1,700.

A dual at the Century, "The Walking Dead" and "O'Malley of the Mounted," took $6,000, over average by $200.

Total first run business was $35,900. Average is $38,400.

Estimated takings for the week ending June 20:

"PRIVATE NUMBER" (20th-Fox)

BUFFALO—(3,000), 35c-50c, 7 days. **Gross:** $8,500. (Average, $12,000)

"SONS O' GUNS" (W.B.)
"TWO IN REVOLT" (Radio)

HIPPODROME—(2,500), 35c-50c, 7 days. **Gross:** $6,600. (Average, $7,300)

"FURY" (M-G-M)

GREAT LAKES—(3,000), 25c-40c, 7 days. **Gross:** $9,000. (Average, $7,300)

"THE WALKING DEAD" (W.B.)
"O'MALLEY OF THE MOUNTED" (20th-Fox)

CENTURY—(3,000), 25c, 7 days. **Gross:** $6,000. (Average, $5,800)

"DRACULA'S DAUGHTER" (Univ.)
"NOBODY'S FOOL" (Univ.)

LAFAYETTE—(3,300), 25c, 7 days. **Gross:** $5,800. (Average, $6,000)

Coast Union Wins Case

PASADENA, June 28.—IATSE Local 150 drew first blood in its picket campaign against the Rob & Rowley circuit here when the Appellate Division of the Superior Court reversed a previous conviction of Emil Schwetzer, newsboy, for selling union papers on Pasadena streets. The court ruled that Shwetzer did not violate any Pasadena ordinances and that he had a permit to sell papers. The appeal case has been pending for 90 days.

"Poppy" Gets Seattle Top With $7,200

SEATTLE, June 28.—"Poppy" took the lead here in a dull week by going over par $200 for a gross of $7,200 at the Fifth Avenue. It was moved to the Music Box for an extended run. Hot weather hit all grosses.

"Big Noise," with the Louis-Schmeling fight films, garnered $2,400 at the Blue Mouse. "Mr. Deeds Goes to Town" held up to $3,450 in its 11th week at the Liberty. Other spots were in a bad way.

Total first run business was $27,100. Average is $30,000.

Estimated takings for the week ending June 26:

"DANCING PIRATE" (Radio)
"FATAL LADY" (Para.)

BLUE MOUSE—(950), 25c-40c-55c, 4 days. **Gross:** $1,700. (Average, $4,000)

"BIG NOISE" (W. B.)
LOUIS-SCHMELING FIGHT

BLUE MOUSE—(950), 25c-55c, 3 days. **Gross:** $2,400.

"POPPY" (Para.)

FIFTH AVENUE—(2,500), 25c-40c-55c, 7 days. **Gross:** $7,200. (Average, $7,000)

"MR. DEEDS GOES TO TOWN" (Col.)

LIBERTY—(1,800), 15c-25c-40c-55c, 7 days, 11th week. **Gross:** $3,450. (Average, $4,000)

"SHOW BOAT" (Univ.)

MUSIC BOX—(950), 25c-40c-55c, 7 days, 5th week, extended run from Fifth Avenue. **Gross:** $2,800. (Average, $4,000)

"BULLETS OR BALLOTS" (F. N.)
"THE FIRST BABY" (20th-Fox)

ORPHEUM—(2,450), 25c-30c-40c, 7 days. **Gross:** $5,450. (Average, $6,000)

"ONE RAINY AFTERNOON" (U. A.)
"FORGOTTEN FACES" (Para.)

PARAMOUNT—(3,050), 15c-20c-30c, 7 days. **Gross:** $4,100. (Average, $5,000)

Fight Films, Dual Providence Leader

PROVIDENCE, June 28. — Pictures of the Louis-Schmeling bout lifted the take at the RKO Albee to par for the first time in weeks and the house collected an even $7,000. "Nobody's Fool" and "Pride of the Marines" added their bit. The Strand, with "It's Love Again" and "Till We Meet Again," was the only other house to make its usual gross, $6,500.

"Hearts Divided" and "The Big Noise" were down $1,000 at the Majestic where the take was $6,000. Loew's, with "Sins of Man" and "Trapped by Television," caught $7,000, under by $5,000. Fay's, showing "Private Number," which moved down for a second week from the Majestic, plus a revue, eked out $5,000. The usual gross is $7,000.

Total first run business was $31,500. Average is $39,500.

Estimated takings for the week ending June 25:

"SINS OF MAN" (20th-Fox)
"TRAPPED BY TELEVISION" (Col.)

LOEW'S STATE—(3,800), 15c-40c, 7 days. **Gross:** $7,000. (Average, $12,000)

"HEARTS DIVIDED" (W. B.)
"THE BIG NOISE" (W. B.)

MAJESTIC—(2,400), 15c-40c, 7 days. **Gross:** $6,000. (Average, $7,000)

"PRIVATE NUMBER" (20th-Fox)

FAY'S—(1,600), 15c-40c, 7 days. Stage: "Oriental Fantasies." **Gross:** $5,000. (Average, $7,000)

"NOBODY'S FOOL" (Univ.)
"PRIDE OF THE MARINES" (Col.)
LOUIS-SCHMELING FIGHT

RKO ALBEE—(2,300), 15c-40c, 7 days. **Gross:** $7,000. (Average, $7,000)

"IT'S LOVE AGAIN" (G. B.)
"TILL WE MEET AGAIN" (Para.)

STRAND—(2,300), 15c-40c, 7 days. **Gross:** $6,500. (Average, $6,500)

Studios Hit Fast Pace; 46 in Work

(Continued from page 1)

starring Jack Holt. M-G-M started "The Devil Is a Sissy" and Paramount turned cameras on "The Big Broadcast of 1937" and "I'd Give My Life," a Richard A. Rowland production. At Radio "Grand Jury" and "Count Pete," with Ann Sothern and Gene Raymond, started shooting. Twentieth Century-Fox placed "See America First" in work. Studio work started on Samuel Goldwyn's "Come and Get It" following several weeks on location in Idaho. "Yellowstone" went into production at Universal. Warners started cameras grinding on "Loudspeaker Lowdown." The independents listed among their new films, "Gambling With Souls," an International Studio production by Jay Dee Kay.

According to the weekly survey Columbia had four features working, four in preparation and two in the cutting rooms. Samuel Goldwyn had two, zero and zero; M-G-M, six, one and 12; Paramount, nine, three and seven; Pickford-Lasky, one, zero and zero; Republic, one, one and four; Radio, four, three and three; Roach, zero, one and two; Selznick-International, one, zero and zero; Twentieth Century-Fox, five, two and five; Universal, four, two and three; Warners, eight, one and seven; independents, one, three and zero.

In the short subject division Columbia had none in work, two preparing and three editing. M-G-M had two, two and five; Radio, zero, two and four; Roach, zero, two and one; Warners, one, zero and zero; independents, zero, one and zero.

Milwaukee Lottery Charge Falls Down

Milwaukee, June 28.—Bank night received a clean slate here when a District Court jury found Eugene Van Norman, manager of Saxe's Uptown, not guilty of operating a gambling device.

A case against Milton Harman, manager of the circuit's Garfield, is pending and the City Attorney's office declared that prosecutions would be pressed despite the verdict.

Greenwald to Warners

Pittsburgh, June 28.—Manuel Greenwald, who operated the Art Cinema, foreign film house, here last year and before that was on the exploitation staff of United Artists, has just been named manager of the Strand by Warners. This theatre, in the Oakland district, has been closed for several years, but will reopen again on July 4.

Another change in the Warner managerial department sends Eddie Butler to the Etna.

Tom McKean Injured

Des Moines, June 28.—Tom McKean, Paramount salesman, was badly injured in a recent auto accident in which his car was demolished. Of his six-year-old twin sons, with him at the time, one received a broken collar bone. The other escaped uninjured.

Peterson to Republic

Des Moines, June 28.—Henry Peterson, assistant booker at Paramount films here the past eight years, has joined Republic as booker.

Out Hollywood Way

Hollywood, June 28. — Marlene Dietrich back on "Garden of Allah" set, although still limping from effects of injury to foot on location . . . Nino Martini's sisters, Rosetta and Yolanda, here for the summer . . . Cecil B. DeMille to make "The Plainsman" in Montana instead of South Dakota because there is no water on South Dakota Indian reservation.

Paramount's "Johnny Gets His Gun" company to Big Bear on location . . . Sixth annual Columbia golf tournament set for Aug. 2 at Altadena Country Club . . . Gladys George here ready to start in Paramount's "Hollywood Boulevard" . . . Helen Westley to rest here after finishing in "The Bowery Princess" . . . Will not return to New York for Theatre Guild engagement until fall . . . Mary Astor suffering from a cold.

Casting—Holmes Herbert, Snub Pollard and Lowden Adams in "The Gentleman from Louisiana," Republic . . . George McKay, John Galludy, Victor Killian and Sara Edwards in "The Fighter," Columbia . . . Tetsu Komai and George Rogers in "Three in Eden," Warners.

Lewis Stone in "I'd Give My Life," Paramount . . . Sam Hearn, better known as Slepperman on the Jack Benny program, signed for "The Big Broadcast of 1937," Paramount . . . Robert Benchley in "Piccadilly Jim," M-G-M.

Writers — Bernard McConville working with Joseph Kane, who will also direct, on Republic's first color feature, "Lives of a Texas Ranger" . . . Lee Loeb and Harold Buchman doing screenplay on Aben Kandel's "Come Closer, Folks," Columbia.

Director—Roland Brown on "The Devil Was a Sissy," M-G-M.

Technical Director—Juliet King, president of the Los Angeles Club of Adult Blind, signed as technical director for "The Holy Lie," in which Jane Barwell plays a blind woman, Twentieth Century-Fox.

"Four Hours" Depicts Time *Reel's Growth*

March of Time has produced as fascinating a pictorial record in its publication, "Four Hours a Year," just issued by *Time, Inc.,* as any of its celluloid releases during the year. The book includes some of the outstanding photographic work which has appeared in the March of Time reel, *Time,* the weekly newsmagazine, and *Fortune.*

In a foreword, the editors of *Time* set forth that the book is published "to tell how The March of Time is now established in the world, and how it began and how it grew in its first year. It is a chapter in the history of pictorial journalism—in the use of a new language, difficult, as yet unmastered, but incredibly powerful and strangely universal." —S. A. K.

5,077 Amusements Inactive During 1934

Washington, June 28.—Only 11,197 out of 50,990 corporations in the amusement, hotel and professional field were able to show taxable income for 1934, according to figures made public by the Bureau of Internal Revenue.

The 11,197 companies, the bureau reported, showed a gross income for the year amounting to $1,563,080,000 and a net income of $107,815,000 on which income taxes of $14,864,000 and excess profits taxes of $346,000, a total of $15,210,000 were paid. Of the remaining companies, 5,077 were inactive and filed no reports for 1934, and 34,716 reported gross income of $1,812,431,000, but after deductions, a deficit of $283,256,000.

The report, the first of a series to be issued on 1934 income tax returns, made no analysis of corporations in the service industries to show amusements separately, but will issue figures for such activities in the near future.

McConville to E. M. Loew

Boston, June 28.—John McConville, brother of the Columbia executive, has joined the E. M. Loew circuit. He recently resigned from the publicity department of M. & P. Theatres here.

N. E. Allied Urges Film Deal Support

Boston, June 28.—In urging members to contract for the 18 Chesterfield-Invincible pictures this season, the local Allied affiliate declares in its latest bulletin:

"The present shortage of pictures in the film market, which has created a sellers' market, must be cracked down upon by every independent exhibitor, if he expects to have a profitable business investment in the future. Allied is providing you with such an opportunity. There should be no need for us to ask you to buy this product, but we do state most emphatically that failure on your part to go for this deal will convince Allied that you are satisfied with present market conditions, and that you no longer have need of an organization."

"Therefore, if the Chesterfield-Invincible deal doesn't click, Allied disbands?"

GTE Gets Approval For Stock Listing

Approval for listing of the new General Theatres Equipment securities has been given by the governing committee of the New York Stock Exchange.

The recommendation includes 734,105 shares of no par capital stock issued for the reorganization. When the listing will take place is not known yet.

F. W. C. Shifts Managers

Los Angeles, June 28.—Several house management changes have been made by Fox West Coast. They include: Arthur Novak, to the Long Beach, replacing Meyer Keilson, who has been transferred to the Orpheum in San Diego. Bert Hanson has gone from the Orpheum to the California in San Diego, replacing F. Kislingbury, resigned. Cliff C. Chellew is managing the Lyric in Monrovia, replacing S. C. Mohi. James Finkler is at the Rialto in Pasadena, and Jack Lawson has been named manager of the Ritz in South Pasadena.

Circuits Here Sign For Para.'s Posters

(Continued from page 1)

circuit, while Consolidated operates about 24. The Paramount pact covers all houses in both independent circuits.

Some question has arisen as to the legality of the I. T. O. A.'s contract with the service renters and it was only after lengthy conferences with Milton C. Weisman, attorney for the exhibitor unit, that the exhibitors put their signatures to the Paramount pact.

The I. T. O. A. contract with the independent renters was signed last January. Attorneys for Paramount hold that the film contracts signed with exhibitors last season include a clause that they must secure advertising material from the exchange. The pact also states that the material is copyrighted, leased and not to be sold.

In view of this clause, Paramount contends there is a priority in date which nullifies the I. T. O. A. agreement with the poster houses. Also, that exhibitors selling accessories to others after they are through with the material is a violation of copyright.

Distributors for years have been threatening suit against the poster renters on the copyright angle. Twentieth Century-Fox filed an action some time ago and dropped it. Accessory heads of the various major companies have been mulling over a plan to merge all the ad sales departments into one central unit in all key cities, but this has never materialized.

Kincey Buys 3 More

Charlotte, June 28.—Sale of one theatre in North Carolina and two in South Carolina to companies headed by H. F. Kincey is reported here by L. C. Sipe of the L. C. Sipe Theatres Co.

Sipe sold the Carolina at High Point to North Carolina Theatres, Inc.; the Criterion in Spartanburg, S. C., to the Carolina Amusement Co., and the Criterion in Anderson, S. C., to the Palmetto Amusement Co.

"Swing Time" New Title

Hollywood, June 28.—The new and final release title for the latest Astaire-Rogers film at Radio is "Swing Time."

Wall Street

Dull Week-end Board Trading

	High	Low	Close	Net Change
Consolidated Film pfd.	17½	17½	17½	— ¼
Eastman Kodak	170	170	170	.....
Loew's, Inc.	48¾	48⅝	48⅝	— ¼
Paramount	8⅜	8⅜	8⅜	.....
Paramount 2 pfd.	9⅛	9⅛	9⅛	.....
Pathe Film	7¼	7¼	7¼	— ¼
RKO	5¾	5½	5¾	+ ¼
20th Century-Fox	24⅝	24¼	24⅝	+ ⅛
Warner Bros.	10⅜	10⅛	10¼	.....

Technicolor Gains ⅛

	High	Low	Close	Net Change
Technicolor	27½	27¼	27½	+⅛

Little Bond Doings

	High	Low	Close	Net Change
General Theatre Equip. 6s '40	24½	24½	24½	— ½
General Theatre Equip. 6s '40 ctf.	24¾	24½	24½	— ½
Paramount Pictures 6s '55	90¼	90	90	.....
Warner Bros. 6s '39 wd	93⅝	93⅝	93⅝	— ⅜

(Quotations at close of June 27.)

The Leading Daily Newspaper of the Motion Picture Industry

MOTION PICTURE DAILY

Alert, Intelligent and Faithful Service to the Industry in All Branches

VOL. 39. NO. 153 NEW YORK, TUESDAY, JUNE 30, 1936 TEN CENTS

U. A. Meet to Hear Details Of 35 Today

Will Release 18 Shorts From Walt Disney

Los Angeles, June 29.—United Artists will release a total of 35 features and 18 Walt Disney cartoons in 1936-37, the annual company sales convention will be told tomorrow, the opening day of the three-day meeting.

The delegates arrived at the Ambassador, where the meeting is being held, yesterday and today, headed by George J. Schaefer, vice-president in charge of sales, who will preside. Branch and district managers from all sections of this country and Canada are present, as well as a group from the home office.

The men from the home office, besides Schaefer, include: Arthur W. Kelly, vice-president in charge of foreign sales; Harry D. Buckley, vice-president in charge of corporate affairs; Harry Gold, assistant to Schaefer; James Mulvey, eastern representative for Samuel Goldwyn; Lowell Calvert, eastern representative for Selznick International and Pio-

(Continued on page 13)

Mary Pickford May Stay as U. A. Head

Hollywood, June 29.—Mary Pickford, temporary president of United Artists, is expected to be elected to the post permanently at a board meeting of the company shortly after the annual sales convention winds up at the Ambassador.

The U. A. board usually meets the first week in July. Samuel Goldwyn, now in New York, is scheduled to leave the east for Hollywood by train tomorrow for the board session.

Production activities of Pickford-Lasky will be suspended after "The World Is Mine" is finished.

In addition to her film interests, Miss Pickford has an important commercial deal in work. This has nothing to do with radio. Last week she completed her broadcasting contract with an icebox concern. She also plans a trip abroad.

Schaefer Credits Ads For Theatres' Pickup

Hollywood, June 29. — Crediting newspaper advertising for a 40 per cent increase in theatre attendance for the current year, George J. Schaefer, vice-president of U. A. in charge of

(Continued on page 14)

Seals Given 146 Films in Three Months

Approval Also Is Given To 823 Shorts

Hollywood, June 29.—Moving rapidly because of the increased product flow from major and independent producers, the Hollywood branch of the Production Code Administration during the past three months has viewed and put qualifying seals on 146 features and 823 shorts. The bulk of the product consisted of new pictures with re-issued films occupying only a small percentage of the number.

The current survey of Producers' Ass'n records dates from March 27 to June 27 of this year.

Since the numerical code sealing system was first adopted on July 15, 1934, a total of 1,340 features and 823 shorts has been passed by the board headed by Joseph I. Breen.

The following is a complete record of titles and the releasing companies

(Continued on page 14)

"San Francisco" Is Big Capitol Grosser

Happy days are here again for the Capitol. Tallying slightly over $30,000 for the first three days, "San Francisco" garnered the largest week-end take for the house since "Mutiny on the Bounty," which played there about seven months ago.

The Astor, for the 12th week of "The Great Ziegfeld," wound up with $17,300. The picture is slated to continue until the latter part of August when it will be replaced by "Romeo and Juliet."

Albany, June 29.—"San Francisco" is doing a standout business at Si Fabian's Palace here. The picture grossed $8,000 in the first four days and will probably wind up ahead of the take of "Mutiny on the Bounty."

FWC and M-G-M Talk 1936-37 Film Deal

Negotiations are under way between F. W. C. and M-G-M whereby the circuit will play the distributors' product next season. Working on the deal for the distributor are Al Lichtman, William F. Rodgers, E. M. Saunders, Tom Connors, Joe Bezahler, Alan Cummings and Edward Aarons. For the circuit are Spyros and Charles Skouras, William T. Powers, Edward Zabel, Rick Ricketson, Elmer

(Continued on page 14)

London-Bound

Typewriter primed, Red Kann sails for London tomorrow on a whirlwind survey of British industry.

A *Motion Picture Daily* reporter asked him if it was true he expected to spend much of his time inspecting the Cornish coast. The voyager refused to comment.

Sabath to Continue Theatre Lease Probe

The Sabath Congressional committee is now engaged in a study of reasons behind the disaffirmance of theatre leases by companies in bankruptcy or reorganization and the methods employed by companies in obtaining reductions under leases which were renewed.

RKO officials were questioned on theatre lease changes during the past few days and officials of other companies may be called in the near future. A. H. McCausland, trustee's representative in RKO, was one of those called for questioning by the committee's counsel recently.

RKO and Paramount In Des Moines Pool

Contracts were signed yesterday by RKO and Paramount for the pooling of the Paramount, Des Moines, Strand and Orpheum. The arrangement is expected to go into effect the first week in August.

Abe Blank and Ralph Branton signed for the Blank circuit, while Leslie E. Thompson acted for RKO.

Last Saturday, RKO dropped the Victory, Providence, which is now closed. On Friday and Saturday, Arthur Siegel will assume operation of the circuit's theatres in Kearny and Rutherford, N. J.

St. Louis Transfer May Be Made Friday

Harry C. Arthur left for St. Louis yesterday by plane to confer with local representatives on the Warner theatre deal.

Ernest L. Wilkinson, attorney for F. & M., left for Washington over the week-end and is due back in a few days.

Unless a last minute hitch develops, F. & M. will take over the Shubert-Rialto, Orpheum and Hi-Pointe in the Mound City on Friday.

The boards of the various F. & M. companies in St. Louis met yesterday to ratify contracts in connection with the Warner deal.

Para's. Board Sets Election For Thursday

Zukor Conferring with Company's Officers

A call for a special meeting of the Paramount board on Thursday was issued yesterday with indications that the twice postponed annual election of officers will be held at that meeting.

Adolph Zukor, who arrived from the coast yesterday for a round of conferences with board members prior to the meeting, still appears to be the most likely candidate for the Paramount presidency. Zukor is scheduled to return to the coast some time next week to complete the studio work he has under way there, even though he is elected to the top Paramount post on Thursday.

The reelection of other officers of the company with the probable exception of R. E. Anderson, a vice-president, is expected. Other officers are: Y. Frank Freeman, Neil F. Agnew and John Hicks, vice-presidents; Austin Keough, secretary; Walter B. Cokell, treasurer, and Norman Collyer, assistant secretary. A prominent Paramount officer is being mentioned for elevation to a vice-presidency in the event Anderson, former treasurer of Erpi, is not reelected. Stanton Griffis is regarded as a likely candi-

(Continued on page 16)

Lewis Leaves Para. For Post with RKO

Hollywood, June 29.—Albert Lewis today severed an association of many years with Paramount as a producer to accept a similar post with RKO. The shift becomes effective in two weeks.

Television Started From Empire State

The first field tests of television, preparatory to regular transmission, were started yesterday by RCA from the tower of the Empire State Bldg. The images were broadcast from a 10-kilowatt transmitter. Tests are being made to advance rapidly the home use of receivers.

An unmodulated receiver carrier was sent out to test the distance which the transmitter could reliably span. The broadcast was on a six-meter wave length.

RCA has invited all manufacturers working under RCA licenses to view demonstrations of television July 7.

MOTION PICTURE
DAILY
(Registered U. S. Patent Office)

Vol. 39 June 30, 1936 No. 153

Martin Quigley
Editor-in-Chief and Publisher
MAURICE KANN, *Editor*
J. M. JERAULD, *Managing Editor*
JAMES A. CRON, *Advertising Manager*

Published daily except Sunday and holidays by Quigley Publications, Inc., Martin Quigley, president; Colvin Brown, vice-president and treasurer.

Publication Office: 1270 Sixth Avenue, at Rockefeller Center, New York. Telephone CIrcle 7-3100. Cable address "Quigpubco, New York." All contents copyrighted 1936 by Quigley Publications, Inc. Address all correspondence to the New York Office. Other Quigley publications, Motion Picture Herald, Better Theatres, The Motion Picture Almanac and The Box-Office Check-Up.

Hollywood Bureau: Postal Union Life Building, Vine and Yucca Streets, *Boone Mancall*, Manager; Chicago Bureau: 624 South Michigan Avenue, *C. B. O'Neill*, Manager; London Bureau: 4 Golden Square, London, W. 1, *Bruce Allan*, Representative. Cable address "Quigpubco, London"; Berlin Bureau: Stuelerstrasse 2, Berlin W 35; *Joachim K. Rutenberg*, Representative; Paris Bureau: 19, Rue de la Cour-des-Noues, *Pierre Autre*, Representative; Rome Bureau: Viale Gorizia. *Vittorio Malpassuti*, Representative; Australian Bureau: Regent Theatre Buildings, 191 Collins Street, Melbourne, *Cliff Holt*, Representative; Mexico City Bureau: Apartado 269. *James Lockhart*, Representative; Budapest Bureau: 3, Káplár-u, Budapest, II, *Endre Hevesi*, Representative; Tokyo Bureau: 880 Sasazuka, Ichikawa-shi, Chiba-Ken, *H. Tominaga*, Representative; Prague Bureau: Uhelny trh 2, Prague 1, *Harry Knopf*, Representative; Shanghai Bureau: Rooms 38-41 Capital Theatre Building, 142 Museum Road, *J. P. Koehler*, Representative; Rio de Janeiro Bureau: Caixa Postal 3358, *A. Weissman*, Representative; Buenos Aires Bureau: Corrientes 2495, *N. Bruski*, Representative; Barcelona Bureau: Hotel Ritz, Plaza de las Cortes, *Harry Chapin Plummer*, Representative.

Entered as second class matter, January 4. 1926, at the Post Office at New York City, N. Y., under Act of March 3, 1879.

Subscription rates per year $6 in the Americas, and foreign $12. Single copies: 10 cents.

Kuykendall Talks on His Plan at Omaha

Omaha, June 29.—The ten-point plan as proposed by Ed Kuykendall, president of M. P. T. O. A., was discussed today with Nebraska and Iowa exhibitors at the Loyal Hotel. Kuykendall told of the progress made during his three months of negotiations with distributors and explained how much his organization hopes to accomplish as a result of the parleys.

Dave Palfreyman, of Affiliated Theatres, who accompanied Kuykendall here from Chicago, gave a short informal talk.

Kuykendall and Palfreyman left this afternoon by plane for Kansas City where they will attend another convention.

Denies Knowing Rogan

Jeffrey Bernerd branded as an imposter one Richard Rogan who has been representing himself as a talent scout for G.B. Rogan is not employed in any capacity by G.B., said Bernerd.

F. & M. Move Offices

Fanchon & Marco over the weekend moved from the Bond Bldg. to new headquarters in the RCA Bldg. in Radio City.

◂ Purely Personal ▸

Charles B. McDonald, RKO theatre district manager; William England, assistant to Major L. E. Thompson, and Roy Byron, contact man for the circuit in New Jersey, returned yesterday from a two-week trip to Bermuda. McDonald says he put on seven and a half pounds during his vacation.

•

Joe Emmett returned to his duties as manager of the Capitol last night after a long illness. Popular along the Main Stem, these couple of lines will prove to be good news to his horde of friends.

•

Joe Hornstein plans to install microphones at all of the 18 holes at the Elmsford Golf links for the Monday Nighters tourney. He wants to get a first hand account of all the plays, he says.

•

George E. Williams has joined Pyramid Exchange, Buffalo, as exploitation manager, to work particularly on Burroughs-Tarzan product.

•

Kitty Carlisle plans a return to the stage in the Rowland Stebbins production of "White Horse Inn," Eric Charrell's musical.

•

Fred W. Lange, Paramount general manager for continental Europe, will return to his Paris office Wednesday on the *Normandie*.

•

Tom Hamlin of *Film Curb* was operated on yesterday morning at Post Graduate Hospital for a stomach ailment.

•

Charles Koerner, Boston district head for RKO theatres, got in town yesterday and plans to pull out tomorrow.

•

Jack A. Partington, Jr., son of the F. & M. executive, has some of his photographs on display at the Roxy.

•

Joseph B. Kleckner of Motiograph, Inc.; is in town from Chicago and plans to remain for a few days.

•

Sam Morris is scheduled to return from a visit to the Warner studios with Irving Asher on July 10.

•

Dennis O'Day of the Abbey Players is due to leave for the coast tonight by plane.

•

Earl Lewis of the Metropolitan Opera will leave for Hollywood today.

•

Karl Brenkert returned to Detroit yesterday after a short visit here.

•

Harry Cohn has reservations booked to fly to the coast today.

Cohen East Wednesday

Hollywood, June 29.—Emanuel Cohen will leave by plane Wednesday for New York to see his father off for Palestine.

Cohen today emphatically denied a rumor that he would move back to Paramount in an executive capacity.

Winners Are Named By March of Time

Eleven winners of the March of Time exploitation contest were announced yesterday at a luncheon at the Cloud Club. They are: E. M. Hart, Strand, Plainfield, N. J.; Stewart B. Tucker, Byrd, Richmond; C. D. Beale, Capitol, Juneau, Alaska; C. B. Craig, Rex, Seattle; Roy Bruder, Chicago, Chicago; Charles Zinn, Uptown, Minneapolis; J. E. Unger, Arcadia, Temple, Tex.; Paul Short, Majestic, Dallas; Hardie Meakin, RKO Keith, Washington; Herb Jennings, Keith's, White Plains, N. Y., and Dave Martin, Liberty, Sydney, Australia. All the men are managers and received Tune-O-Matic radios.

The judges were Bruce Barton of Batten, Barton, Durstine & Osborne, Jules Levy and S. Barret McCormick. They attended the luncheon yesterday in addition to M. H. Aylesworth, Roy E. Larsen, Harry Michaelson, Ned E. Depinet, Ralph Rolan and Thayer Cummings.

Honorable mention was given 25 others who were awarded a year's subscription to *Fortune*.

Columbia Field Men To Make N. Y. Trips

Under a new plan put into effect at Columbia, divisional, district and branch sales heads in the field will make periodic trips to New York for conferences with home office executives.

This is in line with the decentralization of the sales force and will expedite deals under way from time to time, it was stated.

Recently Jerome Safron, Los Angeles district supervisor, and several other field men were called in during the negotiations with F.W.C. It is planned to bring in district heads every three months.

Pathe Will Take Up G. N. Shares Option

Pathe will exercise its subscription right to 32,000 additional shares of Grand National stock, giving it a total of 48,000 shares, or eight per cent of the 600,000 shares of Grand National outstanding.

Grand National stockholders can acquire two shares for each share held, at a subscription price of $1.79 per share. Ten investment firms will subscribe at $1.75 a share for all stock not taken up by the present shareholders.

Two Cups for Radio

RKO Radio will be the recipient of two cups, one of gold and one of silver, to be presented tomorrow evening at 6 P.M. by the Italian Consul General on behalf of the Venice International Film Exposition of last year. The awards were won by "Becky Sharp" and "The Informer." Presentation will take place in the auditorium of the Italian Bldg., Rockefeller Center.

Zanuck Back on the Job

Hollywood, June 29.—Darryl F. Zanuck, having curtailed his vacation, is again at the production helm in Movietone City. He has signed Norman Taurog to a new long term contract, purchased three new stories and made three player assignments for Twentieth Century-Fox.

Blank Takes 6 More; Forms New Company

Omaha, June 29.—Evert R. Cummings, district manager for A. H. Blank, stated today that a deal has been closed whereby Blank will take over six Sioux City houses on a partnership basis with B. H. Friedman and Sol Shulkin. The spots named are: the Rialto, only first run house; Hipp, Grenada, Iowa, Loop and Circle. These six and the Princess, already operated by Blank, will be formed into a separate company to be known as Affiliated Theatres but which will be operated by Blank. The Capitol, Blank's ace house, remains outside of the aforementioned setup. The one remaining independent is the Garden, managed by P. D. Gelfund. The Orpheum, rival first run to the Capitol, is a part of the Mort Singer circuit.

The present deal is effective July 1.

It is felt here that because of the present setup under control of Blank, Sioux City will soon be depopulated of theatres since there are now too many in proportion to the population.

Legion Approves All Of 14 New Pictures

All of the 14 new pictures reviewed and classified by the National Legion of Decency in its list for the current week were approved. Twelve were classed as unobjectionable for general patronage and two as unobjectionable for adults. The new films and their classifications follow.

Class A-1, Unobjectionable for General Patronage—"Arizona Raiders," "Big Noise," Das Maedchen Johanna," "Der Traum Vom Rhein," "Die Csardasfuerstin," "Earthworm Tractor," "Hot Money," "Kelly of the Secret Service," "Prison Shadows." "Romeo and Juliet," "San Francisco." "So Ein Maedel Vergisst Man Nicht." Class A-2, Unobjectionable for Adults—"Doomed Cargo," "Seven Brave Men."

M-G-M Closes Deal With Warner Houses

M-G-M has closed a deal with Warner executives whereby the distributor's 1936-37 product will play the entire Warner circuit. Details are now being worked out and are expected to be finished within the next few weeks.

Joseph Bernhard and Clayton Bond represented the circuit while Al Lichtman and William F. Rodgers acted for the distributor.

J. D. Clark on Coast

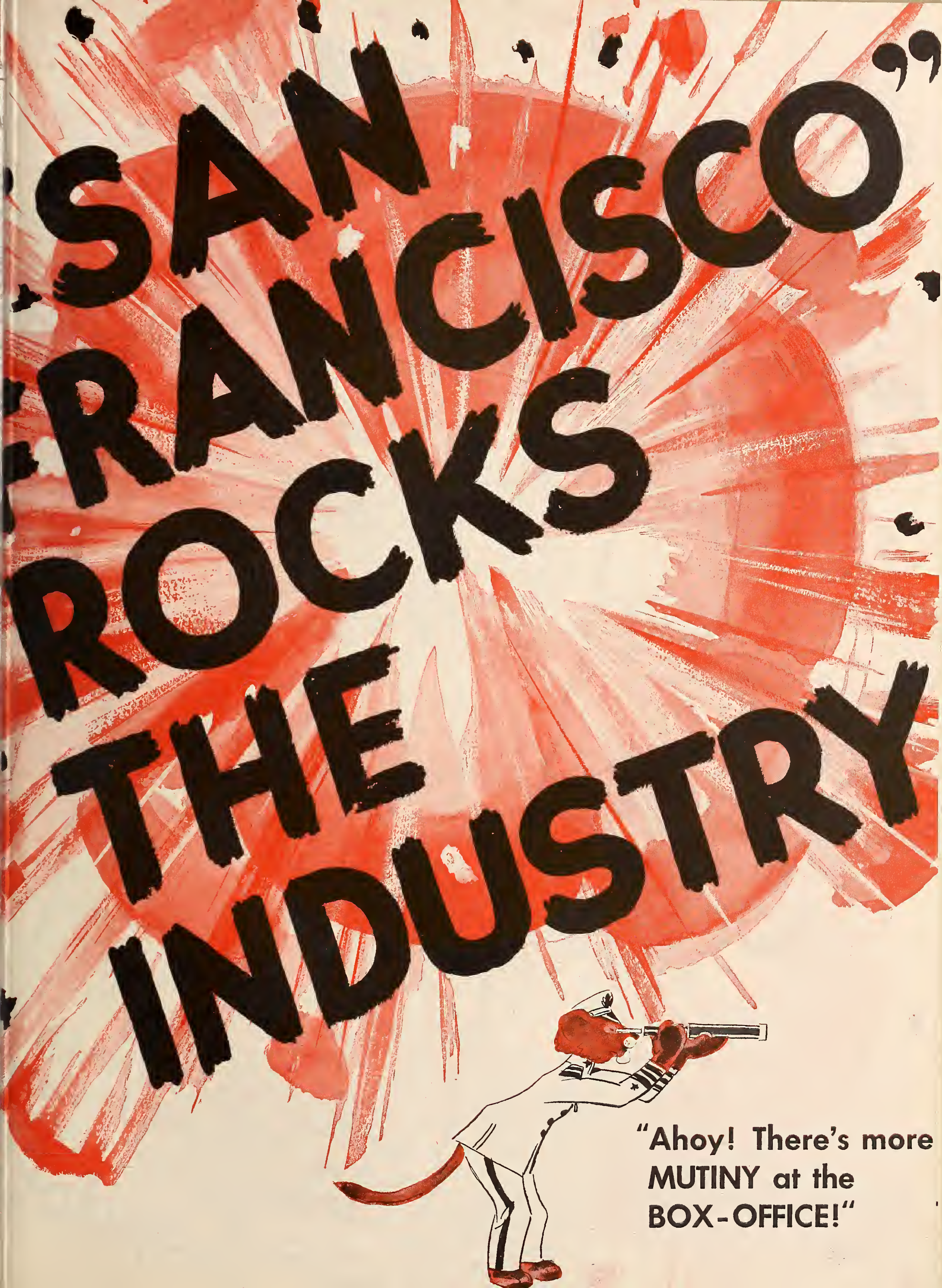
Los Angeles, June 29.—John D. Clark, general sales manager for Twentieth Century-Fox, who is here from New York, plans to spend two weeks at the studios looking over the first group of completed pictures on next season's lineup. The company has finished 10.

Radio Signs Gershwins

Hollywood, June 29.—The brothers Gershwin, George and Ira, have been signed by Radio to do the tunes for "Watch Your Step," the next Astaire-Rogers film.

McKenzie Goes East

Hollywood, June 29. — Maurice McKenzie, executive assistant to Will H. Hays, left for New York today.


"SAN FRANCISCO"
ROCKS
THE
INDUSTRY

"Ahoy! There's more
MUTINY at the
BOX-OFFICE!"

WOW!

FROM BROADWAY TO EVERY CORNER OF THE NATION!

Quake Blasts Broadway!

. . . . Never has a picture shaken a town the way "San Francisco" has!

READ THESE RAVE REVIEWS

"'San Francisco' overwhelms reviewer . . . old adjectives fail the thrilling, graphic, great entertainment that is grandly worth all the adjectives that should and undoubtedly will be bestowed upon it . . . proving its power by making an early morning audience break out in spontaneous applause. W. S. Van Dyke is responsible for making a screen work of distinction."
–WILLIAM BOEHNEL, *World-Telegram.*

"Sensational melodrama heartily recommended. Packs a wallop that is felt in every foot of film. I defy any one to sit unmoved . . . must be seen."
–KATE CAMERON, *Daily News.*

"Clicks with melodrama bang . . . terrifically exciting entertainment . . . box office sensation."
–REGINA CREWE, *American.*

"An earthquake at the Capitol . . . as thrilling a debacle as has ever been brought to the screen. It would be understating to describe as less than colossal."
–THORNTON DELEHANTY, *Post.*

"A stirring film . . . impressive . . . thoroughly entertaining . . . shattering spectacle, one of the truly great cinematic illusions. Brilliant portrayal by Spencer Tracy who is heading surely toward an award for the finest performances of the year."
–FRANK S. NUGENT, *Times.*

"A rousing good show. Everything in one picture. Great movie!"
–BLAND JOHANNESON, *Mirror.*

"Grand entertainment . . . decidedly one of the year's big pictures. Smartly produced. Splendidly acted . . . Gable gives dominating characterization . . . Miss MacDonald has never sung better or looked lovelier."
–ROSE PELSWICK, *Journal.*

"Smashing drama . . . whooping good blood-and-thunder piece . . . the Capitol won't have to do much program changing for a while."
–EILEEN CREELMAN, *Sun.*

'Wallop' —*News*

'Colossal' —*Post*

'Smashing' —*Sun*

'Stirring' —*Times*

'Superb' —*American*

CLARK GABLE · JEANETTE MacDONALD

"SAN FRANCISCO"

with SPENCER TRACY

An M-G-M Picture
Directed by W. S. VAN DYKE

"Air-Cooled"
Capitol

DOORS OPEN 9:45 A. M.

B'WAY at 51st ST.

Major Edward Bowes, *Mng. Dir.*

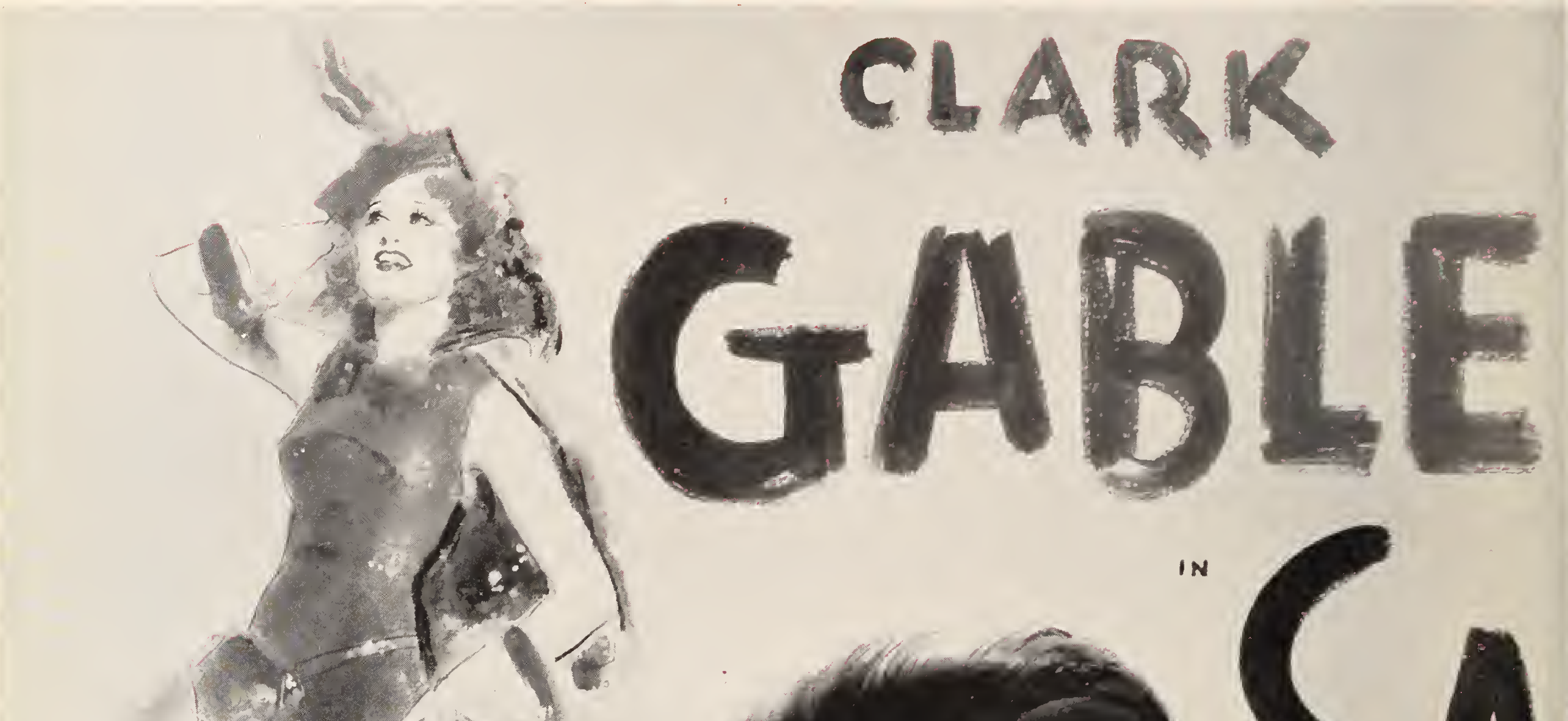
AN EARTHQUAKE

clinches the buying of

NEW SEASON PRODUCT!

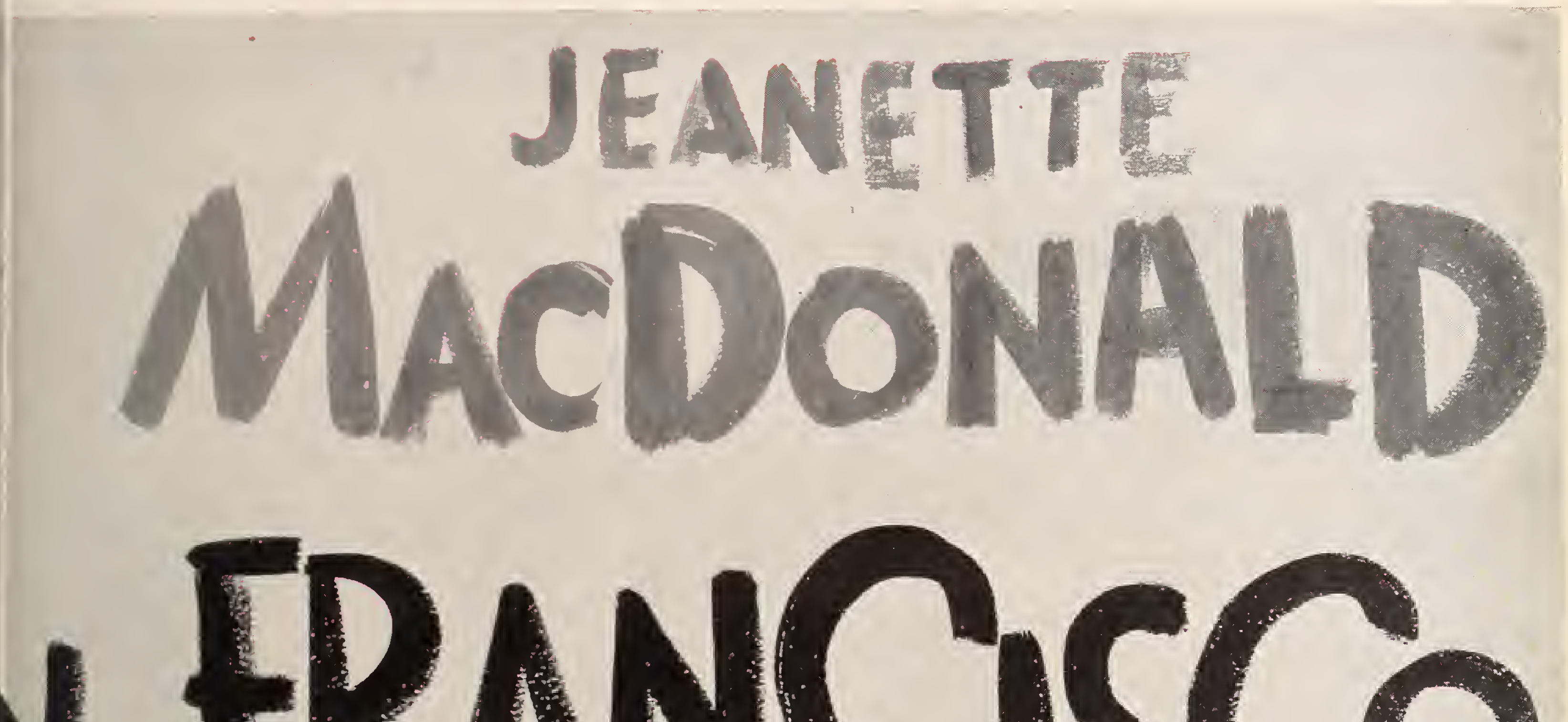
BECAUSE (*see next page*) **and it's a BIG BECAUSE—**

thundering screen



(**NOTE:** *The 24-sheet reproduced above is posted across the nation on 9000 stands. The opening gun in a new M-G-M national posting campaign that extends till winter!*)

from the
comes



JEANETTE
MACDONALD

N FRANCISCO

PENCER TRACY

CK HOLT · TED HEALY · JESSIE RALPH

DIRECTED BY
·S·VAN DYKE

PRODUCED BY JOHN EMERSON AND Bernard H. Hym

Met

ONE OF M-G-M's BIGGEST in a year that's been rich with M-G-M BOX-OFFICE BIG ONES!

STOP and THINK when you read the next page!

Take a tip from Rodin's "The Thinker"!

"SAN FRANCISCO" WILL MAKE EVERY EXHIBITOR IN AMERICA AGREE ON ONE THING!

(All in favor say "Aye!")

HITS

HITS

HITS

HITS

HITS

HITS

"SAN FRANCISCO" CLIMAXES THE MOST SPECTACULAR YEAR OF HITS IN ALL FILM HISTORY!

A few of this season's successes (the season is not yet over either!) and remember, M-G-M's BIG PICTURE ENTERPRISES will be vastly increased in '36-'37. Happily remembered hits: "MUTINY ON THE BOUNTY", "CHINA SEAS", "BROADWAY MELODY OF '36", "ROSE MARIE", "WIFE VERSUS SECRETARY", "A NIGHT AT THE OPERA", "A TALE OF TWO CITIES", "ANNA KARENINA", "NO MORE LADIES", "NAUGHTY MARIETTA", "SMALL TOWN GIRL", "AH WILDERNESS"... to mention just a few! AND OF COURSE THE INDUSTRY'S GREATEST ROAD-SHOW "THE GREAT ZIEGFELD"! And now "SAN FRANCISCO"!

P. S. Oh yes, let's wait for JOAN CRAWFORD, ROBERT TAYLOR and BIG CAST in "The Gorgeous Hussy"—Also JEAN HARLOW, Franchot Tone, Cary Grant in "Suzy" among other "current season" pictures coming soon!

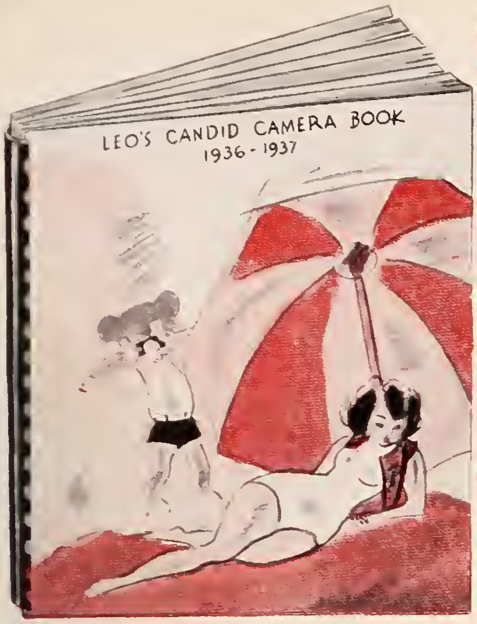
ISN'T IT THE TRUTH?

THERE IS ONLY ONE DECISION FOR EXHIBITORS! NEXT PAGE!

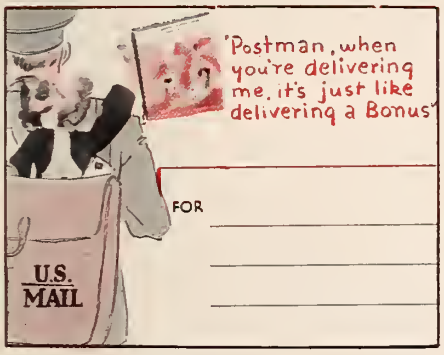
There is only

ONE SMART BUY

in 1936-37!



IT TAKES A WHOLE VOLUME TO TELL THE STORY OF M-G-M IN 1936-37!


Postman, when you're delivering me, it's just like delivering a Bonus
FOR
U.S. MAIL

Did You Get *Yours*?

"LEO'S CANDID CAMERA BOOK of 1936-37" is truly the Talk of the Industry. On this page is just a brief summary. The book contains 118 thrilling pages. **THE BIGGEST LINE-UP OF BIG BUDGET FILMS IN HISTORY!**

A BRIEF SUMMARY OF THE material in "Leo's Candid Camera Book."

NUMBER OF PICTURES: A minimum of 44 and a maximum of 52 of which 30 OUTSTANDING BIG BUDGET PRODUCTIONS are either in preparation or completed.

STARS APPEARING IN THEM

NORMA SHEARER, CLARK GABLE, GRETA GARBO, JOAN CRAWFORD, JEAN HARLOW, WALLACE BEERY, WILLIAM POWELL, MYRNA LOY, JEANETTE MacDONALD, NELSON EDDY, CHARLES LAUGHTON, LUISE RAINER, ROBERT MONTGOMERY, ROBERT TAYLOR, The MARX BROTHERS, FREDDIE BARTHOLOMEW, ELEANOR POWELL, SPENCER TRACY, HELEN HAYES, LIONEL BARRYMORE, JOHN BARRYMORE, JACKIE COOPER. (*Note:* In addition to these stars GRACE MOORE has joined the roster of M-G-M for an important picture in '36-'37.)

Plus more than 69 contract players, many of them stars in their own right as well, including: Brian Aherne, Elizabeth Allan, Ray Bolger, Virginia Bruce, Billie Burke, Charles Butterworth, Bruce Cabot, Joseph Calleia, Mary Carlisle, Jean Chatburn, Melville Cooper, Dudley Digges, Henry Daniell, Buddy Ebsen, Stuart Erwin, Madge Evans, Betty Furness, Ted Healy, Jean Hersholt, Irene Hervey, Allan Jones, June Knight, Frances Langford, Francine Larrimore, Eric Linden, Ann Loring, Edmund Lowe, Una Merkel, Frank Morgan, Chester Morris, George Murphy, Edna May Oliver, Maureen O'Sullivan, Reginald Owen, Cecilia Parker, Jean Parker, Nat Pendleton, May Robson, Mickey Rooney, Shirley Ross, Rosalind Russell, Lewis Stone, James Stewart, Franchot Tone, Johnny Weissmuller, Robert Young.

AMONG PICTURES IN PREPARATION OR COMPLETED

NORMA SHEARER, LESLIE HOWARD in "Romeo and Juliet"...PAUL MUNI, LUISE RAINER in "The Good Earth"...A MARX BROS. PICTURE...NORMA SHEARER in "Pride and Prejudice". . . JEANETTE MacDONALD, NELSON EDDY in "Maytime". . . GRETA GARBO in "Camille". . . GRETA GARBO in "Beloved". . . . NORMA SHEARER, CHARLES LAUGHTON in "Marie Antoinette". . . WILLIAM POWELL, MYRNA LOY in "The Prisoner of Zenda" ..."BROADWAY MELODY OF '37" with Eleanor Powell, Allan Jones, Igor Gorin, Sid Silvers, George Murphy, Una Merkel, Frances Langford . . . Rudyard Kipling's "KIM" with big M-G-M cast including FREDDIE BARTHOLOMEW . . . "MR. AND MRS. WASHINGTON" by Rupert Hughes . . . "BORN TO DANCE" with Eleanor Powell, Allan Jones, Sid Silvers, George Murphy, Buddy Ebsen, etc. . . . WALLACE BEERY in "The Foundry". . . WILLIAM POWELL, MYRNA LOY in "After the Thin Man"...CLARK GABLE in "No Hero"...WILLIAM POWELL, LUISE RAINER in "Adventure For Three". . . JOAN CRAWFORD, CLARK GABLE in "Saratoga". . ."CAPTAINS COURAGEOUS" with big M-G-M cast including FREDDIE BARTHOLOMEW . . . LUISE RAINER in "Maiden Voyage" . . . CLARK GABLE (tentative) in "The Great Canadian". . . "EASY TO LOVE" with Eleanor Powell, Allan Jones, Buddy Ebsen, Frank Morgan, Sid Silvers, Una Merkel, Frances Langford, etc.

The first release of the New Season "THE GREAT ZIEGFELD"

STORY PROPERTIES

Millions of dollars in story and play properties, the result of unceasing search the world over, many of which will make up the balance of the product.

THREE MILLIONS FOR PROMOTION

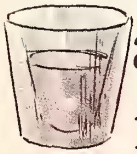
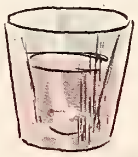
In 1936-37 M-G-M puts behind its unprecedented array of Giant Entertainments a far-flung promotion drive in the newspapers, national magazines, nationwide billboards, network radio, exploitation staffs, etc.

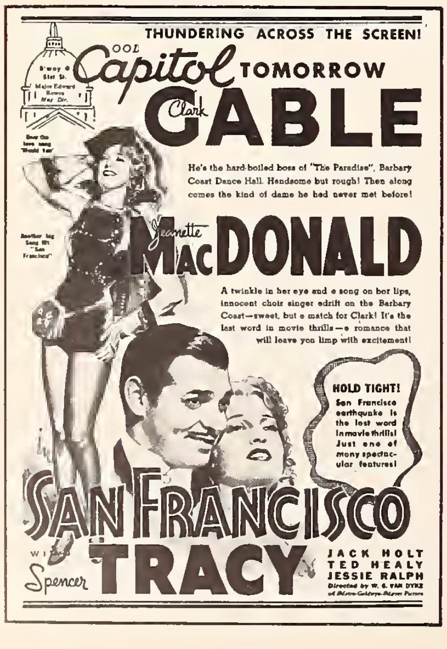
GET READY!

GET SET!

NEXT PAGE: "What to do during an EARTHQUAKE!"

WHAT TO DO DURING AN EARTHQUAKE!

While the crowds are pouring into your theatre to see "San Francisco" take a walk into your office and open up a bottle (*just like the photo* ☞) Then have a quick one to "San Francisco"  and ask the cashier how much cash is already in the till. Then pull out the old ledger and look over the results of Metro-Goldwyn-Mayer pictures during the past year. Then  toast those BIG ONES of '35-'36 and walk into your theatre and watch the folks enjoying "San Francisco." Then call up your M-G-M Branch Office and try to arrange for extra playing time. (*You probably thought of that earlier!*) Your favorite salesman will know you're ready to sign up the smartest deal of all your showmanship days—**M-G-M IN 1936-1937!**



THUNDERING ACROSS THE SCREEN!

Capitol TOMORROW

B'way @ 51st St. Major Edward Bowes Mng. Dir.

Clark GABLE

He's the hard-boiled boss of "The Paradise", Barbary Coast Dance Hall. Handsome but rough! Then along comes the kind of dame he had never met before!

Hear the love song "Would You"

Another big Song Hit "San Francisco"

Jeanette MACDONALD

A twinkle in her eye and a song on her lips, innocent choir singer adrift on the Barbary Coast—sweet, but a match for Clark! It's the last word in movie thrills—a romance that will leave you limp with excitement!

HOLD TIGHT! San Francisco earthquake is the last word in movie thrills! Just one of many spectacular features!

SAN FRANCISCO

with Spencer TRACY

JACK HOLT
TED HEALY
JESSIE RALPH
Directed by W. S. VAN DYKE
A Metro-Goldwyn-Mayer Picture

U. A. Meet to Hear Details Of 35 Today

(*Continued from page* 1)

neer; Edward Raftery, member of the United Artists board of directors; Paul Lazarus; L. Jack Schlaifer, eastern district sales manager; Monroe Greenthal, director of advertising and publicity; Sam Cohen, foreign publicity; Hal Sloane, Disney New York representative; Morris Helprin, publicity manager.

Maurice Silverstone, managing director of United Artists in England, also is here, having come from London for the convention.

Other home office men here are Haskell Masters, Charles M. Steele and N. A. Thompson, as well as Emanuel Silverstone, American representative for Alexander Korda.

The following branch and district heads are attending:

Atlanta—W. M. Richardson.
Boston—John J. Dervin.
Buffalo—Saul Resnick.
Chicago—Jack Goldhar, Midwest district manager, and Harry Lotz, branch head.
Cleveland—A. M. Goodman.
Charlotte—Fred A. Rohrs.
Cincinnati—Max Stahl.
Dallas—Doak Roberts.
Detroit—Morris Dudelson.
Denver—Al Hoffman.
Indianapolis—William Rosenthal.
Kansas City—William Truog.
Los Angeles—Ewen MacLean.
Milwaukee—J. S. Rose.
Minneapolis—Ralph Cramblet.
New Orleans—G. R. Frank.
New York—Nat Bier.
New Haven—Lou Wechsler.
Omaha—Dave McLucas.
Philadelphia—Harry Bodkin.
Pittsburgh—Bert Stern.
Salt Lake City—Irving Schlank.
San Francisco—D. J. McNerney.
Seattle—Guy Navarre.
St. Louis—William Feldstein.
Washington—Charles Kranz.
Calgary—A. Feinstein.
Montreal—A. J. Jeffery.
Toronto—Sam Glazer.
St. Johns—Charles S. Chaplin.
Vancouver—S. Nagler.
Winnipeg—Dave Griesdorf.

O'Shea Named Selznick Assistant

HOLLYWOOD, June 29.—David O. Selznick today signed Daniel Thomas O'Shea as his assistant. O'Shea resigned as RKO assistant secretary and resident legal counsel at the studio to take the post with the U. A. producer.

Six for Early U. A. Release

HOLLYWOOD, June 29.—United Artists will release its first six pictures of the 1936-37 season between Aug. 15 and Oct. 1. The titles are, "Last of the Mohicans," "Dodsworth," "The Man Who Could Work Miracles," "Come and Get It," "The World Is Mine" and "The Garden of Allah."

Start "Dreaming Lips" July 25

LONDON, June 29.—Production on "Dreaming Lips," starring Elisabeth Bergner, will get under way July 25.

Conventioneers Get The Key to the City

LOS ANGELES, June 29.—Forty United Artists delegates arriving here today for their convention were presented with a five-foot Key to the City by Mayor Frank L. Shaw and Commissioner of Public Works Robert M. Allan.

The delegates registered at the Ambassador. Their arrival completes the roster of those attending the current meetings.

Mary Pickford, District Attorney Burton Fitts and Abraham Lehr, of the Samuel Goldwyn executive staff, greeted the delegation at the studio after which they were escorted to the "Dodsworth," "Come and Get It" and "The World Is Mine" sets. They were followed by a truck bearing a variety of liquid refreshments from beer to Coca-Cola.

It is said that Walt Disney is planning to send to the delegates' hotel tomorrow a complete band composed of the falsetto voices used in his well known Mickey Mouse productions.

Wednesday night the entire delegation will attend the screen actors benefit fund show at the Pan Pacific Auditorium.

Goldwyn Girls as Guides

HOLLYWOOD, June 29.—The Samuel Goldwyn girls will act as information guides to the delegates to the United Artists' convention. They will be at the train to meet the boys and will be on duty in the lobby of the Ambassador when the convention opens. Monroe Greenthal is lying awake nights trying to figure a gag from the coincidence that sessions will be held in the hotel's Indian Room, while the first picture on the new schedule is "The Last of the Mohicans."

Prepare "Allah" Trailer

HOLLYWOOD, June 29.—Selznick-International has prepared a special trailer on "The Garden of Allah" which will be shown only to the delegates to the United Artists convention. The trailer is more than 800 feet long.

Attending U.A. Convention

MARY PICKFORD
Acting President

CHARLES CHAPLIN
Owner-Member

GEORGE J. SCHAEFER
Vice-President, G. M.

HARRY D. BUCKLEY
V.P., Corporate Matters

ARTHUR W. KELLY
Vice-President Foreign Sales

HARRY GOLD
Assistant to George Schaefer

PAUL N. LAZARUS
Assistant to George Schaefer

DAVID O. SELZNICK
Selznick Inter'l Pictures

JESSE L. LASKY
V.P., Pickford-Lasky Prod.

M. SILVERSTONE
Board Chairman, U.A. of U.K.

JOHN C. FLINN
General Manager, Pickford-Lasky

E. SILVERSTONE
American Rep., London Films

LOWELL CALVERT
Eastern Rep. Pioneer Productions

MERIAN C. COOPER
Production Head Pioneer

MONROE GREENTHAL
Advertising, Publicity Head

WALT DISNEY

Seals Given 146 Films in Three Months

(*Continued from page 1*)

for the films approved during the last three months:

ACADEMY

(*Features*)

"Revolt of the Zombies," "I Conquer the Sea."

BERKE, WM.

(*Features*)

"Desert Justice."

BURROUGHS-TARZAN

(*Feature*)

"Phantom of Santa Fe."

CHESTERFIELD

(*Features*)

"Below the Deadline," "Wellington Pike Goes West."

COLUMBIA

(*Features*)

"Avenging Waters," "Secret Patrol," "Devil's Squadron," "And So They Were Married," "The Mine with Iron Door," "Let's Sing Again," "Fugitive Sheriff," "The King Steps Out," "Stampede," "Meet Nero Wolfe," "The Final Hour," "Counterfeit," "Trapped by Television."

(*Shorts*)

"Football Bugs," "Screen Snapshots Nos. 9, 12, 15," "Half-Shot Shooters," "Major Google," "Scrappy's Camera Troubles," "Disorder in the Court," "The Peppery Salt," "Glee-Worms," "The Champ's a Chump," "Pain in the Pullman," "The Untrained Seal," "Mr. Smarty."

DUWORLD

(*Feature*)

"Legong."

EXCELSIOR

(*Feature*)

"Aces and Eights."

FIRST DIVISION

(*Feature*)

"Riding Avenger."

FUTTER, WALTER

(*Feature*)

"Feud of the West."

INVINCIBLE

(*Feature*)

"Three of a Kind," "Easy Money."

MacLEAN, DOUGLAS

Producer

"Song of China."

M-G-M

(*Features*)

"The Unguarded Hour," "Small Town Girl," "Absolute Quiet," "Speed," "Neighborhood House," "Three Wise Guys," "Fury," "Trouble for Two," "Romeo and Juliet," "Women are Trouble," "Our Relations," "We Went to College." (Re-issues) "Grand Hotel," "Dinner at Eight."

(*Shorts*)

"The Old Mill Pond," "Little Boy Blue," "The Perfect Setup," "On the Wrong Trek," "Aquatic Artistry," "New Shoes," "Racing Canines," "Polo," "Hill Tillies," "Two Little Pups," "Master Will Shakespeare."

PACIFIC PROD.

(*Feature*)

"Yellow Cargo."

PARAMOUNT

(*Features*)

"Florida Special," "Three on a Trail," "Doctor's Secret," "Border Flight," "Forgotten Faces," "Princess Comes Across," "Early to Bed," "Girl of the Ozarks," "Fatal Lady," "Case Against Mrs. Ames," "Palm Springs," "The Eagle and the Hawk," "And Sudden Death," "Poppy." "Dishonored," "Three Cheers for Love," "Arizona Raiders," "Spendthrift," "Return of Sophie Lang," "Heart of the West," "Yours for the Asking."

(*Shorts*)

"Underground Farmers," "Popular Science" Nos. 5, 6, "Rhythm on the River," "U-Draw 'Em."

PICKFORD-LASKY

(*Feature*)

"One Rainy Afternoon."

PURITAN

(*Feature*)

"Dangerous Way."

RADIO

(*Features*)

"Special Investigator," "The Ex-Mrs. Bradford," "Symphony of Six Million," "The Last Outlaw," "Bunker Bean," "Mary of Scotland," "The Bride Walks Out," "M'Liss."

(*Shorts*)

"Dummy Ache," "High Bear Pressure," "Dog Blight," "Edgar Kennedy" No. 1, "Smart Set" No. 6, "One Live Ghost," "Living Jewels," "So and Sew," "Who's Looney Now."

RELIABLE

(*Features*)

"Riding On," "Millionaire Kid," "Caryl of the Mountains," "Trigger Tom," "Skull and Crown," "Roamin' Wild," "Pinto Rustlers," "Never Too Late," "The Speed Reporter," "Step on It."

REPUBLIC

(*Features*)

"Girl from Mandalay," "The Harvester," "The Lonely Trail," "Hearts in Bondage," "Navy Born," "Guns and Guitars," "Winds of the Wasteland," "Down to the Sea," "Ticket to Paradise," "The Singing Cowboy."

SPECTRUM

(*Feature*)

"Frontier Days."

STATE RIGHTS

(*Features*)

"What Becomes of the Children," "Sundown Saunders," "West of Nevada," "Senor Jim," "Born to Fight," "Prison Shadows," "Phantom Patrol," "Kelly of the Secret Service," "Lion's Den."

REGAL PROD.

(*Feature*)

"Captain Calamity."

SUPREME

(*Features*)

"Last of the Warrens," "Rogue of the Range."

20TH CENTURY-FOX

(*Features*)

"The First Bay," "Champagne Charlie," "Under Two Flags," "Poor Little Rich Girl," "Half Angel," "Sins of Man," "Educating Father," "Private Number," "The Road to Glory,' "Crime of Dr. Forbes," "High Tension," "White Fang," "Pepper," "Border Patrolman."

UNITED ARTISTS

(*Feature*)

"Dancing Pirate."

(*Shorts*)

"Mickey's Moving Day," "Alpine Climbers," "Mickey's Circus," "Mickey's Rival," "Through the Mirror."

UNIVERSAL

(*Features*)

"Banished," "Dracula's Daughter," "Show Boat," "Nobody's Fool," "Parole," "Ride 'Em Cowboy," "My Man Godfrey."

(*Shorts*)

"Barnyard Quintuplets," "Flash Gordon" —Ep. 8 to 13 inclusive. "The Fun House," "Farming Fools," "The Phantom Rider" Ep. 1 to 8 inclusive. "The Battle Royal."

VICTORY

(*Feature*)

"Rio Grande Romance."

WARNERS

(*Features*)

"Hearts Divided," "Two Against the World," "Within These Walls," "Case of the Velvet Claws," "Hot Money," "Earthworm Tractor," "Bullets or Ballots," "Love Begins at 20," "White Angel," "Anthony Adverse," "Trailin' West," "Bengal Killer," "Blood Lines," "Public Enemy's Wife," "I Gave My Heart," "Guns of the Pecos," (Re-issues) "Taxi," "Smart Money."

(*Shorts*)

"Westward, Whoa," "Changing of the Guard," "I'd Love to Take Orders From You," "Bingo Crosbyana," "Song of a Nation," "Fish Tales," "When I Yoo Hoo," "I Love to Singa,' "Shanghaied Shipmates," "Pokey's Pet."

Around L. A. with U. A.

Los Angeles, June 29.—There was a private reunion between Hal Sloane of the Disney office and Dick Frank of New Orleans. It seems they went to camp together 12 years ago.

+

Moe Streimer gave in when the doctor said no, and is missing his first convention in years. Nat Brier of the New York exchange is subbing for Streimer.

+

Doak (two-gun) Roberts of Dallas scorned the train and flew in with Dick Frank of New Orleans. Fred Rohrs of Charlotte used his car as far as Omaha, then to Kansas City and the special.

+

Bill Richardson, here in his capacity as Atlanta branch manager, is attending his first U. A. convention.

+

The wives at the convention will number six: the Mrs. Lou Wechsler, New Haven; Nat Brier, New York; Ralph Cramble, Minneapolis; Irving Schlank, Salt Lake; George Schaefer, with the daughter as well.

+

An automatic rising vote of thanks was accorded Pat Thompson when it was learned he is in charge of the trip, the reason being excellent job he did on last year's meeting.

+

If Harry Gold is the winner when it comes to using the telephone, Sam Cohen goes him one better. Instead of picking up the telephone, he leans out the window and yells.

+

Paul Lazarus is striving to look dignified, what with being a new father-in-law.

+

Morris Helprin is trusting to the neighbors and the elements, hoping both will be friendly to his newly-acquired New Jersey farm while he is here.

+

Monroe Greenthal is trying not to be too despondent over the necessity of surrendering the golf cup he won last year. He couldn't defend it this year, even by mail. He wants to take it out on the coast publicity turf-tearers, but they won't bite.

+

Charles Steele, one of the right bowers of George Schaefer, is a newcomer to a U. A. convention.

+

Real film oldsters at the meeting are John J. Dervin, Al Hoffman and D. J. McNerney.

+

Haskell Masters, the big "gagman," figured he had first place as convention jester cinched—and apparently he was right.

+

Among the arrivals today was Charles S. Chaplin, U. A. branch manager in St. Johns, N. B. Not only does he resemble his famous namesake but he sports the same type of almost inimitable mustache.

Matt Saunders Honored

Bridgeport, June 29.—More than 250 people prominent in theatrical and civic circles, attended the testimonial dinner at the Stratfield Hotel to Matt Saunders, manager of the Palace, celebrating his 25th year with the Poli organization. He was presented a gold watch and silver plaque.

Rites for H. M. Ott

Funeral services for Harvey M. Ott, for many years Paramount's manager in Germany and Central Europe, were held yesterday at Walter Cooke's funeral home. He died Friday.

Schaefer Credits Ads For Theatres' Pickup

(*Continued from page 1*)

sales, said his company would spend $2,500,000 in newspaper advertising during the forthcoming year.

He declared:

"I cannot emphasize too strongly the value of newspaper advertising, for in my recent survey of key cities of the east I found that where liberal newspaper space was taken to advertise our productions, theatres within a radius of 100 miles of those cities showed an increase in receipts and attendance."

FWC and MGM Talk 1936-37 Film Deal

(*Continued from page 1*)

C. Rhoden and Leo I. McCarthy. The circuit men here are also discussing final details for RKO product with Ned E. Depinet, Jules Levy, Harry Cohen and Cresson E. Smith sitting in for the distributor.

Discussions on the U. A. lineup have been delayed because of company executives being on the coast for the annual sales convention.

Virginia Fight Film Ban Ended by Court

Richmond, June 29.—Judge Julian Gunn in Circuit Court has reversed a ban of the censors against showing of the Schmeling-Louis fight films in this state. Charles A. Somma appealed from the censors' decision.

Weddings Numerous

Ensenada, Mex., June 29.—Myrna Loy and Arthur Hornblow, Jr., M-G-M producer, were married here yesterday. They are honeymooning at Frank A. Vanderlip's Mexican ranch.

Beverly Hills, June 29.—Sheila Brown, film actress, and Henry Wilcoxon, the English actor, were married here. The ceremony was performed at the home of Ralph Forbes and his wife, Heather Angel.

Corinne Griffith, star of silent films, was married in Armonk over the week-end to George Marshall, a non-professional. The couple left on a honeymoon trip to Washington.

Hollywood, June 29.—Edward Blondell, brother to Joan, was married to Constance Rey over the week-end.

Rex. Weber of "Brother Can You Spare a Dime?" fame, was married at City Hall to Nettie Schwartz, a stage actress.

Mrs. Mayer to Coast

Hollywood, June 29.—Mrs. Louis B. Mayer, accompanied by Hattie Carnegie, arrive from New York today. The wife of the M-G-M production executive has been in the east for treatments.

To Sell DeLuxe Assets

All property of DeLuxe Trailers, Inc., is to be sold at auction July 8 by David A. O'Malley, assignee.

OVER 4000 SUPREX TYPE ARCS ARE NOW IN OPERATION

IS YOUR THEATRE SUPREX EQUIPPED?

THE Suprex High Intensity Arc has been acclaimed as "the outstanding achievement of years" in the field of motion picture projection.

The development of this improved type of carbon arc by the National Carbon Company Research Laboratories puts High Intensity Projection within the economic reach of theatres of small and moderate size.

The advantages of High Intensity Projection are:

A snow white light that gives clarity and depth to black and white productions, and natural color values in color features and sequences.

A brilliancy of screen illumination which allows sufficient supplementary lighting in the theatre for comfortable vision from the moment of entrance.

Take advantage of the patronage drawing power of this superior projection light.

NATIONAL PROJECTOR CARBONS

SUPREX CARBONS

NATIONAL CARBON COMPANY, INC.
Carbon Sales Division, Cleveland, Ohio
Unit of Union Carbide UCC and Carbon Corporation
Branch Sales Offices: New York Pittsburgh Chicago San Francisco

THERE IS A NATIONAL PROJECTOR CARBON FOR EVERY PROJECTION LAMP

Para's. Board Sets Election For Thursday

(Continued from page 1)

date for the post of chairman of the board.

The possibility that Thursday's meeting may act decisively on the settlement of John E. Otterson's contract is suggested in some Paramount quarters as a result of the election of officers being scheduled for that meeting. These officials are of the opinion that the election will not be held in advance of a decision on the settlement of the contract.

Further evidence that official Paramount regards Joseph P. Kennedy's recent withdrawal from active association with the company as a final move was had yesterday when it was stated officially within the company that not only is Thursday's meeting not scheduled to take any action on Kennedy's first report turned in several weeks ago, but no action on it of any kind is in sight for the immediate future. Kennedy is at his Cape Cod summer home. Certain board members whose resignations Kennedy recommended in his first report appear to be more firmly entrenched in Paramount now, both in their own right and through allied factions, than ever before.

Operating Pacts to Be Ignored

No action on the new Paramount theatre operating contracts is to be taken at the board meeting, either. New long term contracts, probably for a minimum of two years, have been suggested by the board for the Wilby-Kincey and Lucas & Jenkins circuits. These will be negotiated by Freeman in place of new one-year contracts which were first proposed and final action on them will be taken by the board of Famous Theatres Corp., the Paramount theatre subsidiary. The new contracts will not go before the parent company's board again.

The operating partnership with Karl Hoblitzelle for Texas Interstate circuit was extended for one year by the Paramount board at a night meeting late last week. No changes were made in the partnership agreement which provides for a 50-50 stock ownership in the circuit, but with Paramount holding an option to repurchase Hoblitzelle's interest. The principal opposition on the board to a renewal was withdrawn recently.

Kennedy Again Mentioned

The *N. Y. Evening Journal* yesterday said that it was advised by "informed Wall St. quarters" that "Paramount directors have made another bid to Joseph P. Kennedy to become identified with the corporation as one of its top officers."

The newspaper said that it had been unable to determine whether Kennedy has been offered the presidency or the board chairmanship, but quoted "those in authority to speak" as saying that the new president will be a man "from within the organization." In the newspaper's opinion this description fits Kennedy who, it points out, "is part of the organization since he was named special adviser about two months ago."

The *Journal* adds that "considerable doubt was apparent whether Kennedy would accept since reports were that he planned to take a part in the coming Presidential campaign." It stated that Kennedy is expected at Thursday's meeting.

Paramount officials said that they were not aware that the board had made any new offer to Kennedy. The former Pathe and S.E.C. head told Motion Picture Daily recently that he had "definitely decided" that he would take no Paramount post. Kennedy's office here said yesterday that it had not been advised that he would be in town this week or that he planned to attend Thursday's meeting.

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

"Mister Cinderella"

(Roach-M-G-M)

San Diego, June 29.—Putting reverse English on the old, familiar theme of Cinderella and her golden slipper, Hal Roach, with an original story and capable cast, has turned out one of the funniest pictures in the current season. Although about a thousand feet too long, the film can be trimmed down to make a picture which will amuse all ages. The preview audience at the Orpheum laughed and giggled throughout the first showing.

The story concerns the topsy-turvy experiences of Jack Haley, a barber, who substitutes for Monroe Owsley, a millionaire stockholder of Randolph Motors. The young scion has a date with Rosina Lawrence, his newly acquired bride, and sends Haley to the Randolph mansion to talk over a financing deal to put Diesel engines in the Randolph cars. Haley's befuddled experiences in posing as a rich man furnish plenty of laughs as well as fast moving action.

He falls in love with Randolph's daughter, Betty Furness. They become stranded on an island which leads to complications, forcing Miss Furness' family to announce her engagement to a supposed Meriweather. This brings the real Mrs. Meriweather to the Randolph residence to keep her revengeful brother, Tom Dugan, from killing her husband.

As the climax, Edward Brophy, a detective, rushes in to prevent the suspected double murder. Meanwhile Randolph, played by Raymond Walburn, tries to high pressure Haley into spending $5,000,000 on the Diesel scheme. The George M. Cohanish plot unravels with the arrival of the real Meriweather. Through a ruse, Haley gets a rival automobile manufacturer to save Randolph Motors from bankruptcy.

The comedy angle plus the name players should be exploited.

Previewed without production code seal. Running time, 85 minutes. "G."

"Easy Money"

(Invincible)

Hollywood, June 29.—This film has a ready-made break with the fake injury racket making headlines all across the country.

Onslow Stevens, a deputy prosecuting attorney, deliberately throws away an easy conviction for an insurance racketeer because the accused is his brother, Alan Vincent. Stevens offers his services to the insurance company with promises to round up the gang engaged in staging fake accidents and collecting heavy indemnities. With the help of Kay Linaker, he runs down clews which point to a successful interior decorator, Noel Madison. When Vincent attempts to go straight, Madison murders him in the workroom of the shop and flings the body in front of Miss Linaker's car. She is accused of manslaughter and is not cleared until after some fast gunplay when Stevens traps Madison into a confession.

Barbara Barondess, Wallis Clark, Selmer Jackson, Robert Homans, Robert Graves, John Kelly, Alan Woods, Monte Vandergrift, Henry Hebert, Betty Mack, Dickie Walters, Barbara Bedford, Robert Frazier and Broderick O'Farrell play supporting parts under capable direction of Phil Rosen. Maury M. Cohen produced. Paul Perez and Ewart Adamson wrote the original story with screenplay by Arthur T. Horman.

This film is a creditable effort in the low budget class and should do nicely for the exhibitor who stresses the timely angle.

Production Code Seal No. 3,333. Running time, 70 minutes. "G."

Flash Preview

"Down to the Sea"—An unusual type of dramatic love story told against the interesting background of the Florida sponge fishing industry, this offers good exploitation possibilities. Ben Lyon, Russell Hardie and Ann Rutherford are featured.

"Ungdom Av I Dag"—Paramount offers this Swedish film, an amusing tale of young love and its traditionally difficult course. It introduces the competent and attractive Anne-Marie Brunius.

These films will be reviewed in full in a coming issue of Motion Picture Daily.

Ky. Suits Filed on Giveaway Operation

Louisville, June 29.—Commonwealth Attorney E. Poe Harris of Catlettsburg, Ky., has started suits to force Ashland theatres to discontinue Sweepstakes Night, Bank Night and other forms of alleged lotteries.

One suit was filed against Boyd Theatres, Inc., operator of the Paramount. The house is operated by Ike Libson of Cincinnati and is managed by Tom Davis, recently in charge of Libson's Mary Anderson in Louisville. Another suit named the Capitol Amusement Co., Inc., operator of the Grand. Listing three separate charges, the suits asked that the Commonwealth recover the maximum fine of $5,000 for each offense from each of the defendants.

Warner Men on Leave

New Haven, June 29.—Vacations start on July 4 for the following Warner managers: Barney Gordon, Derby; Robert Elliano, Torrington; Manny Kugel, South Norwalk; Joe Liss, Amesbury; Tom Maller, Hartford; Dave L. Sugarman, Hartford; Joe Borenstein, New Britain; Tom Grace, Bristol; R. Barrett, Woburn; Royce Backman, Lynn; Howard Pettengill, Worcester, and George Hoover, Springfield.

Loew vacationers are Matt Saunders, Bridgeport; Ed Fitzpatrick, Waterbury, and Ben Cohen, New Haven. Walter Lloyd, of M. & P.'s Allyn, Hartford, is also on leave.

To Set Hearing Date

Cleveland, June 29.—A date for the hearing of the appeal on the preferred play date bill, which was passed last year by the Ohio legislature, is expected to be set some time this week, according to Rocker and Schwartz, attorneys for the state.

Cagney Visiting Conn.

Westport, Conn., June 29.—James Cagney is vacationing here as the guest of Philip Dunning, the playwright, at his home here.

Wall Street

Fractional Losses on Board

	High	Low	Close	Net Change
Columbia, vtc	35	34½	34½	.....
Columbia, pfd	45¾	45¾	45¾	+ ¾
Consolidated	5⅛	5⅛	5⅛	.....
Consolidated, pfd.	17⅝	17	17	— ½
Eastman Kodak	171	169	170¾	+ ¾
Loew's, Inc.	49	48⅝	49	+ ⅜
Paramount	8⅜	8⅛	8⅛	— ¼
Paramount 2 pfd.	9	9	9	— ⅛
Pathe Film	7½	7¼	7¼	.....
RKO	5¾	5½	5½	— ¼
20th Century-Fox.	24⅛	24	24	— ⅜
20th Century, pfd.	34¾	34	34¼	.....
Warner Bros.	10⅜	10⅛	10⅛	— ⅛

Technicolor Only Curb Gain

	High	Low	Close	Net Change
Sentry Safety	⅝	⅝	⅝	—1/16
Sonotone	2⅝	2½	2⅝	— ⅛
Technicolor	27¾	27½	27¾	+ ⅛

RKO Bonds Up 2 Points

	High	Low	Close	Net Change
Loew's 6s '41 ww deb rights	96½	96	96	— ⅝
Paramount B'way 3s '55	58½	58½	58½	—1¼
Paramount Pict. 6s '55	90¼	90	90	.....
RKO 6s '41 pp ..	69	69	69	+2
Warner Bros. 6s '39 wd	93¾	93⅝	93¾	+ ⅛

(Quotations at close of June 29)

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